

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, DECEMBER 12, 2011

SESSION OF 2011 195TH OF THE GENERAL ASSEMBLY

No. 72

SENATE

MONDAY, December 12, 2011

The Senate met at 1 p.m., Eastern Standard Time.

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

PRAYER

The Chaplain, Reverend Dr. JANET STURDIVANT, of Asbury AME Church, Chester, offered the following prayer:

Let us pray.

O God, our help in ages past, our hope for years to come, our shelter from the stormy blast, and our eternal home. Today, Father, we come with grateful hearts for the many blessings You have bestowed upon us. Today, we come to this Session of the Senate of the Commonwealth of Pennsylvania asking for Your wisdom to make decisions that will benefit our constituents, as well as decisions for the betterment of the Commonwealth. Give us Your peace as we deliberate. Hear us, help us to hear one another, and cause us to reason together to a blessed end.

I pray, God, that Your presence will be in the business on the table today, working out for the good of all concerned. I ask, Father, that You will bless every Senator present, bless their districts, bless their families, and everything that concerns them. Bless their goings and their comings. In the name of the triune God, I pray. Amen.

The PRESIDENT. The Chair thanks Reverend Dr. Sturdivant, who is the guest today of Senator Pileggi.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

NOMINATION 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 BOARD OF TRUSTEES
OF WERNERSVILLE STATE HOSPITAL

December 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, Jonathan D. Encarnacion, 24 Ravine Drive, Reading 19607, Berks County, Eleventh Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified, vice Mark C. Inge, Landisville, resigned.

TOM CORBETT
Governor

CORRECTION TO NOMINATION 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 STATE BOARD OF CRANE OPERATORS

December 9, 2011

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

Please note the nomination dated September 21, 2011, for the appointment of John E. Dohner, 308 E. Bainbridge Street, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, 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, should be corrected to read:

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, 2015, 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

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 242**.

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 366**, with the information the House has passed the same without amendments.

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 638**, **SB 957** and **SB 967**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule XIII, section 6, the bills will be referred to the Committee on Rules and Executive Nominations.

HOUSE BILLS FOR CONCURRENCE

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

December 12, 2011

HB 17, 1955 and 1956 -- Committee on Transportation.

HB 469 and 470 -- Committee on Consumer Protection and Professional Licensure.

HB 578 -- Committee on Local Government.

HB 1397 and 1905-- Committee on Judiciary.

HB 2012 -- Committee on Community, Economic and Recreational Development.

BILL INTRODUCED AND REFERRED

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

December 12, 2011

Senators D. WHITE, COSTA, BROWNE, ORIE, WARD, FONTANA, SOLOBAY, BREWSTER, RAFFERTY, PIPPI, ALLOWAY, HUGHES and VANCE presented to the Chair **SB 1358**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, further providing for definitions and for rates and contracts.

Which was committed to the Committee on BANKING AND INSURANCE, December 12, 2011.

BILLS SIGNED

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

SB 366, HB 242, HB 639 and HB 1337.

BILLS REPORTED FROM COMMITTEE

Senator McILHINNEY, from the Committee on State Government, reported the following bills:

SB 1089 (Pr. No. 1269)

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for form of ballots, printing ballots, stubs and numbers, for form of ballot labels on voting machines and for forms.

HB 934 (Pr. No. 2873) (Amended)

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in preliminary provisions, defining "proof of identification"; in the Secretary of the Commonwealth, providing for requirements relating to voter identification; in preparation for and conduct of primaries and elections, further providing for manner of applying to vote, persons entitled to vote, voter's certificates, entries to be made in district register, numbered lists of voters and challenges; in voting by qualified absentee electors, further providing for applications for official absentee ballots, for approval of application for absentee ballot, for delivering or mailing ballots, for canvassing of official absentee ballots and for public records; and providing for enforcement and for a special procedure at certain elections.

LEGISLATIVE LEAVES

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

Senator PILEGGI. Mr. President, I request legislative leaves for Senator Tomlinson, Senator Ward, and Senator Pippy.

The PRESIDENT. Senator Pileggi requests legislative leaves for Senator Tomlinson, Senator Ward, and Senator Pippy. Without objection, the leaves will be granted.

LEAVE OF ABSENCE

Senator HUGHES asked and obtained a leave of absence for Senator FARNESE, 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, December 12, 2011

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Tuesday, January 3, 2012, 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 Senate recesses on January 3rd, it reconvene on Tuesday, January 17, 2012, unless sooner recalled 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 House of Representatives recesses this week, it reconvene on Monday, December 19, 2011, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses the week of December 19th, it reconvene on Tuesday, January 3, 2012, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the House of Representatives recesses on January 3rd, it reconvene on Tuesday, January 17, 2012, 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	Piccola	Vogel
Argall	Ferlo	Pileggi	Ward
Baker	Folmer	Pippy	Washington
Blake	Fontana	Rafferty	Wagh
Boscola	Gordner	Robbins	White Donald
Brewster	Greenleaf	Scarnati	White Mary Jo
Browne	Hughes	Schwank	Williams
Brubaker	Kasunic	Smucker	Wozniak
Corman	Kitchen	Solobay	Yaw
Costa	Leach	Stack	Yudichak
Dinniman	McIlhinney	Tartaglione	
Earll	Mensch	Tomlinson	
Eichelberger	Orie	Vance	

NAY-0

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

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

SPECIAL ORDER OF BUSINESS 2011-12 NATIONAL YOUTH OF THE YEAR PRESENTED TO THE SENATE

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

Senator FERLO. Mr. President, I am very honored and privileged today to stand here in the Chamber to welcome and introduce a distinguished delegation from the city of Pittsburgh, the Sarah Heinz House Boys' and Girls' Club of America. We have a special honoree today who will be addressing us shortly for a few moments, and I want to welcome and introduce the delegation.

First of all, our honoree who will be speaking to us briefly is Nicholas Steven Foley. He is joined by his younger brother, Liam, who is sitting in the king's chair, and we have two distinguished leaders of the Boys' and Girls' Clubs, the executive director, Stan Pittman, as well as Bob Bechtold, director of outreach from the Sarah Heinz House. We also have Karen Foley, his aunt, and her lifetime partner, Jeanmarie Byrge, so we have a great delegation today.

