

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, MARCH 5, 2012

SESSION OF 2012 196TH OF THE GENERAL ASSEMBLY

No. 12

SENATE

MONDAY, March 5, 2012

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

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

PRAYER

The Chaplain, Reverend REED MOORE, of First Unity Church of God in Christ, Jeannette, offered the following prayer:

Almighty God, we thank You again for Your grace and Your mercy. Lord, we thank You for this gathering and assembling. We ask, Father, that Your divine presence will be present and, God, that You would control our thoughts and minds. We ask You to bless the Senate. For we ask these blessings in the name of the Father, and of the Son, and of the Holy Ghost, we pray. Amen.

The PRESIDENT. The Chair thanks Reverend Moore, who is the guest today of Senator Ward.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

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

NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

February 10, 2012

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, J. Ward Guilday, 230 W. Rose Valley Road, Wallingford 19086, Delaware County, Ninth Senatorial District, for appointment as a member of the Navigation Commission for the Delaware River and its Navigable Tributaries, to serve for a term of four years and until his successor is appointed and qualified, vice Joseph F. Bradley, Thornton, whose term expired.

TOM CORBETT
Governor

NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

February 10, 2012

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, Ed Kisselback, Jr., 6310 Craig Avenue, Bensalem 19020, Bucks County, Sixth Senatorial District, for appointment as a member of the Navigation Commission for the Delaware River and its Navigable Tributaries, to serve for a term of four years and until his successor is appointed and qualified, vice James H. McCullen, Jr., Levittown, whose term expired.

TOM CORBETT
Governor

NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

February 10, 2012

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, Roy Pino, 6 Newtown Square, Newtown Square 19073, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the Navigation Commission for the Delaware River and its Navigable Tributaries, to serve for a term of four years and until his successor is appointed and qualified, vice Earl G. Eggers, Jr., Media, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE PHILADELPHIA SCHOOL REFORM COMMISSION

February 10, 2012

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 reappointment as a member of the Philadelphia School Reform Commission, to serve until January 18, 2017, and until her successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES OF
THADDEUS STEVENS COLLEGE OF TECHNOLOGY

February 13, 2012

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 M. Levitski, 756 Rohen Ridge Drive, Lititz 17543, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Board of Trustees of Thaddeus Stevens College of Technology, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Michael Winn, Lancaster, resigned.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
HOUSING FINANCE AGENCY

February 16, 2012

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, K. Scott Baker, 469 Morrison Drive, Pittsburgh 15216, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Pennsylvania Housing Finance Agency, to serve until July 20, 2014, and until his successor is appointed and qualified, vice Jeremy Nowak, Wynnewood, resigned.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
HOUSING FINANCE AGENCY

February 16, 2012

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 Paone, 8610 Thomas Mill Drive, Philadelphia 19128, Philadelphia County, Seventh Senatorial District, for reappointment as a member of the Pennsylvania Housing Finance Agency, to serve until July 20, 2017, and until his successor is appointed and qualified.

TOM CORBETT
Governor

BRIGADIER GENERAL, PENNSYLVANIA
AIR NATIONAL GUARD

February 16, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Colonel Gerald E. Otterbein, 522 Dogwood Drive, York 17406, York County, Thirteenth Senatorial District, for appointment as Brigadier General, LINE, with assignment as

the Commander, 193d Special Operations Wing, Pennsylvania Air National Guard, to serve until terminated, vice Brigadier General Eric Weller, reassignment.

TOM CORBETT
Governor

MEMBER OF THE STATE PLANNING BOARD

February 16, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Planning Board, to serve until December 16, 2013, and until his successor is appointed and qualified, vice Alan Jennings, Allentown, resigned.

TOM CORBETT
Governor

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

February 16, 2012

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, Paul L. West, Ed.D., LPC, NCC, 1604 Robert Road, Lancaster 17601, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve *[data missing]* four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Ami Hooper-Knox, Shippensburg, resigned.

TOM CORBETT
Governor

JUDGE, COURT OF COMMON PLEAS, YORK COUNTY

February 17, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Robert J. Salera, Esquire, 1102 North 2nd Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, York County, to serve until the first Monday of January 2014, vice The Honorable Clarence N. Patterson, Jr., deceased.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
PUBLIC UTILITY COMMISSION

February 17, 2012

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 F. Coleman, Jr., 100 Skyharbor Drive, Port Matilda 16870, Centre County, Thirty-fourth Senatorial District, for reappointment as a member of the Pennsylvania Public Utility Commission, to serve until April 1, 2017, or until his successor is appointed and qualified, but not longer than six months beyond that period.

TOM CORBETT
Governor

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

February 17, 2012

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, Dan G. Murphy, 833 Colony Court, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for reappointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, 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 STATE BOARD OF VEHICLE
MANUFACTURERS, DEALERS AND SALESPERSONS

February 17, 2012

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, Donald J. Stoy (Public Member), 608 Copper Circle, Lewisberry 17339, York County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Joseph Steward, Philadelphia, whose term expired.

TOM CORBETT
Governor

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

February 23, 2012

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 Donna Oberlander, 44 West Main Street, Clarion 16214, Clarion County, Twenty-first Senatorial District, for reappointment as a member of the Council of Trustees of Clarion 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.

TOM CORBETT
Governor

MEMBER OF THE STATE HARNESS
RACING COMMISSION

February 27, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Richard J. Welsh, 281 Winthrop Lane, Wayne 19087, Montgomery County, Seventeenth Senatorial District, for reappointment as a member of the State Harness Racing Commission, to serve for a term of three years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE STATE HARNESS
RACING COMMISSION

February 27, 2012

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 Roy W. Wilt, 262 Leech Road, Greenville 16125, Mercer County, Fiftieth Senatorial District, for reappointment as a member of the State Harness Racing Commission, to serve for a term of three years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
ENERGY DEVELOPMENT AUTHORITY

February 28, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Energy Development Authority, to serve until April 8, 2014, and until his successor is appointed and qualified, vice Robert G. Sanders, Philadelphia, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF
BARBER EXAMINERS

February 29, 2012

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. Payne, Jr., 14023 Mike Road, North Huntingdon 15642, Westmoreland County, Thirty-ninth Senatorial District, for reappointment as a member of the State Board of Bar-

ber Examiners, 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 BOARD OF GOVERNORS OF THE
STATE SYSTEM OF HIGHER EDUCATION

March 1, 2012

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 F. McGinn, 150 Edward Street, Linwood 19061, Delaware County, Ninth Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2014, and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

March 1, 2012

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, Celestino R. Pennoni, 411 Valley Glen Drive, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2014, and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

March 1, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Susan Delaney, 122 Greenvue Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for reappointment as a member of the Council of Trustees of Indiana 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.

TOM CORBETT
Governor

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

March 1, 2012

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, Mark A. Holman, 9208 Belwood Court, Alexandria, Virginia 22309, for reappointment as a member of the Council of Trustees of Indiana University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA
DRUG, DEVICE AND COSMETIC BOARD

March 2, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mike Downing, 123 Stanford Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Eric Springman, Atlanta, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE
TRANSPORTATION COMMISSION

March 2, 2012

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephanie Moore, 349 Orchard Road, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Transportation Commission, to serve for a term of six years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice John Kazmaier, Hollidaysburg, whose term expired.

