

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

TUESDAY, APRIL 3, 2012

SESSION OF 2012 196TH OF THE GENERAL ASSEMBLY

No. 22

## SENATE

TUESDAY, April 3, 2012

The Senate met at 11 a.m., Eastern Daylight Saving Time.

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

## PRAYER

The Chaplain, Reverend DR. HAL BEST, of Eternal Hope of Glory Church, Chester, offered the following prayer:

Heavenly Father, in the name of Jesus, we come asking for forgiveness for things that we have not done according to Your will and Your way. We ask for strength and mercy to be extended to all of us as You lead and guide us this day. We ask for grace and patience to endure all things, and we ask for all these things in the name of Jesus. Amen.

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

## PLEDGE OF ALLEGIANCE

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

## APPOINTMENT BY THE MINORITY LEADER

The PRESIDENT. The Chair wishes to announce the Minority Leader has made the following appointment:

Ms. Christina E. Simeone as a member of the Climate Change Advisory Committee.

## BILL SIGNED

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

**HB 1203.**

## BILLS REPORTED FROM COMMITTEES

Senator TOMLINSON, from the Committee on Consumer Protection and Professional Licensure, reported the following bills:

**SB 1352 (Pr. No. 2088)** (Amended)

An Act amending the act of December 21, 1984 (P.L.1253, No.238), known as the Speech-Language and Hearing Licensure Act, further providing for title of act, for short title, for declaration of policy, for definitions, for creation of board, appointment and term of members

and officers, for powers and duties of board, for license required and persons and practices not affected and exclusions, for requirements for licensure, for application and fees, for examinations, for refusal to issue and revocation, for requirement of a medical examination, for renewal fees and records, for limitation of renewal time and new license and for certification to the board; providing for use of title; and further providing for enforcement of certification to board, for impaired professionals, for penalties, for injunction against lawful practice and for appropriation.

**HB 48 (Pr. No. 3337)** (Amended)

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, adding definitions; and providing for licensure of prosthetists, orthotists, pedorthists and orthotic fitters.

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

**SB 1090 (Pr. No. 2089)** (Amended)

An Act amending the act of April 3, 1992 (P.L.28, No.11), known as the Tuition Account Programs and College Savings Bond Act, further providing for tuition account programs and funds.

**SB 1135 (Pr. No. 2090)** (Amended)

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

**SB 1309 (Pr. No. 2091)** (Amended)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for appeals by taxing authorities.

**HB 761 (Pr. No. 3345)** (Amended)

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in realty transfer tax, further providing for definitions, for excluded transactions, for documents relating to associations or corporations and members, partners, stockholders or shareholders thereof and for acquired company; and, in inheritance tax, further providing for transfers not subject to tax.

## LEGISLATIVE LEAVES

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

Senator PILEGGI. Mr. President, I request temporary Capitol leaves for Senator Smucker and Senator Corman, and a legislative leave for Senator Robbins.

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

Senator COSTA. Mr. President, I request legislative leaves for Senator Farnese, Senator Kasunic, and Senator Washington.

The PRESIDENT. Senator Pileggi requests temporary Capitol leaves for Senator Smucker and Senator Corman, and a legislative leave for Senator Robbins.

Senator Costa requests legislative leaves for Senator Farnese, Senator Kasunic, and Senator Washington.

Without objection, the leaves will be granted.

### LEAVE OF ABSENCE

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

### JOURNALS APPROVED

The PRESIDENT. The Journals of the Sessions of March 5, 2012, and March 6, 2012, are now in print.

The Clerk proceeded to read the Journals of the Sessions of March 5, 2012, and March 6, 2012.

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-49

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

#### NAY-0

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

The PRESIDENT. The Journals are approved.

### SPECIAL ORDER OF BUSINESS GUEST OF SENATOR MICHAEL J. FOLMER PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Folmer.

Senator FOLMER. Mr. President, I rise today to introduce an up-and-coming youth shadowing me in my office today. Zachary Gates is a freshman at Middletown Area High School, where he is involved with the school band, ice hockey, and baseball teams. He also has been involved with the YMCA Youth in Government program since middle school. In fact, last year, he was president of the Middletown Area Middle School's Youth in

Government Program. He won an award for being the best Youth in Government middle school speaker at the 2011 convention. During that same convention, he was able to have two bills passed, a rare feat for an eighth grade student. This year, he plans to introduce a bill which would require school lunches to be made from local products, which would benefit local economies throughout the State. He is also running for lieutenant governor at the 2012 Youth in Government Convention later this month. Zach plans to major in political science when he goes to college, and after that, attend law school. He hopes for his political career to start shortly after he graduates. Zach's overall goal is to be a member of the United States Senate. Please join me in welcoming Zach to the Senate.

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

(Applause.)

### LEGISLATIVE LEAVE CANCELLED

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

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

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

Senator MENSCH. Mr. President, it is my pleasure this morning to introduce two young ladies, who are actually constituents of Senator Boscola, but these two ladies were generous enough to buy a basket at a fundraiser and for that, they won the day here in Harrisburg with me. Let me introduce Laura Lee Staudt, a paralegal for Pierce and Dally, LLC. If the name is familiar, it is because former Representative Craig Dally was once part of that firm. She has been working for the firm for 28 years. She is joined by her mother, Dolores Staudt, who was an executive secretary with The Second National Bank of Nazareth, which is now part of the Fulton Financial network. Today, Dolores is enjoying her retirement.

Mr. President, please join me in extending a warm Senate welcome to Laura and Dolores.

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

(Applause.)