I think everybody in the room, probably at one time or another, either was a member, supporter, or maybe participated in the life of the Boys' and Girls' Clubs. It is an unbelievable organization that has provided services to many young people for many decades. I know that they represent in excess of 4 million young people, and probably have over 4,000 chapters around this country, if not in other lands overseas as well. The cream has risen to the top with the gentleman who will be speaking to us briefly.

One morning, I happened to wake up to CNN News and heard a good friend of mine, Ron Howard, who played Opie Taylor—I watch TV Land all the time; I guess I do not get out much—and I was not paying attention too much, but there was a young man

seated next to him on CNN and I heard his name was Nick Foley, and then I heard Pittsburgh Boys' and Girls' Clubs. So, obviously, I jumped out of bed and took notice. Lo and behold, this was a gentleman who had been selected, risen from his own peer group to be recognized by the Boys' and Girls' Clubs. He has been honored and designated as the 2011-12 National Youth of the Year. I will not repeat the history of the Boys' and Girls' Clubs because I know that all of our colleagues in the House and Senate have been very supportive of this great institution for many years.

I want to point out one of the reasons why Nick was chosen from five finalists, a little bit about his background. He has been a member of the Sarah Heinz House Boys' and Girls' Club since the age of 7. I will not get into his roots as a young child, but let me just say, he had some tough turns along the way. He is presently a senior at Taylor Allderdice High School, and spends over 6 days a week participating in nearly every program and community service project in his club. Additionally, Nick has volunteered as an assistant coach for youth sports and has participated in the robotics team, the music program, basketball, hockey, and is president of the Sarah Heinz House Keystone Club, which, as you know, is a volunteer youth group. He also assists younger children with their homework, serves as a junior staffer, and works as a counselor at the Boys' and Girls' Clubs. He has logged more than 2,000 hours of community service.

He currently goes to Taylor Allderdice High School, roots that Senator Schwank hails from back in her Pittsburgh days as a youth. But he has chosen Penn State University, and will be pursuing a career in engineering and hopes to own his own engineering firm some day. Maybe he will even take to politics and become a State Senator or maybe Governor of our great State one day.

I want to welcome and honor him. Again, if there is one good model of the Boys' and Girls' Clubs, it is: "Laugh, Learn & Lead," and Nick Foley exemplifies and epitomizes both the mission, the goal, and the purpose of the Boys' and Girls' Clubs. With your permission, Mr. President, I ask that we settle down for a couple of minutes and allow this young gentleman to have the floor up front at the lower podium.

Please give my guests a warm welcome. Thank you, Mr. President.

The PRESIDENT. The Senator's request is entirely in order. Nick, the podium and the floor are yours, sir.

Mr. FOLEY. Thank you, everyone, for having me today. Thank you, Senator Ferlo, for that gracious welcome, and I thank everyone for all of your support of the youth programs throughout the State of Pennsylvania, especially the Boys' and Girls' Clubs, and more specifically my club, the Sarah Heinz House in Pittsburgh.

I guess I can kind of start with my journey, how I got here today. Not too long ago, I was actually here in Harrisburg, in April, as a State youth leader finalist with 15 other youths from across the country. We were all competing just for the State of Pennsylvania, and I was fortunate enough to win and get to represent this great State, and I moved on, over the summer, to go to New York City as part of the regional competition. At this point, there is one winner from each State and also representing other places such as Europe and Asia as their winner from the Boys' and Girls' Clubs, and I won the entire northeast region.

So now, I became one of five people in the entire country representing the Boys' and Girls' Clubs of America. I spent the week in Washington, D.C., with these four amazing teens who--you know, you go to this competition and, technically, you have a 20-percent chance of winning, but you meet them and hear their amazing stories and it becomes like a one-in-a-million chance. I talked about it with a lot of people, and it was such an honor to think about even getting that far. But then I was named the National Youth of the Year, and that experience has been the most amazing thing of my life. It has taken me all across the country. I have spoken at many engagements, on the west coast and the east coast. I was even invited to the World Series Championship game and got to bring the ball out on the field. I was invited by President Obama to go in the Oval Office and meet with him for a while to receive an award. So, all of these experiences have been amazing.

But, this whole process starts at the local Boys' and Girls' Clubs. There is this big elaborate packet, and it goes through your entire life, your family life, your moral character, your community service, your involvement in school, and even your life goals, all of that. And then you go through a process of interviewing with a panel of judges at each level and also giving speeches, which I will be sharing my speech with you today. Now, success in this competition from my club, we have actually done pretty well. It is unprecedented in Boys' and Girls' Clubs. In the past 6 years, my club, the Sarah Heinz House in Pittsburgh, has had four of the Pennsylvania State winners and three of the northeast regional winners. So our club is always--I think it kind of describes how much of a family and how much success our club really has.

As the National Youth of the Year, I get to represent over 4.1 million kids across the country and the world, and that is over 4,000 clubs. Some people ask me, is it tough to go to all of these places and speak, and as a 17-year-old be responsible for being the spokesperson of all of these youth? My answer to that is, it really is not because when an organization and a place that has had such an impact on my life with a true love of the place, it is really not hard to talk about it. Now, the Boys' and Girls' Clubs' tag line is "Great Futures Start Here." I believe I am a perfect example of this, and I will explain to you why.

I will start with my first memory of the Boys' and Girls' Club, the first time I stepped foot in it, and I remember it very clearly. I remember I stood in front of a beautiful brick building wondering what it was inside that my new parents said I would love so much. We walked inside, saw kids everywhere just having fun, and I was introduced to Miss Lynn, one of the adults there. We were taken on a tour of the building, and I fell in love with the place. As we left that night, I looked up to my newest guardians and said, I feel brand new. I am not quite sure what I meant by these words, but I would later find out. This was my first glimpse of the Sarah Heinz House, one of the greatest memories of my childhood and my life.

However, it was not the only memory from my childhood--seven different households, six different guardians, and countless hours spent feeling alone. Reminiscing on sad memories, including fights between my parents, feelings of sadness when my dad left home, and feelings of worry when my mother never arrived to pick me up from preschool. The visions of a kind stranger who came to bag my belongings, and the picture of yet another new place to live. Those are the thoughts that clogged my mind for

the first half of my life. I started as a child who was abandoned by his parents, went through foster care, and was adopted all by the age of 8, but now I stand here before all of you today, a young man with a great future in front of me, thanks to the help and support of many people. Among them are my two adoptive parents, all the foster families that were there when I needed them the most, and my Boys' and Girls' Club, the Sarah Heinz House.