TOM CORBETT
Governor

**RECALL COMMUNICATIONS
REFERRED TO COMMITTEE**

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

MEMBER OF THE PENNSYLVANIA
HOUSING FINANCE AGENCY

February 16, 2012

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 December 6, 2011, for the appointment of Bryan Troop, 2 South Market

Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the Pennsylvania Housing Finance Agency, to serve until July 20, 2014, and until his successor is appointed and qualified, vice Jeremy Nowak, Wynnewood, resigned.

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

TOM CORBETT
Governor

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

February 23, 2012

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 January 23, 2012, for the appointment of Hugh J. Murray, Sr., 1148 S. Ashbrooke Drive, West Chester 19380, Chester County, Nineteenth Senatorial District, as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until his successor is appointed and qualified.

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

TOM CORBETT
Governor

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

March 2, 2012

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 December 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, Allegheny County, to serve until the first Monday of January 2014, vice The Honorable Robert A. Kelly, resigned.

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

TOM CORBETT
Governor

**MEMBER OF THE PENNSYLVANIA
SECURITIES COMMISSION**

March 2, 2012

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 November 14, 2011, for the appointment of the Honorable Sandra Schultz Newman, 1120 Ginkgo Lane, Gladwyne 19035, Montgomery County, Seventeenth Senatorial District, as a member of the Pennsylvania Securities Commission, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Robert M. Lam, Rydal, whose term expired.

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

TOM CORBETT
Governor

MAGISTERIAL DISTRICT JUDGE

March 2, 2012

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 November 29, 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 Lancaster County, Magisterial District 02-3-08, to serve until the first Monday of January 2014, vice The Honorable Thomas J. Fee, deceased.

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

TOM CORBETT
Governor

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

February 27, 2012

HB 1280 -- Committee on Consumer Protection and Professional Licensure.

HB 2032 -- Committee on Judiciary.

March 2, 2012

HB 1617, 2021, 2060 and 2133 -- Committee on Transportation.

HB 1682 -- Committee on Urban Affairs and Housing.

HB 2059 and 2106 -- Committee on Agriculture and Rural Affairs.

HB 2134 -- Committee on Banking and Insurance.

HB 2151 -- Committee on Environmental Resources and Energy.

BILLS INTRODUCED AND REFERRED

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

February 13, 2012

Senators FOLMER, SCARNATI, PILEGGI, FARNESE, M. WHITE, GORDNER, BOSCOLA, D. WHITE, VANCE, ERICKSON, TARTAGLIONE, BLAKE, STACK, BRUBAKER and PIPPY presented to the Chair **SB 8**, entitled:

An Act establishing the Pennsylvania Health Information Partnership Authority and the Pennsylvania Health Information Partnership Account; providing for consent and confidentiality of health information; and establishing civil immunity under certain circumstances.

Which was committed to the Committee on COMMUNICATIONS AND TECHNOLOGY, February 13, 2012.

Senators McILHINNEY, RAFFERTY, BOSCOLA, WAUGH, ALLOWAY, COSTA, KASUNIC, D. WHITE, GORDNER, ROBBINS, WOZNAK, ERICKSON, BROWNE and FARNESE presented to the Chair **SB 1391**, entitled:

An Act limiting copayments and coinsurances for insured medical services.

Which was committed to the Committee on BANKING AND INSURANCE, February 13, 2012.

Senators McILHINNEY, BLAKE, FONTANA, SCHWANK, BREWSTER, YUDICHAK, BROWNE, WASHINGTON, WOZNAK, ALLOWAY, D. WHITE, KASUNIC, SOLOBAY, STACK and FARNESE presented to the Chair **SB 1397**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, in retirement for State employees and officers, further defining "enforcement officer."

Which was committed to the Committee on FINANCE, February 13, 2012.

Senators ERICKSON, ROBBINS, EICHELBERGER, WOZNAK and BLAKE presented to the Chair **SB 1417**, entitled:

An Act amending the act of January 19, 1967 (1968 P.L.992, No.442), entitled, as amended, "An act authorizing the Commonwealth of Pennsylvania and the local government units thereof to preserve, acquire or hold land for open space uses," further providing for local taxing options.

Which was committed to the Committee on LOCAL GOVERNMENT, February 13, 2012.

Senator DINNIMAN presented to the Chair **SB 1418**, entitled:

An Act authorizing the Department of Conservation and Natural Resources to release, upon the satisfaction of certain conditions, Project 70 restrictions on certain land owned by the Borough of Downingtown, Chester County, in return for the development of Kardon Park within the Borough of Downingtown and East Caln Township, Chester County.

Which was committed to the Committee on STATE GOVERNMENT, February 13, 2012.

February 14, 2012

Senators WAUGH, RAFFERTY, ALLOWAY, SCHWANK, SOLOBAY, D. WHITE, MENSCH and ERICKSON presented to the Chair **SB 1419**, entitled:

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

Which was committed to the Committee on LOCAL GOVERNMENT, February 14, 2012.

Senators WAUGH, RAFFERTY, FONTANA, SOLOBAY and GREENLEAF presented to the Chair **SB 1421**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in judgments and other liens, further providing for exemption of particular property.

Which was committed to the Committee on JUDICIARY, February 14, 2012.

Senators KASUNIC, FARNESE, FONTANA, GREENLEAF, McILHINNEY and SOLOBAY presented to the Chair **SB 1422**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, abrogating the common law doctrines of adverse possession and easement by prescription; and making a related repeal.

Which was committed to the Committee on JUDICIARY, February 14, 2012.

Senators FARNESE, FONTANA, WASHINGTON and SCHWANK presented to the Chair **SB 1424**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, in Pennsylvania Liquor Control Board, providing for fees; in licenses and regulations relating to liquor, alcohol and malt and brewed beverages, further providing for revocation and suspension of licenses and fees; in disposition of moneys collected under provisions of act, further providing for moneys paid into the State Stores Fund for use of the Commonwealth; repealing provisions of the Administrative Code of 1929 relating to fees of the board; and making editorial changes.

Which was committed to the Committee on LAW AND JUSTICE, February 14, 2012.

February 16, 2012

Senators ARGALL, YAW, PILEGGI, RAFFERTY, WAUGH, FONTANA, SOLOBAY, ERICKSON, SCHWANK, MENSCH, YUDICHAK, EARLL and STACK presented to the Chair **SB 1414**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, providing for the creation of land banks for the conversion of vacant or tax-delinquent properties into productive use.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, February 16, 2012.

Senators WOZNAK, FONTANA, HUGHES, ERICKSON, TARTAGLIONE and COSTA presented to the Chair **SB 1425**, entitled:

An Act authorizing the Department of Conservation and Natural Resources to lease to an alternative energy company certain lands situated on State forest land located in Adams Township, Cambria County.

Which was committed to the Committee on STATE GOVERNMENT, February 16, 2012.