Senator MENSCH. Mr. President, it is also my pleasure today to introduce one of the interns in my Pennsburg district office. Tatiana Toro is a junior at Kutztown University, where she is working toward a degree in political science. Tatiana began to develop a passion and an awareness for governmental relations after moving to the United States from Guatemala at the age of 8. Growing up in an underdeveloped nation instilled within her a conviction to aid various minority groups in our country as well as abroad. Upon her graduation, Tatiana plans on attending graduate school in order to pursue her dream of working for the diplomatic community.

Mr. President, please join me in extending a very warm Senate welcome to Tatiana.

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

(Applause.)

**GUESTS OF SENATOR DOMINIC F. PILEGGI  
PRESENTED TO THE SENATE**

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

Senator PILEGGI. Mr. President, it is my pleasure to introduce the Senate Chaplain for today, Reverend Dr. Hal Best of the Eternal Hope of Glory Church in Upper Chichester, Delaware County. He has served as overseer of the church since 1991. Reverend Dr. Best received his Doctorate of Divinity degree from Saint Thomas Christian College in 2007. He is joined today by his wife, Madelin M. Best, who is an ordained minister and Senior Pastor at Eternal Hope. Also joining Reverend Dr. Best today is the Reverend Dr. Wendell Burden, pastor of Family Life Ministries International in York. Pastor Madelin and Reverend Burden are seated in the gallery.

Mr. President, I ask that we extend our traditional warm welcome to these special guests.

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

(Applause.)

Senator PILEGGI. Mr. President, it is also my pleasure this afternoon to introduce to the Senate Josh Lang, who is serving as a State System of Higher Education intern in my Harrisburg office. Josh will graduate from Shippensburg University in May of next year, 2013, with a bachelor of arts degree in government and politics. Josh served in the United States Army from 2005 to 2008 with the 82nd Airborne Division, and continued to serve his country as a member of the Pennsylvania National Guard from 2009 to 2011. In his free time, Josh is an active member of several activities on campus, and is the founder and president of the Shippensburg University chapter of the Student Veterans of America. Josh resides in Chambersburg, Franklin County, which is part of Senator Alloway's district, and he is here on the Senate floor with us today.

Mr. President, I ask that we extend to Josh our traditional warm welcome.

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

(Applause.)

**GUESTS OF SENATOR ANDREW E. DINNIMAN  
PRESENTED TO THE SENATE**

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

Senator DINNIMAN. Mr. President, it is my privilege to introduce members of The Garden Workers of the greater Philadelphia area. It is a wonderful organization that cares deeply about the woods, gardens, and parks throughout the Philadelphia region. I would like to introduce the members who are here today. If I could read my own writing, there is Beth Hoover, Nancy Chandler, Susan Howard, Sallie Greenough, Sue Chapin, Jane Heintz, and Debbie Gibbons-Neff. I ask that we give a warm welcome to The Garden Workers of the greater Philadelphia area.

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

(Applause.)

**GUESTS OF SENATOR ANTHONY WILLIAMS  
PRESENTED TO THE SENATE**

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

Senator WILLIAMS. Mr. President, many people are frustrated with the politics and the manner in which we govern today. Many have grown cynical and feel their voices are sometimes not heard, certainly during an election cycle, but also when we govern. Recently, I was introduced to an idea and a contest which was created called "There Ought To Be A Law." The inauguration of this contest occurred last July. It was inspired to me by a similar competition in California, which took off statewide. This contest has 80 people from across the Commonwealth of Pennsylvania who forwarded to me their ideas and concepts which they would like us to put into law. The result has been that we offered them an opportunity to come to the Capitol to see how we work, lunch, and the introduction of a bill.

I am proud to say that we have a winner here with us today. She has created a bill, called Senate Bill No. 1482, which is intended to protect against false claims of nonpayment of child support by allowing noncustodial parents the right to have their child support payments documented within the State. At present, this can only happen by the order of the domestic relations court at the request of the custodial parent. Coincidentally, the Pennsylvania Supreme Court recently issued revised rulings indicating its support for noncustodial parents who wish to initiate actions with the domestic relations office. This will allow payments made by noncustodial parents to be accounted for. Unfortunately, too often in Pennsylvania this may occur, and the consequences that a noncustodial parent has made payments directly to the parent without an accounting therefore can be considered not in abeyance and not complying to supporting their children.

This suggestion came from the winner. This person is Nicole Crawford. Nicole is a social worker by profession, and a resident of southwest Philadelphia. She is set to be married this summer, and it is her first visit to the Capitol. I would like to introduce her to all of you and offer a warm round of applause to Nicole, the winner, and Angela-Lynn Ware, her sister. So please greet them with a large round of applause. They are to the left.

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

(Applause.)

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

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

Senator TOMLINSON. Mr. President, on behalf of Senator Dinniman and myself, I am pleased to welcome today and ask the Senate to give a warm welcome to the president of West Chester University, President Weisenstein; along with another administrator, Adel Barimani; president of the Alumni Association, John Stoddart; and three wonderful students, Alex Paez, Jessica Alicea, and Shane Bagwell. I ask the Senate, along with Senator Dinniman and myself, to welcome them to our Chamber today.

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

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Pileggi.  
Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose of a Republican caucus to be held in the Majority Caucus Room immediately.  
The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Costa.  
Senator COSTA. Mr. President, Senate Democrats will meet in the rear of the Chamber for caucus as well.  
The PRESIDENT. For purposes of Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

The PRESIDENT pro tempore (Senator Joseph B. Scarnati III) in the Chair.  
The PRESIDENT pro tempore. The time of recess having expired, the Senate will come to order.