Recently, I came to a sort of emotional crossroad in my life. I came home one afternoon to find a rather large envelope on the table addressed to me. I noticed the name and the return address. I was hesitant to open it, and what I found was somewhat shocking. This letter was actually an invitation to my mother's wedding. This event began triggering the recall of past memories, unpleasant ones involving my mother's past relationships, beginning to see the visions of a man living with us and the look in his eyes when he was told he had to leave. I remember the fury and his attempt to hit my mother where I stepped in and tried to help. This particular encounter ended with me, a young boy, being beaten by a man I hardly knew. But still, I could not completely resist the idea of having my mother back in my life. My adoptive parents gave me the suggestion of trying to write her a letter, but when I sat down with a pen and paper, I realized I had nothing to say to her and I could not chance another disappointment by letting her back in my life. I knew I needed that positive place with more positive people. The Boys' and Girls' Clubs has always provided that to me.

The Sarah Heinz House is responsible for a lot of the greatest lessons and inspirations of my life. The staff, programs, and fellow members have become a huge part of my life. It is my second home and family. So many of the programs, especially Heinz House Camp, helped shape me into the person I am proud to be today, and the person I am going to become tomorrow. My club is honestly the most amazing place. Since the first time I saw the place, I knew it was where I belonged. Whether it is wanting a place to come and play basketball, or needing a place to go when you are alone and sad, the club is definitely the place to go.

Many things have changed in my life, and the Sarah Heinz House has been there with me through it all. So, as I said all those years ago, now I can truly understand those words and say this to all of you: I am brand new. Thank you.

(Applause.)

GUEST OF SENATOR MICHAEL W. BRUBAKER PRESENTED TO THE SENATE

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

Senator BRUBAKER. Mr. President, I am still recovering from that fantastic speech by that young leader. Outstanding.

I would like to introduce a constituent in the gallery today, Katie Mueller. Katie's parents are Linda and Guy Mueller, and she lives in the 36th Senatorial District in the Garden Spot High School area. She is 16, in 11th grade in high school, and when you meet her and interact with her and, most importantly, listen to her, she certainly has the wisdom and maturity of someone far greater in age. She is a marvelous young lady, very focused on her studies, is interested in international relations and very, very interested in understanding corruption better and dedicating her

life to finding ways to identify and rid governments and other cultures of the corruption that is within some of our systems. So, Mr. President, it is a privilege for me to introduce Katie Mueller.

The PRESIDENT. Would the Senate join me in giving its usual warm welcome to the guest of Senator Brubaker.

(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, to be followed by a meeting of the Committee on Appropriations 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, 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 Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the Chair.

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

RESOLUTION INTRODUCED AND REFERRED

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

December 12, 2011

Senators WARD, VANCE, SCARNATI, PILEGGI, FONTANA, GREENLEAF, TOMLINSON, SCHWANK, BAKER, PIPPY, ERICKSON, WAUGH, D. WHITE, BRUBAKER, ARGALL, FERLO, PICCOLA, MENSCH, RAFFERTY, YAW, VOGEL, GORDNER, STACK, YUDICHAK, EICHELBERGER, ALLOWAY, McILHINNEY, FARNESE, BLAKE and SOLOBAY presented to the Chair **SR 250**, entitled:

A Resolution establishing the Task Force on Child Protection.

Which was committed to the Committee on AGING AND YOUTH, December 12, 2011.

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT pro tempore. Senator Ward and Senator Pippy have returned, and their legislative leaves are cancelled.

LEAVES CANCELLED

The PRESIDENT pro tempore. Senator Farnese has returned, and his personal leave is cancelled.

LEGISLATIVE LEAVES

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lehigh, Senator Browne.

Senator BROWNE. Mr. President, I request temporary Capitol leaves for Senator Piccola and Senator Pileggi, and a legislative leave for Senator Corman.

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

Senator FONTANA. Mr. President, I request a temporary Capitol leave for Senator Costa.

The PRESIDENT pro tempore. Senator Browne requests temporary Capitol leaves for Senator Piccola and Senator Pileggi, and a legislative leave for Senator Corman.

Senator Fontana requests a temporary Capitol leave for Senator Costa.

Without objection, the leaves will be granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 170 and SB 371 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Tomlinson has returned, and his legislative leave is cancelled.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 715 (Pr. No. 729) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for definitions; and providing for collection of municipal taxes by county treasurer.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

YEA-50

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Washington
Boscola	Fontana	Rafferty	Waugh
Brewster	Gordner	Robbins	White Donald
Browne	Greenleaf	Scarnati	White Mary Jo
Brubaker	Hughes	Schwank	Williams

Corman	Kasunic	Smucker	Wozniak
Costa	Kitchen	Solobay	Yaw
Dinniman	Leach	Stack	Yudichak
Earl	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

NAY-0

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

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

BILL OVER IN ORDER TEMPORARILY

SB 730 -- Without objection, the bill was passed over in its order temporarily at the request of Senator BROWNE.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 755 (Pr. No. 846) -- 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 other meeting expenses paid by counties.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

SB 894 (Pr. No. 911) -- 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 compensation of supervisors.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

NAY-0

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

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

BILL AMENDED

HB 1458 (Pr. No. 2838) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for display of registration plate; in drivers' licenses, further providing for judicial review and for cancellation; in commercial drivers, further providing for definitions and for requirement, providing for certification requirements, for medical certification and for noncompliance and further providing for license and for disqualification; in general provisions, further providing for automated red light enforcement systems in first class cities and providing for automated red light enforcement in certain cities; and, in State and local administration, further providing for nonreciprocity of operational limitations.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BROWNE, on behalf of Senator PILEGGI, offered the following amendment No. A7450:

Amend Bill, page 26, line 10, by striking out ", (L) and (Q)" and inserting:

and (I)

Amend Bill, page 26, line 12, by striking out "(2) THIS SECTION SHALL TAKE EFFECT IMMEDIATELY." and inserting:

(2) The following provisions shall take effect immediately:

(i) The amendment of 75 Pa.C.S. § 3116(q).