Senators FOLMER, D. WHITE, EICHELBERGER, ORIE, ALLOWAY and PILEGGI presented to the Chair **SB 1427**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, providing for the definitions of "farmer" and "farming"; and further providing for declaration and payment of income taxes and for withholding and remittance.

Which was committed to the Committee on FINANCE, February 16, 2012.

Senators KITCHEN and WASHINGTON presented to the Chair **SB 1428**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for criminal history record information.

Which was committed to the Committee on JUDICIARY, February 16, 2012.

February 21, 2012

Senators HUGHES, FONTANA, KASUNIC, COSTA, PILEGGI, WILLIAMS and FARNESE presented to the Chair **SB 1420**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for investigating grand jury presentments and for investigating grand jury reports.

Which was committed to the Committee on JUDICIARY, February 21, 2012.

Senators VANCE, RAFFERTY, BAKER, BREWSTER, COSTA, ALLOWAY, BRUBAKER, MENSCH, PIPPY, WARD, WAUGH, BOSCOLA, FARNESE, FERLO, FONTANA, SOLOBAY, TARTAGLIONE and HUGHES presented to the Chair **SB 1429**, entitled:

An Act designating the bridge carrying State Route 114 over Interstate 81 in Silver Spring Township, Cumberland County, as the Corporal Paul Walters Memorial Bridge.

Which was committed to the Committee on TRANSPORTATION, February 21, 2012.

February 27, 2012

Senators WARD, SCARNATI, PILEGGI, COSTA, VOGEL, YAW, ALLOWAY, McILHINNEY, TOMLINSON, PIPPY, BROWNE, RAFFERTY, SOLOBAY, FERLO, ARGALL, MENSCH, SMUCKER, BAKER, ERICKSON, D. WHITE, EICHELBERGER, HUGHES, YUDICHAK, WASHINGTON, KASUNIC, LEACH, FONTANA, BOSCOLA, STACK, PICCOLA, FARNESE and SCHWANK presented to the Chair **SB 1413**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for penalties for failure to report or to refer.

Which was committed to the Committee on AGING AND YOUTH, February 27, 2012.

Senators KASUNIC, ALLOWAY, BOSCOLA, COSTA, FONTANA, RAFFERTY, SCHWANK, WAUGH and YUDICHAK presented to the Chair **SB 1423**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the offense of scattering rubbish and for the offense of depositing of waste and other material on highway, property or waters.

Which was committed to the Committee on JUDICIARY, February 27, 2012.

Senators PILEGGI, ERICKSON, RAFFERTY, YUDICHAK, TOMLINSON, HUGHES, LEACH, FERLO, COSTA, BOSCOLA and FARNESE presented to the Chair **SB 1431**, entitled:

An Act requiring environmental remediation in industrial closures; imposing functions on the Department of Community and Economic Development and the Department of Environmental Protection; and imposing penalties.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 27, 2012.

February 29, 2012

Senators MENSCH, McILHINNEY, D. WHITE, FOLMER, ALLOWAY, SMUCKER, ARGALL and EICHELBERGER presented to the Chair **SB 1380**, entitled:

An Act amending the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, providing for access by abutting landowners, for use of equal or superior alternative design measures, for pre-application grant of design waiver or waiver or variance requests, for offsite mitigation and funding, for use of non-fact-based assumptions, for permitted professional certifications and for recorded notice of postconstruction storm water management best management practices; and making an editorial change.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, February 29, 2012.

March 2, 2012

Senators ALLOWAY, BAKER, GORDNER, FONTANA, M. WHITE, McILHINNEY, RAFFERTY, ORIE, D. WHITE, KASUNIC, WAUGH, SOLOBAY, SCHWANK, BRUBAKER, FERLO, WOZNIAK, BROWNE and MENSCH presented to the Chair **SB 1403**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for liability for actions of others.

Which was committed to the Committee on GAME AND FISHERIES, March 2, 2012.

Senators STACK, RAFFERTY, TARTAGLIONE, ERICKSON, ALLOWAY, FONTANA, WILLIAMS, SOLOBAY, FARNESE, GREENLEAF, BOSCOLA and BROWNE presented to the Chair **SB 1434**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for higher education scholarship tax credit.

Which was committed to the Committee on FINANCE, March 2, 2012.

RESOLUTION INTRODUCED AND REFERRED

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

February 29, 2012

Senators BROWNE, PILEGGI, RAFFERTY, BAKER, HUGHES, ERICKSON, VANCE, PIPPY, ALLOWAY, GREENLEAF, D. WHITE, SCHWANK, GORDNER, ARGALL, COSTA, BRUBAKER and LEACH presented to the Chair **SR 260**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct an economic impact study of the Homeowners Emergency Mortgage Assistance Program in this Commonwealth.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, February 29, 2012.

GENERAL COMMUNICATION

AUDITOR GENERAL'S CERTIFICATE

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

COMMONWEALTH OF PENNSYLVANIA
Office of the Auditor General
229 Finance Building
Harrisburg, PA 17120-0018

March 1, 2012

Honorable Joseph Scarnati
President Pro Tempore
SENATE OF PENNSYLVANIA
292 Main Capitol Building
Harrisburg, Pennsylvania 17120

Dear Senator Scarnati:

In accordance with the provisions of Article VIII of the Constitution of the Commonwealth of Pennsylvania and Section 304 of the Capital Facilities Debt Enabling Act (Act 1 of 1999, as amended), the Auditor General is required on or before each March 1 and September 1 to make certifications to the Governor and the General Assembly of:

- the average annual tax revenues deposited in all funds in the five preceding fiscal years;
- the amount of outstanding net debt as of the end of the preceding fiscal year;
- the amount of net debt as of the certification date;
- the difference between the limitation upon all net debt outstanding as provided in Section 7(a)(4) of Article VIII of the Constitution of Pennsylvania and the amount of net debt as of the certification date;
- the amount of such debt scheduled to be repaid during the remainder of the fiscal year in which the certificates are being issued;
- the amount of debt authorized by law to be issued, but not yet incurred;
- and the amount of outstanding obligations excluded from outstanding debt as self-sustaining pursuant to Section 7(c)(1), (2) and (3) of Article VIII of the Constitution of Pennsylvania.

A duplicate original of my certificate is enclosed.