LEGISLATIVE LEAVES

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Delaware, Senator Pileggi.  
Senator PILEGGI. Mr. President, I request a temporary Capitol leave for Senator Piccola.  
The PRESIDENT pro tempore. The Chair recognizes the gentleman from Philadelphia, Senator Williams.  
Senator WILLIAMS. Mr. President, I request a temporary Capitol leave for Senator Dinniman, and a legislative leave for Senator Tartaglione.  
The PRESIDENT pro tempore. Senator Pileggi requests a temporary Capitol leave for Senator Piccola.  
Senator Williams requests a temporary Capitol leave for Senator Dinniman, and a legislative leave for Senator Tartaglione.  
Without objection, the leaves will be granted.

CALENDAR

BILLS ON CONCURRENCE  
IN HOUSE AMENDMENTS

SENATE CONCURS IN HOUSE AMENDMENTS

SB 110 (Pr. No. 2051) -- The Senate proceeded to consideration of the bill, entitled:  
An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, further providing for the authority of the department; and providing for logging of certain aircraft flights.  
On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 110?  
Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 110.

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

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

YEA-49

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

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.  
Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 730 (Pr. No. 2034) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, in corporate powers, further providing for real property and for personal property; and, in contracts, further providing for letting contracts.

On the question,  
Will the Senate concur in the amendments made by the House to Senate Bill No. 730?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 730.

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

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

YEA-49

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

Costa	Kitchen	Stack	Yudichak
Dinniman	Leach	Tartaglione	
Earll	McIlhinney	Tomlinson	
Eichelberger	Mensch	Vance	

## NAY-0

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

## SENATE CONCURS IN HOUSE AMENDMENTS

**SB 743 (Pr. No. 1843)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 743?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 743.

On the question,

Will the Senate agree to the motion?

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

## YEA-49

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

## NAY-0

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

## LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Corman has returned, and his temporary Capitol leave is cancelled.

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

## CONSIDERATION OF CALENDAR RESUMED

BILLS ON CONCURRENCE  
IN HOUSE AMENDMENTS

## SENATE CONCURS IN HOUSE AMENDMENTS

**SB 815 (Pr. No. 2033)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 815?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 815.

On the question,

Will the Senate agree to the motion?

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

Senator BAKER. Mr. President, from the moment the details of judicial corruption in Luzerne County came to light, I was convinced that any reform effort must include mandatory counsel legislation. As much as the public agreed, there were strong dissenting views registered from inside. For us to be on the verge of sending a bill to the Governor has taken time, perseverance, and a refusal to be discouraged or dissuaded.

Our action on Senate Bill No. 815 sends an important message about delivering reform, about underscoring the profound purpose of constitutional rights, and about insuring the respect owed those appearing before our juvenile justice system. In the end, this bill mirrors the enhanced rule adopted by the State judiciary. That is as far as it could be taken without provoking a fight over the separation of powers. The juveniles who were victimized, the families who had their lives turned upside down, and the citizens who were outraged all believe we have an obligation to adopt whatever measures are necessary to protect against the possible recurrence of justice for sale.

There is a good reason why action by each of the branches of State government has been necessary. No one in a position of responsibility acted in response to complaints, not the State judiciary, not DPW, and not county officials. The Feds had to come in, investigate, and prosecute. In this dark story, there are several bright spots. The first is the parents of the juveniles victimized by the corruption who desperately tried to have their story heard, who finally found people willing to listen and determined to act. It takes courage to confront wrongdoers in a system unwilling to believe that something was amiss. The young people who came forward, the mothers and fathers who turned this into a mission, this success is because of them and dedicated to them.

The second is the superb advocacy of the Juvenile Law Center. They are resourceful, resilient, and relentless. Their passion for justice is refreshing and indispensable. The third is the tre-

mendous work of the Interbranch Commission on Juvenile Justice, under the leadership of Judge John Cleland. Even though they did not include mandatory counsel among their dozens of well-considered recommendations, their work remains among the finest examples of public service we shall ever witness. We, in turn, assured them that their work would not sit on a shelf, and so it has not.

The fourth is the voters who used the opportunity afforded in elections last November to apply some electoral justice to replace individuals they believed had not acted in the public's interest. Even with the new laws, new rules, and new oversight procedures, it still comes down to having quality people with integrity and fortitude to make the system work as it should.

The juvenile justice system in Luzerne County is very different today. Dedicated individuals, some public officials, and community leaders have contributed a tremendous amount of time and effort toward revamping the practices, providing public guidance on how the system should work, and developing strategies for addressing problems before kids come into the system. A juvenile system marked by fairness, integrity, and true justice is the goal this legislation should guarantee.

I would like to thank Senator Greenleaf for advancing these reforms, my Luzerne County colleagues, Senator Gordner, Senator Yudichak, and Senator Blake, and all of the Members of the Senate who helped make this reform possible. One of the mothers spoke with me last week and summed it up by saying, this helps to bring closure for the families, and it also demonstrates one important thing: that government can and will respond on behalf of its citizens.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Luzerne, Senator Yudichak.

Senator YUDICHAK. Mr. President, I want to commend my colleague from Luzerne County, and thank my colleagues in the Senate and my colleagues in the House. This tragic occurrence in Luzerne County that has brought both shame and injustice to the corridors of our courthouse has been a long, hard fight. Again, I want to compliment my colleague from Luzerne County. From the day that we held a press conference more than a year and a half ago to take up this fight to stand up to two corrupt judges who brought down the juvenile justice system in Luzerne County, I really appreciate her standing side by side with all of us who care about kids.