(ii) This section.

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 BROWNE.

BILL OVER IN ORDER

HB 1630 -- Without objection, the bill was passed over in its order at the request of Senator BROWNE.

SECOND CONSIDERATION CALENDAR**BILL REREFERRED**

SB 152 (Pr. No. 126) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 1, 1988 (P.L.82, No.16), known as the Pennsylvania Infrastructure Investment Authority Act, further providing for definitions, for financial assistance and for annual report.

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

BILL OVER IN ORDER

SB 201 -- Without objection, the bill was passed over in its order at the request of Senator BROWNE.

BILL ON SECOND CONSIDERATION

HB 344 (Pr. No. 2816) -- The Senate proceeded to consideration of the bill, entitled:

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

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

BILL OVER IN ORDER

SB 382 -- Without objection, the bill was passed over in its order at the request of Senator BROWNE.

BILLS REREFERRED

SB 477 (Pr. No. 482) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 532 (Pr. No. 538) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 7, 1980 (P.L.380, No.97), known as the Solid Waste Management Act, further providing for permit and license application requirements and for enforcement orders; and providing for repeat violations.

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

BILL OVER IN ORDER

HB 584 -- Without objection, the bill was passed over in its order at the request of Senator BROWNE.

BILL REREFERRED

HB 608 (Pr. No. 592) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for mining permit; providing for bioenergy crop bonding; and making editorial changes.

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

BILLS OVER IN ORDER

SB 707 and **SB 866** -- Without objection, the bills were passed over in their order at the request of Senator BROWNE.

BILL REREFERRED

SB 878 (Pr. No. 893) -- The Senate proceeded to consideration of the bill, entitled:

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

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

BILLS OVER IN ORDER

SB 884, SB 903, SB 939 and **SB 968** -- Without objection, the bills were passed over in their order at the request of Senator BROWNE.

BILLS REREFERRED

SB 1004 (Pr. No. 1712) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the establishment of the Surety Bond Guarantee Fund Program; imposing duties on the Department of Community and Economic Development; and establishing the Surety Bond Guarantee Fund.

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

SB 1019 (Pr. No. 1300) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 61 (Prisons and Parole) of the Pennsylvania Consolidated Statutes, defining "corrections manager"; and, in general administration, providing for salary of corrections managers.

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

SB 1036 (Pr. No. 1301) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 1, 1956 (1955 P.L.1944, No.655), referred to as the Liquid Fuels Tax Municipal Allocation Law, further providing for allocated money.

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

BILL OVER IN ORDER

SB 1092 -- Without objection, the bill was passed over in its order at the request of Senator BROWNE.

BILL REREFERRED

SB 1141 (Pr. No. 1744) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 29, 2004 (P.L.1282, No.158), known as the Manufactured Housing Improvement Act, expanding the coverage of the act to relocated housing.

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

BILLS OVER IN ORDER

HB 1164 and **SB 1201** -- Without objection, the bills were passed over in their order at the request of Senator BROWNE.

BILL ON SECOND CONSIDERATION AND RECOMMITTED

SB 1249 (Pr. No. 1520) -- The Senate proceeded to consideration of the bill, entitled:

An Act apportioning this Commonwealth into congressional districts in conformity with constitutional requirements; providing for the nomination and election of Congressmen; and requiring publication of notice of the establishment of congressional districts following the Federal decennial census.

Considered the second time and agreed to,

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

Upon motion of Senator BROWNE, and agreed to by voice vote, the bill just considered was recommitted to the Committee on State Government.

BILLS OVER IN ORDER

SB 1252, SB 1302, HB 1355, HB 1399, HB 1500, HB 1582 and **HB 1862** -- Without objection, the bills were passed over in their order at the request of Senator BROWNE.

BILL ON SECOND CONSIDERATION AND REREFERRED

HB 1950 (Pr. No. 2837) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes, consolidating the Oil and Gas Act with modifications relating to definitions, well permits, well location restrictions, protection of water supplies, well reporting requirements, bonding, enforcement orders, penalties, civil penalties and local ordinances; providing for containment, for transportation regulations, for emergency response information, for notification to public drinking water systems, for corrosion control requirements, for gathering lines and for model ordinance; providing for local ordinances relating to oil and gas operations; and making a related repeal.

Considered the second time and agreed to,

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

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

THIRD CONSIDERATION CALENDAR RESUMED

SB 730 CALLED UP

SB 730 (Pr. No. 1822) -- 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 BROWNE.

BILL AMENDED

SB 730 (Pr. No. 1822) -- 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, in corporate powers, further providing for real property and for personal property; and, in contracts, further providing for letting contracts.

On the question,

Will the Senate agree to the bill on third consideration?

Senator GORDNER offered the following amendment No. A7342:

Amend Bill, page 2, line 20, by striking out "AN ITEM" and inserting:

real property

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 BROWNE.

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 BOARD OF TRUSTEES
OF DANVILLE STATE HOSPITAL**

December 5, 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 25, 2011, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Board of Trustees of Danville State Hospital, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified, vice Joseph Millard, Danville, resigned.

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

TOM CORBETT
Governor

[Data missing] **COUNCIL OF TRUSTEES OF EAST
STROUDSBURG UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION**

December 5, 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 August 12, 2011, for the appointment of Melanie DePalma, 1024 N. Waterford Way, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the Council of Trustees of East Stroudsburg University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until her successor is appointed and qualified, vice Trudi Q. Denlinger, Bethlehem, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE STATE HORSE
RACING COMMISSION**

December 5, 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 12, 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 Horse Racing Commission, to serve for a term of three years and until her successor is appointed and qualified, vice John B. Hannum, III, Kennett Square, resigned.

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

TOM CORBETT
Governor

**JUDGE, COURT OF COMMON PLEAS,
CARBON COUNTY**

December 5, 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 25, 2011, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Carbon County, to serve until the first Monday of January 2012, vice The Honorable David W. Addy, deceased.

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

TOM CORBETT
Governor

**JUDGE, COURT OF COMMON PLEAS,
LUZERNE COUNTY**

December 5, 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 25, 2011, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Luzerne County, to serve until the first Monday of January 2012, vice The Honorable Joseph M. Augello, resigned.