Sincerely,

JACK WAGNER
Auditor General

AUDITOR GENERAL'S CERTIFICATE
Pursuant to
ARTICLE VIII, Section 7(a)(4)
of the
CONSTITUTION OF PENNSYLVANIA
and

Section 304 of the Capital Facilities Debt Enabling Act

To the Governor and The General Assembly:

I, Jack Wagner, Auditor General of the Commonwealth of Pennsylvania, pursuant to Article VIII, Section 7(a)(4) of the Constitution of the Commonwealth of Pennsylvania and Section 304 of the Capital Facilities Debt Enabling Act (Act 1 of 1999, as amended) certify as follows:

The average annual tax revenues deposited in all funds in the five fiscal years ended preceding the date of February 29, 2012 \$33,234,462,394

- (i) The amount of outstanding net debt as of the end of the preceding fiscal year \$ 8,714,634,088
- (ii) The amount of such net debt as of February 29, 2012 \$ 8,700,853,852
- (iii) The difference between the limitation upon all net debt outstanding as provided in Article VIII, Section 7(a)(4) of the Constitution of the Commonwealth of

Pennsylvania and the amount of such net debt as of the date of February 29, 2012 \$49,459,455,338

- (iv) The amount of such debt scheduled to be repaid during the remainder of the current fiscal year \$ 118,120,000
- (v) The amount of debt authorized by law to be issued, but not yet incurred \$85,941,559,968
- (vi) The amount of outstanding obligations excluded from outstanding debt as self-sustaining pursuant to Article VIII, Section 7(c)(1), (2) and (3) of the Constitution of the Commonwealth of Pennsylvania \$ 9,743,875,188

IN TESTIMONY WHEREOF, I have hereto set my hand and affixed the seal of the Auditor General, this 1st day of March 2012.

JACK WAGNER
Auditor General
Commonwealth of Pennsylvania

APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

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

SENATE OF PENNSYLVANIA

March 5, 2012

TO: The Honorable Mark Corrigan
Secretary of the Senate

FROM: SENATOR JOE SCARNATI
President Pro Tempore

SUBJECT: Senate Committee on Ethics and Official Conduct

Pursuant to Senate Rule XXXV, and in the case of the Minority members upon the recommendation of the Minority Leader, as President Pro Tempore of the Senate, I hereby appoint the following Senators to the Committee on Ethics and Official Conduct:

Senator Charles T. McIlhinney, Chairman
Senator Jay Costa, Vice Chairman
Senator Richard L. Alloway II
Senator Don White
Senator Anthony Williams
Senator Wayne Fontana

LEGISLATIVE LEAVES

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

Senator PILEGGI. Mr. President, I request temporary Capitol leaves for Senator Browne and Senator Folmer, and a legislative leave for Senator Tomlinson.

The PRESIDENT. Senator Pileggi requests temporary Capitol leaves for Senator Browne and Senator Folmer, and a legislative leave for Senator Tomlinson. Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

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

JOURNALS APPROVED

The PRESIDENT. The Journals of the Sessions of January 3, 2012, of the 195th Regular Session, and January 3, 2012, of the 196th Regular Session, are now in print.

The Clerk proceeded to read the Journals of the Sessions of January 3, 2012, of the 195th Regular Session, and January 3, 2012, of the 196th Regular Session.

Senator PILEGGI. Mr. President, I move that further reading of the Journals be dispensed with and that the Journals be approved.

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

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

YEA-48

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

NAY-0

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

The PRESIDENT. The Journals are approved.

LEGISLATIVE LEAVE CANCELLED

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

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for purposes of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room immediately, to be followed by a Republican Caucus to be held in the Majority Caucus Room.

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

Senator COSTA. Mr. President, at the conclusion of the meeting of the Committee on Rules and Executive Nominations, 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 Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVE CANCELLED

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

CALENDAR**THIRD CONSIDERATION CALENDAR****BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 1049 (Pr. No. 1717) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, in fishing licenses, further providing for form and expiration of licenses; providing for license and permit packaging options; and further providing for expiration of licenses and permits.

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

On the question,
Shall the bill pass finally?

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

YEA-48

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

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.

BILLS OVER IN ORDER

SB 1301 and **SB 1302** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL AMENDED

SB 1324 (Pr. No. 1945) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for actions to quiet title involving subsurface rights.

On the question,
Will the Senate agree to the bill on third consideration?
Senator YAW offered the following amendment No. A9008:

Amend Bill, page 2, line 12, by striking out "OIL AND GAS" and inserting:

coal or other minerals

Amend Bill, page 2, line 13, by striking out "COAL OR OTHER MINERALS" and inserting:

any oil and gas

Amend Bill, page 3, line 6, by striking out "MINERAL" and inserting:

Coal or other mineral

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

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

BILLS OVER IN ORDER

HB 1355 and **SB 1372** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

SECOND CONSIDERATION CALENDAR

BILLS REREFERRED

HB 149 (Pr. No. 3069) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for veteran plates and placard; and providing for issuance of "In God We Trust" registration plates.

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

HB 823 (Pr. No. 3060) -- 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, in subdivision and land development, providing for notice to school district; in planned residential development, further providing for application for final approval; and providing for wastewater processing cooperative planning.

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

BILLS OVER IN ORDER

SB 968 and **HB 1091** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 1141 (Pr. No. 1909) -- 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.

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

BILL LAID ON THE TABLE

SB 1254 (Pr. No. 1533) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge crossing the Monongahela River spanning Monongahela, Washington County and Forward Township, Allegheny County, as the General Carl E. Vuono Bridge.

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

BILLS OVER IN ORDER

SB 1261, SB 1382, SB 1398 and **HB 1813** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

HB 1827 (Pr. No. 2345) -- The Senate proceeded to consideration of the bill, entitled:

An Act redesignating a bridge in Irvona Borough, Clearfield County.

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

BILL ON SECOND CONSIDERATION AND LAID ON THE TABLE

HB 1886 (Pr. No. 2461) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the bridge carrying State Route 136 over the Monongahela River connecting Forward Township, Allegheny County, to the City of Monongahela, Washington County, as the General Carl E. Vuono Bridge.

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

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

HB 1886 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that House Bill No. 1886, Printer's No. 2461, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote.

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

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

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

MEMBER OF THE PENNSYLVANIA HOUSING FINANCE AGENCY

February 16, 2012

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 December 6, 2011, for the appointment of Bryan Troop, 2 South Market Street, Apartment 205, Elizabethtown 17022, Lancaster County, Forty-eighth Senatorial District, as a member of the Pennsylvania Housing Finance Agency, to serve until July 20, 2014, and until his successor is appointed and qualified, vice Jeremy Nowak, Wynnewood, resigned.

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

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

February 23, 2012

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 January 23, 2012, for the appointment of Hugh J. Murray, Sr., 1148 S. Ashbrooke Drive, West Chester 19380, Chester County, Nineteenth Senatorial District, as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until his successor is appointed and qualified.

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

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

March 2, 2012

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 November 14, 2011, for the appointment of the Honorable Sandra Schultz Newman, 1120 Ginkgo Lane, Gladwyne 19035, Montgomery County, Seventeenth Senatorial District, as a member of the Pennsylvania Securities Commission, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Robert M. Lam, Rydal, whose term expired.

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

TOM CORBETT
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

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

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

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

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

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

November 16, 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 P. Edwards, M.D., 2145 Le Gran Drive, Gibsonia 15044, Allegheny County, Fortieth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Rodrigue Mortel, M.D., Hummelstown, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE CHILDREN'S TRUST FUND BOARD

November 16, 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, Rodney W. Wagner, Jr., 185 Pine School Road, Gardners 17324, 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 his successor is appointed and qualified, vice Barbara Nipon-Spencer, Gladwyne, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE PENNSYLVANIA HUMAN RELATIONS COMMISSION

November 1, 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, Pamela L. McGaha, 1120 Yorkshire Road, Bethlehem 18017, Northampton County, Sixteenth Senatorial

District, for appointment as a member of the Pennsylvania Human Relations Commission, to serve until July 1, 2014, or until her successor is appointed and qualified, vice Stephen A. Glassman, Reading, forfeiture of seat.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF LANDSCAPE ARCHITECTS

November 18, 2011

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Megan A. Carpenter (Public Member), 117 Wishart Drive, Beaver 15009, Beaver County, Forty-seventh Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Douglas H. Shaps, Bala Cynwyd, whose term expired.