The "kids for cash" scandal not only is a stain on Luzerne County, it has been a stain on the entire Commonwealth of Pennsylvania. So for the court system to step up to the plate, and now the Pennsylvania General Assembly to step up to the plate on a very fundamental principle, the right to counsel. To imagine thousands of children in Luzerne County going before a judge, being charged, and not having an attorney present, not having counsel present, to see the look in their eyes when they had to turn to their parents, after hearing they would be shackled and immediately taken out of the court and taken to a juvenile justice system. It is unimaginable as a parent, it is unimaginable as a person in public life to think that that kind of corruption, a corruption that involved kids, could have been perpetrated from the county that I am from or in the Commonwealth that I love.

So I appreciate the good work by my colleague from Luzerne County. We are going to get this to the Governor's desk, and we are going to make sure that the fundamental principle, the right

to counsel before a judge in a court of law, is going to be afforded to the kids of Luzerne County. Thank you.

And the question recurring,  
Will the Senate agree to the motion?

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

#### YEA-49

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

#### NAY-0

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

#### SENATE CONCURS IN HOUSE AMENDMENTS

**SB 1167 (Pr. No. 1947)** -- The Senate proceeded to consideration of the bill, entitled:

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

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1167?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1167.

On the question,

Will the Senate agree to the motion?

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

#### YEA-49

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

Brubaker	Hughes	Smucker	Wozniak
Corman	Kasunic	Solobay	Yaw
Costa	Kitchen	Stack	Yudichak
Dinniman	Leach	Tartaglione	
Earll	McIlhinney	Tomlinson	
Eichelberger	Mensch	Vance	

NAY-0

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

### THIRD CONSIDERATION CALENDAR

#### BILL OVER IN ORDER

**SB 466** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 469 (Pr. No. 2756)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law, further providing for violations.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

**HB 470 (Pr. No. 2757)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, further providing for use of title.

Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

#### BILL OVER IN ORDER

**SB 477** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

#### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 823 (Pr. No. 3335)** -- 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.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,  
Shall the bill pass finally?

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

## YEA-49

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

## NAY-0

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

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

## BILLS OVER IN ORDER

**SB 932** and **SB 1351** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

## BILLS REREFERRED

**SB 1436 (Pr. No. 2045)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for definitions; prohibiting certain action affecting Keystone Exams; and, in the State Board of Education, further providing for powers and duties of the board.

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

**SB 1440 (Pr. No. 2046)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in preliminary provisions, further providing for definitions; and providing for reimbursement of certain costs relating to Keystone Exams.

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

BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE

**HB 1500 (Pr. No. 3336)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, consolidating the Long-Term Care Patient Access to Pharmaceuticals Act; further providing for declaration of policy, for definitions and for third-party drugs in long-term care facilities; and making a related repeal.

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

On the question,  
Shall the bill pass finally?

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

## YEA-49

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

## NAY-0

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

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

## BILLS OVER IN ORDER

**HB 1702** and **HB 2133** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

PREFERRED APPROPRIATION BILLS ON  
SECOND CONSIDERATION AND RECOMMITTED

**SB 1466 (Pr. No. 2060)** -- The Senate proceeded to consideration of the bill, entitled:

An Act to provide from the General Fund for the expenses of the Executive and Judicial Departments and the State Government Support Agencies and the General Assembly of the Commonwealth, the public debt and the public schools for the fiscal year July 1, 2012, to June 30, 2013, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012; to provide appropriations from the State Lottery Fund, the Tobacco Settlement Fund, the Aviation Restricted Revenue Account, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Payment Fund, the Banking Department Fund, the Firearm Records Check Fund, the Ben Franklin Technology Development Authority Fund, the Oil and Gas Lease Fund, the Home Improvement Account and the Cigarette Fire Safety and Firefighter Protection Act Enforcement Fund, to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department for the fiscal year July 1, 2012, to June 30, 2013; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2012, to June 30, 2013, for the proper operation of several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License



Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2012; to provide for the additional appropriation of Federal and State funds from the General Fund for the Executive and Legislative Departments of the Commonwealth for the fiscal year July 1, 2011, to June 30, 2012, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012, and to provide appropriations from the Motor License Fund, the Home Improvement Account and the Cigarette Fire Safety and Firefighter Protection Act Enforcement Fund.

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 recommitted to the Committee on Appropriations.

**SB 1472 (Pr. No. 2066)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2012, to June 30, 2013, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012.

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 recommitted to the Committee on Appropriations.

**SB 1473 (Pr. No. 2067)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2012, to June 30, 2013, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012.

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 recommitted to the Committee on Appropriations.

**SB 1474 (Pr. No. 2068)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

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 recommitted to the Committee on Appropriations.

**SB 1475 (Pr. No. 2069)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission for the fiscal year July 1, 2012, to June 30, 2013.

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 recommitted to the Committee on Appropriations.

**SB 1476 (Pr. No. 2070)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

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 recommitted to the Committee on Appropriations.

**SB 1477 (Pr. No. 2071)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the restricted revenue accounts within the State Gaming Fund and from the State Gaming Fund to the Pennsylvania Gaming Control Board, the Department of Revenue, the Pennsylvania State Police and the Attorney General for the fiscal year beginning July 1, 2012, to June 30, 2013, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012.

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 recommitted to the Committee on Appropriations.

**SB 1478 (Pr. No. 2072)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2012, to June 30, 2013, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2012.

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 recommitted to the Committee on Appropriations.

**SB 1479 (Pr. No. 2073)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

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 recommitted to the Committee on Appropriations.

## SECOND CONSIDERATION CALENDAR

### NONPREFERRED APPROPRIATION BILLS ON SECOND CONSIDERATION AND RECOMMITTED

**SB 1467 (Pr. No. 2061)** -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure; and making an appropriation from a restricted account within the Agricultural College Land Scrip Fund.

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 recommitted to the Committee on Appropriations.

**SB 1468 (Pr. No. 2062)** -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), known as the University of Pittsburgh--Commonwealth Act, making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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 recommitted to the Committee on Appropriations.