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

TOM CORBETT
Governor

**JUDGE, COURT OF COMMON PLEAS,
LUZERNE COUNTY**

December 5, 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 25, 2011, for the appointment of Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Luzerne County, to serve until the first Monday of January 2012, vice The Honorable Hugh F. Mundy, resigned.

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

TOM CORBETT
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

December 5, 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 25, 2011, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2012, vice The Honorable Tama Myers Clark, resigned.

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

TOM CORBETT
Governor

**JUDGE, COURT OF COMMON PLEAS,
PHILADELPHIA COUNTY**

December 5, 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 1, 2011, for the appointment of Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as Judge, Court of Common Pleas, Philadelphia County, to serve until the first Monday of January 2014, vice The Honorable Renee Cardwell Hughes, resigned.

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

TOM CORBETT
Governor

JUDGE, PHILADELPHIA MUNICIPAL COURT

December 5, 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 1, 2011, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as Judge, Philadelphia Municipal Court, to serve until the first Monday of January 2012, vice The Honorable Jimmie Moore, resigned.

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

TOM CORBETT
Governor

JUDGE, PHILADELPHIA TRAFFIC COURT

December 5, 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 1, 2011, for the appointment of Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as Judge, Philadelphia Traffic Court, to serve until the first Monday of January 2014, vice The Honorable Earlene Green, 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 OPTOMETRY

December 5, 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 Optometry, 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 Roberta C. Horwitz, O.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 PLANNING BOARD

December 5, 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 1, 2011, for the appointment of Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, as a member of the State Planning Board, to serve for a term of four years and until his successor is appointed and qualified, vice Ellen Ferretti, Dallas, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE PUBLIC SCHOOL
EMPLOYEES' RETIREMENT BOARD**

December 5, 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 August 31, 2011, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as a member of the Public School Employees' Retirement Board, to serve until January 1, 2012, and until her successor is appointed and qualified, vice Tina Byles Williams, Philadelphia, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE STATE REAL ESTATE COMMISSION

December 5, 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 25, 2011, for the appointment of Stephanie Moore (Public Member), 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-first [sic] Senatorial District, as a member of the State Real Estate Commission, to serve for a term of five years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Michael Weiss, Philadelphia, whose term expired.

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

TOM CORBETT
Governor

SHERIFF, PHILADELPHIA COUNTY

December 5, 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 11, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as Sheriff, in and for the County of Philadelphia, to serve until the first Monday of January 2012, vice The Honorable John D. Green, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE WORKERS' COMPENSATION APPEAL BOARD

December 5, 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 August 30, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apt. 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Herbert Hoffman, Harrisburg, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

December 5, 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 1, 2011, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of York, Magisterial District 19-1-05, to serve until the first Monday of January 2014, vice The Honorable Barbara H. Nixon, resigned.

rial District, as Magisterial District Judge, in and for the County of Dauphin, Magisterial District 12-1-03, to serve until the first Monday of January 2012, vice The Honorable Joseph S. Solomon, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

December 5, 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 1, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as Magisterial District Judge, in and for the County of Lehigh, Magisterial District 31-1-08, to serve until the first Monday of January 2012, vice The Honorable Anthony G. Rapp, Jr., resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

December 5, 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 25, 2011, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of Schuylkill, Magisterial District 21-2-01, to serve until the first Monday of January 2012, vice The Honorable Bernadette J. Nahas, resigned.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

December 5, 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 August 29, 2011, for the appointment of Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, as Magisterial District Judge, in and for the County of York, Magisterial District 19-1-05, to serve until the first Monday of January 2014, vice The Honorable Barbara H. Nixon, resigned.

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 pro tempore. 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 PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Dene Liott, 11 Reynolds Avenue, Pottstown 19464, Montgomery County, Forty-fourth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, and until her successor is appointed and qualified, vice John F. Vogel, Reading, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Jen Martchek, 2630 Lansdale Drive, Wexford 15090, Allegheny County, Fortieth Senatorial District, for reappointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, 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, 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, 2014, and until his successor is appointed and qualified, whose term expired *[sic]*.

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 PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Stuart A. Wesbury, Jr., 950 Willow Valley Lakes Drive, H-312, Willow Street 17584, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, and until his successor is appointed and qualified, vice Robert K. Wargo, Huntingdon, whose term expired.

TOM CORBETT
Governor

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

September 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, Michael H. Firestine, 4520 Conrad Weiser Parkway, Womelsdorf 19567, Berks County, Forty-eighth Senatorial District, for appointment 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, vice Thomas B. Williams, Middletown, whose term expired.

TOM CORBETT
Governor

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

September 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, Melvin C. Gehman, 6151 Valley Glen Road, Annville 17003, Lebanon County, Forty-eighth 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 ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION**

September 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, Thomas A. Sollenberger, 7606 Valley Camp Road, St. Thomas 17252, Franklin County, Thirty-third 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 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 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 BOARD OF TRUSTEES
OF CLARKS SUMMIT STATE HOSPITAL**

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, James Davenport, 104 Sunset Drive, Dunmore 18512, Lackawanna County, Twenty-second Senatorial District, for reappointment as a member of the Board of Trustees of Clarks Summit State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

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, 2015, 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 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 STATE BOARD OF
LANDSCAPE ARCHITECTS**

November 2, 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, Daniel S. DiMucci, RLA, ASLA, 213 Fowler Drive, West Chester 19382, Chester County, Nineteenth Senatorial District, for reappointment as a member of the State Board of Landscape Architects, 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 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. Loiselle (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 ap-

pointed 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 BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS**

August 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, Diane Howarth, RN, BS, CHPN, 759 Drytown Road, Holtwood 17532, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, 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 Romaine J. Campenni, Pittston, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD OF OCCUPATIONAL
THERAPY EDUCATION AND LICENSURE**

August 17, 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, Kerri L. Hample, OTD, OTR, 17 Laurel Ridge Lane, Lititz 17543, Lancaster County, Thirty-sixth Senatorial District, for reappointment as a member of the State Board of Occupational Therapy Education and Licensure, to serve for a term of three years and until her successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

October 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, Gayle A. Cotchen, PharmD, MBA, 1097 Woodhill Drive, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for appointment as a member of the State Board of Pharmacy, 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 Michael Romano, Pittsburgh, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

October 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, Theresa M. Talbott, R.Ph., RR 4 Box 4169, Stroudsburg 18360, Monroe County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Pharmacy, 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 Richard Smiga, Lititz, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE PHILADELPHIA
SCHOOL REFORM COMMISSION**

October 20, 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, Feather O'Conner Houstoun, 240 S. Hutchinson Street, Philadelphia 19107, Philadelphia County, First Senatorial District, for appointment as a member of the Philadelphia School Reform Commission, to serve until January 18, 2012, and until her successor is appointed and qualified, vice Denise McGregor Armbrister, Philadelphia, resigned.