TOM CORBETT
Governor

[Data missing] COUNCIL OF TRUSTEES OF
MILLERSVILLE UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

December 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, Dr. James P. Argires, 245 Eshelman Road, Lancaster 17601, Lancaster County, Thirteenth Senatorial District, for reappointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified.

TOM CORBETT
Governor

[Data missing] COUNCIL OF TRUSTEES OF
MILLERSVILLE UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

December 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, The Honorable Gibson E. Armstrong, 20 Refton Road, Willow Street 17584, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified, vice Abram W. Dittenbach, Lancaster, whose term expired.

TOM CORBETT
Governor

[Data missing] COUNCIL OF TRUSTEES OF
MILLERSVILLE UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

December 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, Kevin F. Harley, 6064 Geneva Drive, East Petersburg 17520, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified, vice Paul Wedel, Lancaster, resigned.

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

January 23, 2012

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, Christopher J. Delozier, 1331 Sconsett Way, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

January 23, 2012

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 Robert "Bo" Fean, 117 Sawkill Avenue, Milford 18337, Pike County, Twentieth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and Training Commission, to serve until August 12, 2012, and until his successor is appointed and qualified, vice William J. Goldsworthy, Jr., West Pittston, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

January 5, 2012

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, Mark J. Zilner, R.Ph., 645 Kolter Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the State Board of Pharmacy, to serve

for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Michael A. Podgurski, Mechanicsburg, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

November 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, Steven R. Cohen, Ph.D., FPPR, 967 Street Road, Southampton 18966, Bucks County, Twelfth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Alex Siegel, Penn Valley, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

November 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, Richard F. Small, 8 Cardinal Place, Wyomissing 19610, Berks County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Psychology, to serve until February 2, 2014, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Dr. Eve Orlow, Ardmore, forfeiture of seat.

TOM CORBETT
Governor

MEMBER OF THE PUBLIC SCHOOL
EMPLOYEES' RETIREMENT BOARD

January 12, 2012

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 Martin J. Silverstein, 224 North Bowman Avenue, Merion Station 19066, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Public School Employees' Retirement Board, to serve until January 1, 2015, and until his successor is appointed and qualified, vice Tina Byles Williams, Philadelphia, resigned.

TOM CORBETT
Governor

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

February 17, 2012

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, Donald J. Stoy (Public Member), 608 Copper Circle, Lewisberry 17339, York County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Joseph Steward, Philadelphia, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF WARREN STATE HOSPITAL

December 13, 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, Andrea M. Grolemond, 6748 Highland Road, Kane 16735, McKean County, Twenty-fifth Senatorial District, for reappointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified.

TOM CORBETT
Governor

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

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator ROBBINS,

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

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

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

The Clerk read the nominations as follows:

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

November 16, 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 P. Edwards, M.D., 2145 Le Gran Drive, Gibsonsia 15044, Allegheny County, Fortieth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Rodrigue Mortel, M.D., Hummelstown, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE CHILDREN'S TRUST FUND BOARD

November 16, 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, Rodney W. Wagner, Jr., 185 Pine School Road, Gardners 17324, 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 his successor is appointed and qualified, vice Barbara Nipon-Spencer, Gladwyne, whose term expired.

TOM CORBETT
Governor

**MEMBER OF THE PENNSYLVANIA
HUMAN RELATIONS COMMISSION**

November 1, 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, Pamela L. McGaha, 1120 Yorkshire Road, Bethlehem 18017, Northampton County, Sixteenth Senatorial District, for appointment as a member of the Pennsylvania Human Relations Commission, to serve until July 1, 2014, or until her successor is appointed and qualified, vice Stephen A. Glassman, Reading, forfeiture of seat.

TOM CORBETT
Governor

**MEMBER OF THE STATE BOARD
OF LANDSCAPE ARCHITECTS**

November 18, 2011

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Megan A. Carpenter (Public Member), 117 Wishart Drive, Beaver 15009, Beaver County, Forty-seventh Senatorial District, for appointment as a member of the State Board of Landscape Architects, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Douglas H. Shaps, Bala Cynwyd, whose term expired.

TOM CORBETT
Governor

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

December 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, Dr. James P. Argires, 245 Eshelman Road, Lancaster 17601, Lancaster County, Thirteenth Senatorial District, for reappointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified.

TOM CORBETT
Governor

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

December 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, The Honorable Gibson E. Armstrong, 20 Refton Road, Willow Street 17584, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified, vice Abram W. Diffenbach, Lancaster, whose term expired.

TOM CORBETT
Governor

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

December 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, Kevin F. Harley, 6064 Geneva Drive, East Petersburg 17520, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve for a term of six years and until his successor is appointed and qualified, vice Paul Wedel, Lancaster, resigned.

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

January 23, 2012

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, Christopher J. Delozier, 1331 Sconsett Way, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until his successor is appointed and qualified.

TOM CORBETT
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS'
EDUCATION AND TRAINING COMMISSION

January 23, 2012

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 Robert "Bo" Fean, 117 Sawkill Avenue, Milford 18337, Pike County, Twentieth Senatorial District, for appointment as a member of the Municipal Police Officers' Education and Training Commission, to serve until August 12, 2012, and until his successor is appointed and qualified, vice William J. Goldsworthy, Jr., West Pittston, resigned.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD OF PHARMACY

January 5, 2012

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, Mark J. Zilner, R.Ph., 645 Kolter Drive, Indiana 15701, Indiana County, Forty-first Senatorial District, for appointment as a member of the State Board of Pharmacy, to serve for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Michael A. Podgurski, Mechanicsburg, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

November 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, Steven R. Cohen, Ph.D., FPPR, 967 Street Road, Southampton 18966, Bucks County, Twelfth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Alex Siegel, Penn Valley, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

November 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, Richard F. Small, 8 Cardinal Place, Wyomissing 19610, Berks County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Psychology, to serve until February 2, 2014, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Dr. Eve Orlow, Ardmore, forfeiture of seat.

TOM CORBETT
Governor

MEMBER OF THE PUBLIC SCHOOL
EMPLOYEES' RETIREMENT BOARD

January 12, 2012

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 Martin J. Silverstein, 224 North Bowman Avenue, Merion Station 19066, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Public School Employees' Retirement Board, to serve until January 1, 2015, and until his successor is appointed and qualified, vice Tina Byles Williams, Philadelphia, resigned.

TOM CORBETT
Governor

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

February 17, 2012

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, Donald J. Stoy (Public Member), 608 Copper Circle, Lewisberry 17339, York County, Thirty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Joseph Steward, Philadelphia, whose term expired.