**SB 1469 (Pr. No. 2063)** -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University--Commonwealth Act, making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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 recommitted to the Committee on Appropriations.

**SB 1470 (Pr. No. 2064)** -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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 recommitted to the Committee on Appropriations.

**SB 1471 (Pr. No. 2065)** -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania from the restricted account within the Pennsylvania Race Horse Development Fund.

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 recommitted to the Committee on Appropriations.

## BILLS ON SECOND CONSIDERATION

**HB 61 (Pr. No. 29)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for collection of court costs, restitution and fines by private collection agency.

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

**SB 157 (Pr. No. 2076)** -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing a task force within the Department of Education, providing for its powers and duties and providing for administrative support.

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

## BILL OVER IN ORDER

**HB 165** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

## BILL REREFERRED

**SB 345 (Pr. No. 327)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for compilation of war records and the director of veterans affairs.

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

## BILL ON SECOND CONSIDERATION

**SB 351 (Pr. No. 745)** -- 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, further providing for Good Samaritan civil immunity for use of automated external defibrillator and for nonmedical good Samaritan civil immunity.

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

## BILLS OVER IN ORDER

**SB 512, HB 585, SB 682, HB 807, SB 819, SB 1136, SB 1144, SB 1175, HB 1236 and HB 1237** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION  
AND RECOMMITTED

**SB 1263 (Pr. No. 1627)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, in general budget implementation, further providing for the Department of Labor and Industry.

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 recommitted to the Committee on Appropriations.

## BILLS OVER IN ORDER

**HB 1264 and HB 1280** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

## BILL ON SECOND CONSIDERATION

**SB 1296 (Pr. No. 1983)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for manner of election or approval; providing for performance review; further providing for election of assistant district superintendents, for term and salary of assistants and for removal; providing for superintendents of schools or buildings and of supplies; and making an editorial change.

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

## BILLS OVER IN ORDER

**SB 1314, SB 1340, SB 1382, HB 1398, SB 1403, SB 1410 and SB 1414** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION  
AND RECOMMITTED

**SB 1433 (Pr. No. 2079)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the Homeowner Assistance Settlement Act; establishing a fund for the purpose of funding the Homeowner's Emergency Mortgage Assistance Program; and providing for an appropriation.

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 recommitted to the Committee on Appropriations.

## BILL OVER IN ORDER

**SB 1464** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION  
AND RECOMMITTED

**SB 1480 (Pr. No. 2074)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the capital budget for the fiscal year 2012-2013.

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 recommitted to the Committee on Appropriations.

## BILL OVER IN ORDER

**HB 1525** -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

## BILL ON SECOND CONSIDERATION

**HB 1546 (Pr. No. 3167)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for powers and duties of the Juvenile Court Judges' Commission.

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

## BILLS OVER IN ORDER

**HB 1682, HB 1720, HB 1761, HB 1830, HB 1862, HB 1955, HB 1956, HB 1960, HB 2045, HB 2151, HB 2192 and HB 2246** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

**SPECIAL ORDER OF BUSINESS  
GUESTS OF SENATOR JAY COSTA  
PRESENTED TO THE SENATE**

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

Senator COSTA. Mr. President, earlier today, there were students from the Pennsylvania State System of Higher Education who were here, and unfortunately, they had to leave, but I would like to acknowledge and recognize those students and introduce comments for the record.

Thank you, Mr. President.

The PRESIDENT. Would the Senate welcome the guests of Senator Costa.

(Applause.)

The PRESIDENT. Without objection, the remarks will be spread upon the record.

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

Mr. President, it gives me great pleasure to welcome our guests today in the Senate gallery. With us today, as Senator Scarnati has said, are the students from a number of State-owned universities. The students with us here today are from Clarion, East Stroudsburg, IUP, Lock Haven, Mansfield, Shippensburg, Slippery Rock, and West Chester. Also here today joining the students are several of the presidents of the universities, administrators, trustees, and alumni. As a proud graduate of IUP, one of the State System schools represented here today, I want to extend my personal welcome to all of our visitors.

I know the value of the education that you are receiving and how important it is to our future. You are our future leaders, and the challenge of dealing with tough public policy questions will soon be your responsibility. Your visit here, meeting with Members on both sides of the aisle and talking about the key issues, is an important part of our democratic process.

It is refreshing to learn your thoughts. You give all of us new and different perspectives and a focus that is important, especially in these

times of tight budgets and proposed cuts in higher education funding. I know that the discussion today with Members and staff will further the understanding of the issues you face. Please be assured that your strong voices and your advocacy will be heard. Thank you again for coming to the Senate for a visit.

## UNFINISHED BUSINESS

## BILL REPORTED FROM COMMITTEE

Senator FOLMER, from the Committee on Communications and Technology, reported the following bill:

**SB 8 (Pr. No. 2092) (Amended)**

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

## SENATE RESOLUTIONS ADOPTED

Senators BAKER, ALLOWAY, BOSCOLA, BREWSTER, BROWNE, COSTA, DINNIMAN, EARLL, ERICKSON, FERLO, FONTANA, GREENLEAF, HUGHES, MENSCH, ORIE, PILEGGI, PIPPY, RAFFERTY, SCARNATI, SCHWANK, STACK, TARTAGLIONE, VOGEL, WARD, WASHINGTON, D. WHITE, M. WHITE, WOZNIAK, YUDICHAK, BRUBAKER and ARGALL, by unanimous consent, offered **Senate Resolution No. 284**, entitled:

A Resolution designating the week of April 22 through 28, 2012, as the "Week of the Young Child" in Pennsylvania.