TOM CORBETT
Governor

**MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER**

October 20, 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, Albert M. Geniviva, R.Ph., 4922 Canyon Creek Trail, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for reappointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

TOM CORBETT
Governor

**MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER**

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, Jayne L. Romero, 177 Pump Station Road, Titusville 16354, Venango County, Twenty-first Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Gary Hutchison, Franklin, resigned.

TOM CORBETT
Governor

**MEMBER OF THE BOARD OF TRUSTEES
OF POLK CENTER**

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, Colleen A. Stuart, 4568 Forest Road, Cooksburg 16217, Clarion County, Twenty-first Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Jennifer Schneider, Oil City, resigned.

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

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

October 20, 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, Kenneth S. Harting, 600 Stitzer Avenue, Wernersville 19565, Berks County, Forty-eighth Senatorial District, for reappointment as a member of the Board of Trustees of

Wernersville State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

October 20, 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, Carolyn Hausman, 103 Steely Road, Sinking Spring 19608, Berks County, Forty-eighth Senatorial District, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified.

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 pro tempore. 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 PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Dene Liott, 11 Reynolds Avenue, Pottstown 19464, Montgomery County, Forty-fourth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, and until her successor is appointed and qualified, vice John F. Vogel, Reading, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Jen Martchek, 2630 Lansdale Drive, Wexford 15090, Allegheny County, Fortieth Senatorial District, for reappointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, 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, 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, 2014, and until his successor is appointed and qualified, whose term expired *[sic]*.

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 PENNSYLVANIA
COUNCIL ON AGING**

October 17, 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, Stuart A. Wesbury, Jr., 950 Willow Valley Lakes Drive, H-312, Willow Street 17584, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until October 8, 2014, and until his successor is appointed and qualified, vice Robert K. Wargo, Huntingdon, whose term expired.

TOM CORBETT
Governor

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

September 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, Michael H. Firestine, 4520 Conrad Weiser Parkway, Womelsdorf 19567, Berks County, Forty-eighth Senatorial District, for appointment 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, vice Thomas B. Williams, Middletown, whose term expired.

TOM CORBETT
Governor

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

September 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, Melvin C. Gehman, 6151 Valley Glen Road, Annville 17003, Lebanon County, Forty-eighth 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 ANIMAL HEALTH
AND DIAGNOSTIC COMMISSION**

September 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, Thomas A. Sollenberger, 7606 Valley Camp Road, St. Thomas 17252, Franklin County, Thirty-third 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 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 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 BOARD OF TRUSTEES
OF CLARKS SUMMIT STATE HOSPITAL**

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, James Davenport, 104 Sunset Drive, Dunmore 18512, Lackawanna County, Twenty-second Senatorial District, for reappointment as a member of the Board of Trustees of Clarks Summit State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

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, 2015, 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 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 STATE BOARD OF
LANDSCAPE ARCHITECTS**

November 2, 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, Daniel S. DiMucci, RLA, ASLA, 213 Fowler Drive, West Chester 19382, Chester County, Nineteenth Senatorial District, for reappointment as a member of the State Board of Landscape Architects, 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 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 BOARD OF EXAMINERS
OF NURSING HOME ADMINISTRATORS**

August 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, Diane Howarth, RN, BS, CHPN, 759 Drytown Road, Holtwood 17532, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, 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 Romaine J. Campenni, Pittston, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD OF OCCUPATIONAL
THERAPY EDUCATION AND LICENSURE**

August 17, 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, Kerri L. Hample, OTD, OTR, 17 Laurel Ridge Lane, Lititz 17543, Lancaster County, Thirty-sixth Sena-

torial District, for reappointment as a member of the State Board of Occupational Therapy Education and Licensure, to serve for a term of three years and until her successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

October 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, Gayle A. Cotchen, PharmD, MBA, 1097 Woodhill Drive, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for appointment as a member of the State Board of Pharmacy, 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 Michael Romano, Pittsburgh, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

October 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, Theresa M. Talbott, R.Ph., RR 4 Box 4169, Stroudsburg 18360, Monroe County, Twenty-ninth Senatorial District, for appointment as a member of the State Board of Pharmacy, 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 Richard Smiga, Lititz, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE PHILADELPHIA SCHOOL REFORM COMMISSION

October 20, 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, Feather O'Conner Houstoun, 240 S. Hutchinson Street, Philadelphia 19107, Philadelphia County, First Senatorial District, for appointment as a member of the Philadelphia School Reform Commission, to serve until January 18, 2012, and until her successor is appointed and qualified, vice Denise McGregor Armbrister, Philadelphia, resigned.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF POLK CENTER

October 20, 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, Albert M. Geniviva, R.Ph., 4922 Canyon Creek Trail, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for reappointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF POLK CENTER

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, Jayne L. Romero, 177 Pump Station Road, Titusville 16354, Venango County, Twenty-first Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Gary Hutchison, Franklin, resigned.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF POLK CENTER

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, Colleen A. Stuart, 4568 Forest Road, Cooksburg 16217, Clarion County, Twenty-first Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Jennifer Schneider, Oil City, resigned.

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

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

October 20, 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, Kenneth S. Harting, 600 Stitzer Avenue, Wernersville 19565, Berks County, Forty-eighth Senatorial District, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2017, and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

October 20, 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, Carolyn Hausman, 103 Steely Road, Sinking Spring 19608, Berks County, Forty-eighth Senatorial District, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January 2017, and until her successor is appointed and qualified.