TOM CORBETT
Governor

MEMBER OF THE BOARD OF TRUSTEES
OF WARREN STATE HOSPITAL

December 13, 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, Andrea M. Grolemond, 6748 Highland Road, Kane 16735, McKean County, Twenty-fifth Senatorial Dis-

trict, for reappointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified.

TOM CORBETT
Governor

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

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-48

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

NAY-0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

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

The motion was agreed to by voice vote.

UNFINISHED BUSINESS
BILLS REPORTED FROM COMMITTEE

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

SB 276 (Pr. No. 1977) (Amended) (Rereported)

An Act amending the act of June 22, 2000 (P.L.318, No.32), known as the Downtown Location Law, further providing for powers and duties of the Department of General Services.

SB 623 (Pr. No. 1978) (Amended) (Rereported)

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for contracting with veteran-owned small businesses; and imposing duties on the Department of General Services and other Commonwealth purchasing agencies.

SB 884 (Pr. No. 938) (Rereported)

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

SB 1386 (Pr. No. 1979) (Amended) (Rereported)

An Act amending the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, further providing for Environmental Quality Board; and repealing control of volatile organic compounds from gasoline-dispensing facilities.

HB 424 (Pr. No. 2655) (Rereported)

An Act amending the act of December 20, 1983 (P.L.260, No.72), referred to as the Public Adjuster Licensing Law, further providing for definitions and for license; providing for application for public adjuster license, for licensing, for issuance and term of license, for license renewals and for reciprocal licensing; further providing for fees, for bond and for contract; providing for written disclosure of financial interest; further providing for revocation, etc., of license and for violations; providing for civil remedy; further providing for administration and enforcement; and providing for persons licensed as public adjuster solicitors.

HB 816 (Pr. No. 1853) (Rereported)

An Act amending the act of July 9, 1987 (P.L.220, No.39), known as the Social Workers, Marriage and Family Therapists and Professional Counselors Act, further providing for qualifications for license.

HB 934 (Pr. No. 3166) (Amended) (Rereported)

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.

RESOLUTION REPORTED FROM COMMITTEE

Senator PILEGGI, from the Committee on Rules and Executive Nominations, reported the following resolution:

SR 65 (Pr. No. 969)

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

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

SENATE RESOLUTION ADOPTED

Senators BAKER, ROBBINS, SOLOBAY, WAUGH, SCARNATI, ALLOWAY, ARGALL, BROWNE, BRUBAKER, YAW, YUDICHAK, D. WHITE, GREENLEAF, HUGHES, KASUNIC, KITCHEN, GORDNER, FONTANA, FERLO, KARSENE, ERICKSON, EICHELBERGER, DINNIMAN, COSTA, BREWSTER, BOSCOLA, PILEGGI, ORIE, PIPPY, RAFFERTY, SCHWANK, STACK, TOMLINSON, WARD, TARTAGLIONE and EARLL, by unanimous consent, offered **Senate Resolution No. 261**, entitled:

A Resolution designating March 2012 as "American Red Cross Month" in Pennsylvania.

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

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Mr. and Mrs. Keith Edwards by Senator Baker.

Congratulations of the Senate were extended to Chris Williams and to Joseph B. McCarthy by Senators Boscola, Browne and Schwank.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Bechtold by Senator Brubaker.

Congratulations of the Senate were extended to Peggy A. Shreffler by Senator Corman.

Congratulations of the Senate were extended to the Reverend Robert L. Gaines and to Sister Marlene Bertke by Senator Earll.

Congratulations of the Senate were extended to Kurt Skylar Rosenberger, Roxane Ruhl Simmons and to Mary Jane A. Robinson by Senator Greenleaf.

Congratulations of the Senate were extended to Lawrence Joyce and to Thomas Ershaw by Senator Kitchen.

Congratulations of the Senate were extended to John A. Notoro by Senator McIlhinney.

Congratulations of the Senate were extended to Sergeant Joseph D. Caskey, Bob Bozzuto, Mark Arthur Freithaler and to Vincentian Academy of Pittsburgh by Senator Orie.

Congratulations of the Senate were extended to Elberta Phillips by Senator Piccola.

Congratulations of the Senate were extended to Pleasant Hills Volunteer Fire Department by Senator Pippy.

Congratulations of the Senate were extended to Jump Start Incubator of Reading by Senator Schwank.

Congratulations of the Senate were extended to Girl Scout Council 253 by Senator Tartaglione.

Congratulations of the Senate were extended to the Cumberland Valley Chapter of Trout Unlimited by Senator Vance.

Congratulations of the Senate were extended to Wayman Chapel African Methodist Episcopal Church by Senator Vogel.

Congratulations of the Senate were extended to Russell Christy by Senator M.J. White.

Congratulations of the Senate were extended to Trevor Felmey by Senator Yaw.

CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Pamela J. Casey, to the family of the late William P. Gunster, to the family of the late Thomas E. Lynch and to the family of the late Paul D. Jobson, Sr., by Senator Baker.

Condolences of the Senate were extended to the family of the late Gladys J. Flamer by Senators Dinniman and Rafferty.

Condolences of the Senate were extended to the family of the late Hazel Dolores Talley Mapp and to the family of the late Alonzo Lewis by Senator Hughes.

Condolences of the Senate were extended to the family of the late Lisa A. Williams Walker by Senator Kitchen.

Condolences of the Senate were extended to the family of the late Cheryl E. Kalix, to the family of the late George J. Paduch, to the family of the late Jan Berenstein and to the family of the late John B. Stetson, Sr., by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late Frederick J. Giorgi by Senator Schwank.

Condolences of the Senate were extended to the family of the late Dr. Shirley Turpin-Parham by Senator Washington.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

MONDAY, MARCH 5, 2012

Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 276, 623, 884 and 1386; and House Bills No. 424, 816 and 934)	Rules Cmte. Conf. Rm.
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Resolution No. 65 and certain executive nominations)	Rules Cmte. Conf. Rm.

TUESDAY, MARCH 6, 2012

9:00 A.M.	AGRICULTURE AND RURAL AFFAIRS (Informational meeting with the Pennsylvania Veterinary Medical Association)	Senate Maj. Caucus Rm.
9:30 A.M.	EDUCATION (to consider Senate Bills No. 209, 1115, 1296 and 1406; and House Bill No. 1610 - informational briefing - no vote)	Room 8E-A East Wing
10:00 A.M.	JUDICIARY (to consider Senate Bills No. 941, 943 and 1373; and House Bills No. 61, 1026 and 1546; and to receive the Joint State Government Commission's advisory committee report established pursuant to Senate Resolution 52 and House Resolution 203, "The Effects of Parental Incarceration on Children: Needs and Responsive Services")	Room 8E-B East Wing
10:00 A.M.	STATE GOVERNMENT (public hearing to consider Senate Bill No. 247 and issues dealing with the Right-to-Know law)	Hrg. Rm. 1 North Off.