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

Senator TOMLINSON, by unanimous consent, offered **Senate Resolution No. 285**, entitled:

A Resolution designating the month of April 2012 as "Pennsylvania 8-1-1 Safe Digging Month."

On the question,

Will the Senate adopt the resolution?

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

Senator TOMLINSON. Mr. President, I rise to ask for unanimous support of the resolution designating the month of April 2012 as "Pennsylvania 8-1-1 Safe Digging Month." Safe Digging Month recognizes the Pennsylvania One Call System, which provides easy, one-call notification about construction and excavation projects that may endanger lives and jeopardize utility lines. The center has served the residents of Pennsylvania by promoting safety, reducing underground utility damages, minimizing utility service interruptions, and protecting the environment for over 40 years. It also serves more than 100,000 excavators and 3,450 critical infrastructure owners in the Commonwealth. The resolution encourages all Pennsylvania residents to call before digging to help protect underground infrastructure. Mr. President, I ask for unanimous support of this resolution. Thank you.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators MENSCH, GREENLEAF, FONTANA, DINNIMAN, COSTA, RAFFERTY, STACK, SOLOBAY, ORIE, McILHINNEY, BREWSTER, PILEGGI, TARTAGLIONE, ALLOWAY, ERICKSON, PIPPY, D. WHITE, BROWNE, FERLO and BOSCOLA, by unanimous consent, offered **Senate Resolution No. 286**, entitled:

A Resolution recognizing the month of May 2012 as "Preeclampsia Awareness Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator MENSCH. Mr. President, today I am offering a resolution designating May 2012 as "Preeclampsia Awareness Month" to raise awareness about preeclampsia and its dangers. Preeclampsia is one of the most common complications of pregnancy, with estimates ranging from 5 percent to 8 percent of all pregnancies. It is one of the leading known causes of premature death. Furthermore, almost 300,000 pregnancies in the United States are complicated by preeclampsia, with one woman a week dying in this country due to it.

The Preeclampsia Foundation's mission is to stop preventable death and disability of mothers and babies by eliminating delays in diagnoses, implementing best-known practices, developing new practices, and helping women and their families through the impact of preeclampsia. This resolution commends them and other organizations that are committed to addressing this public health issue.

Thank you, Mr. President.

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

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

Senators COSTA, on behalf of Senator HUGHES, by unanimous consent, offered **Senate Resolution No. 287**, entitled:

A Resolution recognizing April 22, 2012, as "Earth Day" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator COSTA. Mr. President, I have remarks by Senator Hughes to enter into the record. Thank you.

The PRESIDENT. Without objection, the remarks will be spread upon the record.

*(The following prepared remarks were made part of the record at the request of the gentleman from Allegheny, Senator COSTA, on behalf of the gentleman from Philadelphia, Senator HUGHES:)*

Mr. President, Earth Day is held every year with worldwide events to increase awareness and appreciation of the Earth's natural environment. April 22, 2012, marks the 42nd Earth Day. The day is celebrated

across the globe by over a billion people. We come together on Earth Day to support cleaner air, water, and land, and to strengthen our resolve to preserve the Earth's God-given beauty and natural resources for generations to come.

Celebration of the day and increased consciousness has paved the way for monumental changes such as the Clean Water and Air acts, along with the establishment of the Environmental Protection Agency. Protection of our environment is a nonpartisan issue with an underlying, fundamental belief that we must preserve Earth in order for mankind to subsist. Pennsylvania is only as healthy as the air our children breathe, the water they drink, and the State they will inherit. This Assembly should embrace the bipartisan national consensus to improve our environment.

Protecting our interests in the environment does not stifle our economy, it grows it. It is an investment in the future that leads to innovation and prosperity. It is one of those great opportunities where our moral and financial paths coincide. Pennsylvania has often taken the lead on important environmental issues, and by recognizing this day, we resolve to continue on that path of responsibility.

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

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

Senators BOSCOLA, COSTA, WILLIAMS, KASUNIC, TARTAGLIONE, FONTANA, PILEGGI, BROWNE, ERICKSON, SCARNATI, STACK, BREWSTER, KITCHEN, WOZNIAK, FARNESE, DINNIMAN, SCHWANK, SOLOBAY, ORIE, PIPPY, WARD, RAFFERTY, GREENLEAF, ARGALL, D. WHITE, ALLOWAY, BRUBAKER, FERLO and HUGHES, by unanimous consent, offered **Senate Resolution No. 288**, entitled:

A Resolution designating the month of April 2012 as "Parkinson's Disease Awareness Month" in Pennsylvania.

On the question,  
Will the Senate adopt the resolution?

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

Senator BOSCOLA. Mr. President, each year, April is designated as "Parkinson's Disease Awareness Month." As everyone here knows, Parkinson's disease is a truly devastating disease. It affects approximately 1 million people nationwide. Nearly 60,000 people across the country are diagnosed each year with Parkinson's disease, and about 40 percent of those individuals are less than 60 years old. Parkinson's disease is a degenerative disorder of the central nervous system that impairs motor skills and speech. It has been described as the opposite of Alzheimer's disease. Alzheimer's destroys the mind, leaving the body intact and functioning. Parkinson's keeps the mind strong but takes hold of a person's body. Many of us in this Chamber may have known someone personally. We all know some of the famous individuals like Michael J. Fox, Muhammad Ali, and Janet Reno, who are all suffering from Parkinson's disease.