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-50

Alloway	Erickson	Orie	Vance
Argall	Farnese	Piccola	Vogel
Baker	Ferlo	Pileggi	Ward
Blake	Folmer	Pippy	Washington
Boscola	Fontana	Rafferty	Waugh
Brewster	Gordner	Robbins	White Donald

Browne	Greenleaf	Scarnati	White Mary Jo
Brubaker	Hughes	Schwank	Williams
Corman	Kasunic	Smucker	Wozniak
Costa	Kitchen	Solobay	Yaw
Dinniman	Leach	Stack	Yudichak
Earll	McIlhinney	Tartaglione	
Eichelberger	Mensch	Tomlinson	

NAY-0

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

Ordered, That the 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.

RECESS

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lehigh, Senator Browne.

Senator BROWNE. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Aging and Youth to be held in the Rules room immediately.

The PRESIDENT pro tempore. For the purpose of a meeting of the Committee on Aging and Youth, without objection, the Senate stands in recess.

AFTER RECESS

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

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

**UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE**

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

SB 344 (Pr. No. 1847) (Amended) (Rereported)

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, providing for public-private transportation partnerships; and making a related repeal.

SB 375 (Pr. No. 1039) (Rereported)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in municipalities, further providing for money.

SB 1133 (Pr. No. 1788) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in State System of Higher Education, further providing for purposes and general powers.

SB 1301 (Pr. No. 1803) (Rereported)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in assessments of persons and property, further providing for definitions; and providing for applicability.

SB 1308 (Pr. No. 1732) (Rereported)

An Act authorizing the State System of Higher Education and its employees to enter into certain economic development agreements; providing for approval and notice, for reports and for limitations; and making an inconsistent repeal.

SB 1322 (Pr. No. 1743) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in State System of Higher Education, further providing for purposes and general powers.

HB 169 (Pr. No. 2819) (Rereported)

An Act amending the act of December 19, 1988 (P.L.1262, No.156), entitled, as amended, "An act providing for the licensing of eligible organizations to conduct games of chance, for the licensing of persons to distribute games of chance, for the registration of manufacturers of games of chance, and for suspensions and revocations of licenses and permits; requiring records; providing for local referendum by electorate; and prescribing penalties," further providing for legislative intent, for definitions, for games of chance permitted, for prize limits, for limits on sales, for distributor licenses, for regulations, for licensing of eligible organizations and for special permits; providing for club licensees; further providing for revocation of licenses, for enforcement, for local option, for advertising and for prohibited persons; providing for civil penalties; further providing for penalties; and making editorial changes.

HB 210 (Pr. No. 2503) (Rereported)

An Act amending the act of December 19, 1990 (P.L.1234, No.204), known as the Family Caregiver Support Act, further providing for intent, for definitions, for caregiver support program, for reimbursements and for entitlement not created.

HB 332 (Pr. No. 2874) (Amended) (Rereported)

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 providing for regulation of genetic counselors.

HB 333 (Pr. No. 2875) (Amended) (Rereported)

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; and providing for regulation of genetic counselors.

HB 398 (Pr. No. 2633) (Rereported)

An Act providing for registration of appraisal management companies, for powers of the State Board of Certified Real Estate Appraisers with respect to appraisal management companies, for the responsibilities and duties of appraisal management companies, for prohibited activities, for discipline and for penalties.

HB 1052 (Pr. No. 2822) (Rereported)

An Act establishing an independent informal dispute resolution process for long-term care nursing facilities to dispute Department of

Health survey deficiencies; and providing for the powers and duties of the Department of Health.

RESOLUTION REPORTED FROM COMMITTEE

Senator WARD, from the Committee on Aging and Youth, reported the following resolution:

SR 250 (Pr. No. 1846)

A Resolution establishing the Task Force on Child Protection.

The PRESIDING OFFICER. The resolution will be placed on the Calendar.

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 Nathan Bahn and to Joyce Folcomer by Senator Alloway.

Congratulations of the Senate were extended to Charles J. Sterner by Senator Argall.

Congratulations of the Senate were extended to Donald L. Taylor by Senator Brewster.

Congratulations of the Senate were extended to Austin James Swain and to Becker Subaru of Allentown by Senator Browne.

Congratulations of the Senate were extended to Mr. and Mrs. Mel Wenger by Senator Brubaker.

Congratulations of the Senate were extended to Ray Rykaceski by Senator Costa.

Congratulations of the Senate were extended to Alice Anderson by Senator McIlhinney.

Congratulations of the Senate were extended to Virginia Fallon, R.A. Glancy and Sons, Inc., of Gibsonia, and to the Lancaster Safety Consulting, Inc., of Mars, by Senator Orie.

Congratulations of the Senate were extended to Gladys Brawley and to James Crummel by Senator Piccola.

Congratulations of the Senate were extended to Brendon James Gallagher by Senator Pippy.

Congratulations of the Senate were extended to Owen Crone Murphy by Senator Rafferty.

Congratulations of the Senate were extended to Mr. and Mrs. Fred Heathcote, Keillee William Blance, Andrea Lee Fedrizzi, Sandra S. Slavic and to Linesville High School Girls' Volleyball Team by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Kuchera by Senator Solobay.

Congratulations of the Senate were extended to Christine Solomon by Senator Tartaglione.

Congratulations of the Senate were extended to Mr. and Mrs. Harold Otto, John M. Parkes and to Ryan J. Young by Senator Vance.

Congratulations of the Senate were extended to Reverend Barry Story by Senator Williams.

CONDOLENCE RESOLUTION

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

Condolences of the Senate were extended to the family of the late Kenneth Aden Bargerstock by Senator Solobay.

BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

SB 1089 and HB 934.