WEDNESDAY, MARCH 7, 2012

9:30 A.M.	BANKING AND INSURANCE (to consider Senate bills No. 10, 210 and 1371; and to consider the nomination of Allegheny County Councilman Vincent J. Gastgeb to the Pennsylvania Securities Commission)	Room 8E-B East Wing
9:30 A.M.	COMMUNICATIONS AND TECHNOLOGY (public hearing on Senate Bill No. 8)	Room 8E-A East Wing

THURSDAY, MARCH 8, 2012

10:30 A.M.	TASK FORCE ON CHILD PROTECTION (to consider issues pursuant to Senate Resolution No. 250 - House Resolution No. 522)	Hrg. Rm. 1 North Off.
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TUESDAY, MARCH 13, 2012

10:00 A.M.	JUDICIARY (public hearing to receive testimony on possible changes to the Wiretapping and Electronic Surveillance Control Act)	Hrg. Rm. 1 North Off.
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FRIDAY, MARCH 30, 2012

10:00 A.M.	JUDICIARY (public hearing to receive testimony on Senate Bill No. 1153, the Post Conviction Relief Act amendments)	Phila. Bar Assn. 1101 Market St. 11th Floor Conf. Ctr. Phila., PA
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PETITIONS AND REMONSTRANCES

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

Senator KASUNIC. Mr. President, I rise to speak on Senate Bill No. 1049, which unanimously passed the Senate a few moments ago. Mr. President, we all know that here in the Commonwealth of Pennsylvania, we have some of the most pristine rivers and streams, along with many impoundments. In fact, we have some of the most angler-friendly waters in the entire United States located right here in Pennsylvania. But just like everywhere else in the country, Mr. President, the demand for fishing licenses in the Commonwealth has declined over the last several years.

What Senate Bill No. 1049 will do is provide the Pennsylvania Fish and Boat Commission with flexibility to provide licensing that will allow them to increase their capability to attract and maintain the current anglers we have in the Commonwealth of Pennsylvania and, hopefully, add to those ranks. As I said earlier, just like everywhere else, the number of people who are enjoying the great outdoors, particularly here in the Commonwealth, has declined over the years. We, here in the legislature, along with the Fish and Boat Commission, and obviously, the Game Commission, our parks, and such have been trying to encourage more people to take advantage of the great outdoors and the many attractions that we have here. As I mentioned, we have rivers, streams, and impoundments of which we are so proud.

Mr. President, Senate Bill No. 1049 will allow the Pennsylvania Fish and Boat Commission to have an array of options, including offering multiyear licenses, group license sales, and promotional discounts. Hopefully, by doing this, it will add to the

incentive of getting people involved and bringing them back to Pennsylvania's great outdoors. It is my hope, with the enactment of this bill and some good marketing by the Pennsylvania Fish and Boat Commission, we will be able to do just that and reverse that decline.

So with that, Mr. President, I thank my colleagues here in the Senate for the quick and expedient passage of this bill. Hopefully, it will see quick action in the House. I thank my colleague on the other side of the aisle, Senator Alloway, who helped me with this, and worked very hard and diligently in getting this bill passed. It was a lot of work, a lot of effort, and a lot of teamwork went into this, including help by the Pennsylvania Fish and Boat Commission. I also thank the staff of Senator Alloway and my own staff for the hard work and dedication they put into it, too, and thank my colleagues here in the Senate for the unanimous vote.

Thank you, Mr. President.

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

Senator FARNESE. Mr. President, I rise to offer some initial thoughts as we find ourselves once again in the budget season with March, April, and May, leading to the June 30 deadline. I will comment on where or how I believe this administration and the direction in which it has decided, once again, to take the Commonwealth, with which many of my colleagues on this side of the aisle strongly disagree. Unfortunately, Mr. President, for the second straight year, not only do we have a priority problem, but we are beginning to see a consistency where there is a lack of leadership, a lack of leadership in executing where we, as the Commonwealth, need to go to build a better future for the people whom we were sent here to represent.

Senate Democrats alone represent almost 5 million people. Their lives are real, their problems are real. The daily struggles that they have to deal with--and when you look at this budget and at the priorities that this administration has set for itself, you cannot help but see the comparisons to what is going on around the country. We know right now, Mr. President, that there is a debate going on in Washington as to what role government will play in the lives of people across this country. That is nothing really new, but I find it very surprising that beltway Republicans seem to be focusing on everything from social issues all the way down to restricting women's access to healthcare, but what they are not focusing on is the same thing that this administration has failed to pick up and carry the ball over the line on, and that is job development and job creation.

Unfortunately, for the second straight year, we are looking at significant losses in our budget, and we are looking at significant losses in jobs. Half a million people, Mr. President, around the Commonwealth of Pennsylvania are still unemployed. Yet, when I think about and look at what this administration has set as its priorities--now just think about that, almost half a million people, probably more, are out of work, they are not out of work for 6 months, they are out of work for years--and what has this administration made its number one priorities to take on after the oath of office? Well, one of the first things we worked on was changing how the electoral votes in the Commonwealth of Pennsylvania are apportioned, so that his side can win more elections. Then, we went after restricting women's rights and access to healthcare. Then we talked about making English Pennsylvania's official language.

Then, unfortunately, Mr. President, we took the greatest and most unfortunate swipe at the people of Pennsylvania, many will not even realize what just happened moments ago in the meeting of the Committee on Appropriations, where we went to great lengths to set back voting in the Commonwealth of Pennsylvania, to create obstacle after obstacle to people exercising their most fundamental right that has been protected by the people who are mentioned in the halls that we walk through each and every day. House Bill No. 934 is a travesty because it attempts to create a feeling among people that there is this idea of voter fraud, when what we really have in Pennsylvania, Mr. President, is a lack of voter enthusiasm.

What we did today, make no mistake about it, will go down in history as one of the most unfortunate days in the history of this General Assembly. We should be focusing on the issues that affect each and every one of the people whom we represent. Jobs, in 2011 alone, Mr. President, we were a national leader, but today we trail the nation in job creation. And sadly, once again, the Corbett budget plan has called for nearly \$400,000 in budget cuts to early learning and targeted programs for struggling students, but the pain is not limited in K through 12. Just think about that, Mr. President. Who do you go after? What line item do we think is expendable that this administration thinks can be cut and slashed? Education, for the second year in a row. For the second year in a row we see the funding for State-related schools such as Penn State, Pitt, Temple, and Lincoln go down, this year by nearly 30 percent, in addition to last year's 19-percent cut. What do you say to those students and parents who are barely making ends meet, to be able to help their children realize the American dream of going on to college, that they are expendable, that their lines can be cut? That is a question that, to this day, this administration has failed to answer. State schools such as West Chester, Indiana, Slippery Rock, Kutztown, and others are going to suffer an \$82.5 million cut on top of last year's 18-percent cut.

There are many of us here who believe that in difficult times, you know, like my good friend from Philadelphia has said many times over the last few weeks, you do not put your foot on the throats of people who need your help at the time they need it the most. You lend a helping hand. That is what government is supposed to do. It is supposed to help people, not hurt them. It is supposed to work and develop programs that get them back to work, not keep them in a state of poverty and force them to come with their hands wide open just for some help. The cuts that we have seen in the last 2 years are not only unfair, but they are unwise. They do little to help people break the cycle of poverty in which they have found themselves, through no fault of their own. We know that. But to turn their backs on them or to tell them that they have to tighten their belts or live within their means or that big corporations, you know, they do not do what government does.