Mr. President, we need to educate the public and raise awareness, especially since the exact cause of Parkinson's disease still remains unknown. Now, medical progress has been made throughout the years to combat it, but more research and more testing is still needed in order to pinpoint the disease's cause to find its cure. Medication is available to disguise the symptoms,

however, these medications are only effective for a limited number of years. I wish to commend those experts out there who have studied this disease and have dedicated their lives to finding a cure. It is important that these efforts continue and that we support our medical community, which is working hard to get rid of the proliferation of this disease. I ask my colleagues to join me in recognizing the month of April as Parkinson's Disease Awareness Month in the Commonwealth of Pennsylvania.

Thank you, Mr. President.

And the question recurring,

Will the Senate adopt the resolution?

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

### 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 Ian Mott, Frances Elizabeth Appich, Donnie L. Martin, Adams County Children and Youth Services, Adams County Children's Advocacy Center and to New Oxford Junior High School Cheerleading Squad by Senator Alloway.

Congratulations of the Senate were extended to Benjamin Peter Zug, Joseph E. Senawaitis, Stephen R. Hatton, Frances L. Stahl, Patricia Freeh-Stefanek, Daniel Vincent Capitella, Ashland Technologies, Inc., of Hegins, Tredegar Film Products of Pottsville, Sapa Industrial Extrusions of Cressona, Altadis USA, Inc., of McAdoo, McCann School of Business and Technology of Pottsville, Central Carbon County Regional Comprehensive Plan Committee and to Mrs. T's Pierogies/Ateeco, Inc., of Shenandoah by Senator Argall.

Congratulations of the Senate were extended to Reverend Dr. and Mrs. James L. Haring, Mr. and Mrs. Michael Houssock, Mr. and Mrs. Nicholas Magda, Mr. and Mrs. Grant Genzlinger, Honorable David Hawk, Chief Duane E. Seltzer, Andrea L. Caladie, Nicholas Hollock, Hawley Public Library, Mountain Top Area Community Ambulance Association, Hawley Market, Lake Region IGA and to Kiwanis Club of Tunkhannock by Senator Baker.

Congratulations of the Senate were extended to Theodore P. Zurla by Senators Baker and Yaw.

Congratulations of the Senate were extended to Church of the Epiphany of Clarks Summit, Johnson College of Scranton, Emmi, Emmi and Company, Public Accountants, of Scranton and to Saint George's Orthodox Church of Taylor by Senator Blake.

Congratulations of the Senate were extended to Sergeant Adam Keys, Joseph M. Fiore, Sr., Daniel Delgrosso, Mary E. Anthony, Colleen Vandegrift, Matthew Christopher Lasewicz, Shirleyann Ferraro, Lou Albright, Tyler R. Alicea, Curt Simmons, Albert Proctor, Maxwell Philip Fisher, Egypt Memorial Park of Whitehall, Csencsits Auto Service of Hellertown, City Line Little League of Bethlehem and to Bethlehem Chapter of UNICO by Senator Boscola.

Congratulations of the Senate were extended to Dr. Bonnie Coyle, Jos Rodriguez, Beatrice Jean Silva, Dale Miller, Sonia Vazquez and to ABW Pediatrics by Senators Boscola and Browne.

Congratulations of the Senate were extended to Ellis Frable, Donald Barry, Richard Datesman, Brian Koehler, Donald M. Jones, Gloria Roberts, Franklin L. Homme, Paulette Roberts, John W. Krebs, Juanita Gomez-Reyes and to AARP Tax Aide Volunteers in the Easton District by Senators Boscola, Browne and Mensch.

Congratulations of the Senate were extended to Meals on Wheels of Monroe County by Senator Boscola and others.

Congratulations of the Senate were extended to Lieutenant Colonel John Wasko, Dr. Linda Mulholland Fischbach, Dr. Marcia L. Rosal, Robert A. DeMichiei, Anna Dyakon Krivacek, Lukas James Gaydos, Robert Edward Lee II, Robert Anthony Holmes and to Payne Chapel African Methodist Episcopal Church of Duquesne by Senator Brewster.

Congratulations of the Senate were extended to Mr. Joseph and Dr. Theresa Mitlyng, Dr. Francis A. Salerno, Gregory Michael Kunkel, Donald P. Breininger, Fred Glass, Joan Stevenson, Richard Person, LoisAnn Oakes, Helen Hertzog, Carol Hersh, Richard Braim, Robert Nemecek, Daniel Christopher Slusaw, John Richard Hawk, Zachary Best, Lehigh and Northampton Transportation Authority and to Allentown Public Library by Senator Browne.

Congratulations of the Senate were extended to Mr. and Mrs. Tony Salvaggio, Dr. Daniel J. Wilson, Colonel Charles C. Gibson, Rebecca Gorton, Ellyn S. Schindler, Michael Katz, James Gingrich, John J. Riley, Gary S. Olson, John H. Harvey, Steven Baier, Jen Honsel, Rachel R. Petrisin, John Monahan, Shweta Sen, David Fritz, Jack Huang, Arts Plaza at Lafayette College, Levitt Pavilion SteelStacks of Bethlehem, Special Olympics Lehigh County, Allentown Art Museum of the Lehigh Valley and to the Dexter F. and Dorothy H. Baker Foundation by Senator Browne and others.

Congratulations of the Senate were extended to Mr. and Mrs. Gerald Downing, Mr. and Mrs. Donald Harnish, Mr. and Mrs. Reid Stroud, Mr. and Mrs. Harry E. McKillips, Mr. and Mrs. John Oatman, Darian Miles Erb, Bryan Jeffrey Wood, Andrew Wardrop, Neil Curtis Hostetter, Ryan McMahon, Emily Cameron, Tim's Fitness Center of Lititz, Glatfelter Field of Columbia and to the members and coaches of the 2011 Warwick High School Boys' Soccer Team by Senator Brubaker.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Lerch, Chief William T. McCurry, Chief Neal A. Yorks, Aaron Thomas Filip, William Floyd Hetrick, John Pannizzo, James W. Felmlee, Josephine Verdola Johnson, James R. McLaughlin, Nathan Thomas Potter, Charles E. Laub and to Lions Club of Harris Township by Senator Corman.