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDING OFFICER. Senator Costa has returned, and his temporary Capitol leave is cancelled.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA**COMMITTEE MEETINGS****TUESDAY, DECEMBER 13, 2011**

10:00 A.M.	BANKING AND INSURANCE (to consider Senate Bill No. 1358)	Room 461 Main Capitol
10:00 A.M.	STATE GOVERNMENT (informational hearing with the House State Government Committee on Senate Bill No. 1249)	Hrg. Rm. 1 North Off.
10:30 A.M.	COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT (public hearing to discuss Senate Bill No. 1257 - Liberty Financing Authority)	Room 8E-A East Wing
11:30 A.M.	JUDICIARY (confirmation hearings for Craig R. McKay and Michael C. Potteiger as members of the PA Board of Probation and Parole)	Room 8E-B East Wing
Off the Floor	APPROPRIATIONS (to consider Senate Bill No. 1249; and House Bills No. 424 and 1950)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bills No. 638, 957 and 967; and certain executive nominations)	Rules Cmte. Conf. Rm.
Off the Floor	STATE GOVERNMENT (to consider Senate Bill No. 1249)	Rules Cmte. Conf. Rm.
Off the Floor	TRANSPORTATION (to consider Senate Bills No. 1067 and 1254; and House Bills No. 98, 149, 1827 and 1886)	Room 8E-A East Wing

WEDNESDAY, DECEMBER 14, 2011

9:30 A.M.	AGRICULTURE AND RURAL AFFAIRS (to consider Senate Bills No. 1169, 1298 and 1329)	Room 461 Main Capitol
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10:00 A.M.	FINANCE (to consider Senate Bills No. 562 and 1354)	Room 8E-A East Wing
10:30 A.M.	LAW AND JUSTICE (to consider Senate Bills No. 540, 657 and Senate Resolution No. 216)	Room 461 Main Capitol

PETITIONS AND REMONSTRANCES

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

Senator HUGHES. Mr. President, I want to inform the Members of a tour that I did this morning at 9:02 a.m., to be exact, of a bridge in my senatorial district on Midvale Avenue. It is in the East Falls section of my district, a section that is a thriving community with homeowners, commuters, workers, hospital employees, college students, schoolchildren, businesses, restaurants, and there is a significant amount of police and fire folks who live in that neighborhood.

Mr. President, I had the opportunity this morning on Midvale Avenue, in East Falls, to spend some time examining a bridge that exists in that community. It is a transportation bridge, in fact, it is a regional rail line bridge. It was probably built 80 to 100 years ago. Quite frankly, Mr. President, that bridge is falling apart. There are significant cracks throughout the sides of that bridge. There is significant crumbling on the underpass of that bridge, where portions of the concrete are falling apart, and very soon, bricks will be falling out from the underpart of that bridge and falling down on the commuters who drive and walk underneath that bridge.

Needless to say, this regional rail line is one of the most traveled in southeastern Pennsylvania. At that particular stop, at least 1,000 people a day get on and off regional trains, either going to work in center city Philadelphia or coming from work in center city Philadelphia to a thriving, wonderful, and special neighborhood called East Falls.

The reason I rise today, Mr. President, is it is a travesty that we have a structure of this kind in a community of this type, a structure that is used so extensively, and that there is no intention, at least at this point, of addressing the crumbling nature of that structure or any of the other crumbling bridges that exist across the Commonwealth of Pennsylvania. It would cost approximately \$800,000 to do the appropriate repairs on that bridge, Mr. President, and if we do not do the appropriate repairs on that bridge sooner rather than later, we will be put into a situation where we will have to shut down the entire bridge and probably be forced, with the cost of almost \$10 million, to replace it.

It is an infrastructure issue, one that we have been talking about for many years, one that needs to get addressed, and one that--unfortunately, right now, there is no action addressing the crumbling infrastructure that exists in the Commonwealth of Pennsylvania. I am not sure what we are waiting for. I do not know if it is an issue where we are waiting to see another bridge collapse like the one that occurred in Minnesota, where a complete bridge fell down and people lost their lives. I am not sure if we are waiting for that. I am not sure why we are not taking advantage of the significantly low interest rates that exist in our financing community, where we could finance without any burden or cost to the Commonwealth of Pennsylvania to fix structures like this. The interest rates are so low, they are almost giv-

ing away money. The State's credit rating is AA, SEPTA's credit rating is AA. We have the perfect environment that exists right now that would cause no burden on the Commonwealth, no burden on taxpayers in the Commonwealth. We could raise the dollars necessary to fix crumbling infrastructure and crumbling bridges like the one that I visited today in East Falls on Midvale Avenue.

So, Mr. President, I want to rise at this particular moment to say we cannot wait any longer. It is now time for this Commonwealth to take action. We are running out of days here. Obviously, this appears to be the last week that we will be in Session for 2011. We will not come back into Session until January 2012. This bridge, prayerfully, will make it through to the next year, because right now, the bridge and the station that the commuters utilize, which is really old and decrepit itself, they need the investment. If we invest, we increase the safety of these structures, but we also put thousands of Pennsylvania workers back to work. We put them back to work fixing up these structures, and we also, Mr. President, put people back to work who make the materials that are necessary to be utilized by the workers to fix these structures. An \$800,000 investment now is available to us, if we decide to act, and prevents a \$10 million expenditure later on down the line.

Mr. President, I am urging this body, this administration, the House of Representatives, to do what it is that we are supposed to do and act on these issues, to move aggressively and forthrightly, to get a transportation infrastructure program in place to jump-start Pennsylvania's economy. In fact, it is not just the transportation infrastructure conversation, Mr. President, but an infrastructure conversation across the board that addresses crumbling neighborhoods, that addresses the 38 percent of bridges and roads across the Commonwealth of Pennsylvania that are falling apart, the 27 percent that are labeled dangerous, dangerously deficient, to address the crumbling neighborhoods, the housing infrastructure, our transportation infrastructure, our communications and information technology infrastructure, everything that exists, our crumbling school buildings, to take advantage of the resources that are available to this Commonwealth to make the appropriate investment and get this thing going.

We are leaving significant work undone, and we are allowing thousands of Pennsylvania's people to go unemployed, to go looking for work when we have the opportunity right there in front of us. We, as Senate Democrats, have introduced our own proposal. It is called PA Works Now. We are asking for action now. We can put 80,000 Pennsylvania people back to work right now fixing the infrastructure across this Commonwealth. We do not have to raise any taxes to do it. There is over a half-billion dollars waiting to be put into Pennsylvania's economy to fix our water systems and programs like that, but we must act aggressively and not allow programs like this to be put on the side and put on the back burner. It is time for us to act, Mr. President, and it is time for us to act now. Thank you very much.

RECESS

The PRESIDING OFFICER. The Chair recognizes the gentleman from Lehigh, Senator Browne.

Senator BROWNE. Mr. President, I move that the Senate do now recess until Tuesday, December 13, 2011, at 1 p.m., Eastern

Standard Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 5:25 p.m., Eastern Standard Time.