Quite frankly, Mr. President, as I sat through the last 3 weeks of budget hearings and I heard the same rhetoric over and over and over again by the department heads and Secretaries who appeared before us, it was extremely, extremely troubling, because they did not offer answers, they just offered the same rhetoric. Well, times are tough. We have to cut. We are trying to do a lot with very little. There is no new money. Resources are low. But yet, we find no problem in letting the Marcellus Shale industry off the hook. This industry was ready, willing, and able to pay a reasonable, rational source of revenue, and we just let them

off the hook and decided to keep our foot on the throats of people who need it the most.

So, Mr. President, I will and intend to take the podium a number of times throughout the next several months, most likely to my own detriment, I am sure, but I believe to take the podium is necessary because I have seen the way things work here, and there are not many opportunities to be heard and to call out this administration on what I believe is a major failure of priorities and leadership. There is still time to correct these problems and to lead this Commonwealth and to be the Governor that many, many people across the Commonwealth of Pennsylvania believe he still can be. But this idea that you have to balance a budget on the backs of working families and the poor is simply unconscionable. Again, I will say it for the last time here today, we were not sent here to hurt people, we were sent to help them. We must find ways to do that during the next several months, because if we do not, the mistakes that we make in this budget cycle will come back to haunt us for years to come.

Thank you, Mr. President.

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

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

Senator COSTA. Mr. President, I rise to echo the very eloquent comments of my colleague, the gentleman from Philadelphia, particularly as it relates to his assessment, and I believe the assessment of a number of my colleagues on this side of the aisle, and quite frankly, a number of folks throughout this Commonwealth, on the issue of priorities. When we talk about what the needs are of Commonwealth residents, how we put people back to work, and how we address many of the social concerns that they have, Mr. President, I think we have missed many opportunities.

More specifically, when we talk about opportunities, for the past 8 months, we have been waiting for leadership, as you well know, Mr. President, on the issue of transportation. That is a conversation that must take place and needs to take place, but yet has failed to be able to do so. As we talk about some of the concerns of this particular budget, Senator Farnese laid out some of the concerns as it relates to education. But, you know, we have not heard a lot about the folks in the Department of Public Welfare, DPW, and the existing and ongoing cuts that will take place there, but more specifically, the recommendation that we do more of a block grant back to our counties.

Mr. President, when a group of those individuals, the disability community, who would be impacted most significantly, wanted to come and make their case to this government, to come into their home and house, and to be able to demonstrate and state their case, what did the administration do? They put into place an order that restricts their access to elevator banks and restricts their access to the second floor. Mr. President, we think that is totally inappropriate. This Capitol belongs to the people of this Commonwealth. They should have the right to come here, speak, and express their frustrations and concerns about the budget allocation process that we are going through and to protect what they believe are very fundamental programs that are essential to their well-being. To be denied that opportunity to make that case directly to the chief official in this Commonwealth is

something that has been unprecedented, and I hope it is a policy that they will rescind as soon as possible. Mr. President, we think that is awful that is the case, and we continue to push my colleague, Senator Tartaglione, a woman who has been confined to a wheelchair, if she was part of that group, would not have the ability to go up and spend time articulating why it is necessary to be able to make changes to the proposed budget as we go forward.

Mr. President, there are a number of other issues along those lines. Senator Farnese talked about how we are restricting and limiting a woman's right to healthcare, a major, major concern that we need to address. Then today, with respect to the voter ID legislation, we had an opportunity to put something in that bill, an amendment that would have dealt with a reform issue that so many folks have talked about in this Commonwealth. Mr. President, the bill that we voted on, House Bill No. 934, has been premised that there is an issue with respect to voter fraud in this Commonwealth. I do not believe, and many, many Members on this side of the Chamber do not believe, that fraud is as rampant as discussed by so many folks. What we are doing is limiting and, more importantly, diminishing a person's right to access the ballot box.

Today, Senate Democrats offered a series of amendments which we believe would enhance the opportunity for people to go down a course where they would present the appropriate level of identification to exercise their right to vote. Again, I must stress, it is a fundamental constitutional right to vote. It is not something that we take lightly. It is something that is extremely important to the people of Pennsylvania, and we need to work and make sure we preserve that as much as possible and, quite frankly, take steps to encourage people to participate in the process. That is something I think we should be addressing.

As a number of my colleagues have indicated in the meeting of the Committee on Appropriations today, this is a solution in search of a problem. Senator Hughes articulated a number of States that had a handful of incidents with millions of votes being cast, again, a solution in search of a problem. But today, aside from the other amendments that were offered which were directly related to House Bill No. 934 on voter ID, we had an opportunity to adopt an amendment along the lines of campaign finance reform. The premise, by the maker of House Bill No. 934, is that the integrity of the election process is what we are talking about. Mr. President, I would submit to you that there is no greater opportunity to address the integrity of campaign finance reform vis-a-vis the electoral process than by having campaign finance reform legislation in place.

This legislation has been around for a number of years, legislation that both Democrats and Republicans support, as evidenced by the number of cosponsors on the legislation we have introduced. But the fact of the matter is, that measure was tabled today. To us, Mr. President, a vote to table a campaign finance reform amendment is a vote to say that you are okay with the way that campaigns are financed in this Commonwealth. We do not agree with that. We need to put limits into place. If there is one thing that people saw when the Marcellus Shale debate took place over the course of the past couple of years, it was the level and the amount of money that made its way to candidates, both at the gubernatorial level and the Senate and House level.

Mr. President, people were offended and began to question the integrity of this Chamber, of the House, and of the adminis-

tration because of the amount of money that came from the Marcellus Shale industry to those individuals. We have to address that integrity issue. That was an opportunity to do so. We missed it. It was another opportunity where we should have done something constructive to allow the people of Pennsylvania to recognize that their elected officials are not going to be in a position where they are going to accept resources and create the perception that contributions drive the legislative process here.

So, Mr. President, I echo the very eloquent comments of my friend and colleague, Senator Farnese, when he talked about priorities and missed opportunities. We clearly missed one today, and we are proceeding down a path, as it relates to the voter ID legislation, that is going to limit and diminish individuals of this Commonwealth the right to be able to vote. As my colleague, Senator Wozniak, indicated today in the meeting of the Committee on Appropriations, people are going to think it is going to be okay to require photo ID to go and vote until they wake up and realize how limited that opportunity is. Then to say that we are going to give someone a provisional ballot and ask them to come back 6 days later to verify that they are who they say they are does not make sense to me, is something we do not need to be dealing with in this General Assembly, and it does not rank up high on my priority list of what needs to be done. First and foremost should be job creation and making sure we get this budget done on time with the resources that we have and does not decimate education as we go forward.

Thank you, Mr. President.

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, March 6, 2012, 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 6:15 p.m., Eastern Standard Time.