Congratulations of the Senate were extended to Reverend Jack O'Malley, Honorable Betty Esper, Rachel Freund, Bernie Bauer, Jeffrey Cohen, Josh Miller, Larry Solomon, Robert Nelkin, Rick Sebak, Robert O. Agbede, Pennsylvania Chapter of the Children's Advocacy Centers and Multidisciplinary Teams and to the Millmen's Local Union No. 1160 by Senator Costa.

Congratulations of the Senate were extended to Woodland Hills High School Performing Arts by Senators Costa and Brewster.

Congratulations of the Senate were extended to Joann Urbaniak by Senators Costa and Orie.

Congratulations of the Senate were extended to Bethel Park office of Comcast Cable by Senators Costa and Pippy.

Congratulations of the Senate were extended to Dr. Bruce E. Mapes, Dr. Edward Hallowell, Dr. Louis J. Beccaria, Captain Brenda M. Bernot, Captain Peter Walsh, Thomas W. Gotthold, James Andrew Worth, Lori J. Deckman, Elizabeth Anne Mager, John T. Battagliese, Alice L. Dowd, Kiera R. McNicholas, Rebecca S. Stone, Victoria L. Williams, Madeline A. Iffert, Danielle L. Heron, Rebecca M. Fisher, Charlotte Carstens, Annelise Aurillo, James M. Bruton, Donna Coughy, Rebecca C. Desmond, Scott Foresta, Margaret Barnard Chalfant, Heather Mumford, John Colarusso, Robb Frees, Deborah A. Tobin, Eve Przemycki, Will Weston, Barbara Kirby, Clinic's Green On a Budget Program of Phoenixville, Keystone Federal Credit Union of West Chester, Seasons Hospice of Phoenixville, Pepperoncini Sotto Restaurant and Bar of Phoenixville, Bridge Street Chocolates of Phoenixville, Innovative Technology Action Group of Exton, Zeta Phi Beta Sorority, Inc., Epsilon Omega Zeta Chapter, Woman's Community Club of Uwchlan, Nathan Holmes American Legion Post 362 and to Paoli Fire Company by Senator Dinniman.

Congratulations of the Senate were extended to Brian C. Zwaan and to Surrey Services for Seniors of Berwyn by Senators Dinniman and Erickson.

Congratulations of the Senate were extended to Jenny Steinen and to Marguerite Rekos by Senators Dinniman and Pileggi.

Congratulations of the Senate were extended to Denise J. Graf, ArcelorMittal of Coatesville, Brandywine Health Foundation Coatesville Youth Initiative and to the Junior Girl Scout Troop 41600 of Coatesville by Senators Dinniman and Rafferty.

Congratulations of the Senate were extended to Yoymay Villafane, Eileen Meeker, Cynthia Schofield, Tamara Grater, Chester County Board of Commissioners and to the Analytical Graphics, Inc., of Exton by Senator Dinniman and others.

Congratulations of the Senate were extended to Jared Klemm by Senator Earll.

Congratulations of the Senate were extended to Hollidaysburg Area YMCA by Senator Eichelberger.

Congratulations of the Senate were extended to Peter Scheuerman, Sue Martin, Patrick F. McKenna, James P. Floria, Michael J. McCarrick, Joseph S. Burns, Andrew Wilson, James Tull and to David Fender by Senator Erickson.

Congratulations of the Senate were extended to citizens of Thornbury Township by Senators Erickson and Pileggi.

Congratulations of the Senate were extended to James Kimrey, Susan Paul, Ronald Cozzalio and to the Philadelphia Museum of Art by Senator Farnese.

Congratulations of the Senate were extended to the Honorable Harry McLaughlin by Senator Ferlo.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Lillie and to Brennan Steven Noecker by Senator Folmer.

Congratulations of the Senate were extended to Dr. Frank Robert Braden, Jr., and to Collin A. McCoy by Senator Fontana.

Congratulations of the Senate were extended to Mr. and Mrs. Andrew Gross, Mr. and Mrs. Leon Klock, Mr. and Mrs. Henry Zuech, Dr. Karen James, Margaret Robel, Randy A. Peters, Michael D. Rudy, Evelyn Marie Arndt Skinner, Daniel Richard Simpson, Derek M. Cotner, Joseph Girolami, Michael Benedetto, Susan Humphrey Yucha and to Leonard Wasileski by Senator Gordner.

Congratulations of the Senate were extended to John H. Weierman, Dustin E. Woywod, Alex B. Schilder, William J.

Gallagher, Jacob V. Heinrich, Ruban Kopli, Brandon Wergelis, Mary Cushing Doherty, Alec Calderwood, Robert N. Hausler, John James Fillenwarth, Upper Moreland Little League, Jarrett Nature Center of Horsham and to the General Federation of Women's Clubs Colony Club of Ambler by Senator Greenleaf.

Congratulations of the Senate were extended to the Honorable Carolyn Tornetta Carluccio and to John M. Elliott by Senators Greenleaf and Rafferty.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Kay, Deputy Chief Frank R. Cosner, Jr., Timothy Rauch, Harry Vitello, Daniel Donahue, Aileen Parker, Christopher Zelley, Jessica Bunner, Keith Roach, David James, Wayne Ewer, Suzi Drake, Kayshawn Walker, Caileen Wendel, Greater Philadelphia Media and to the Archbishop Wood Catholic High School Girls' Basketball Team by Senators Greenleaf, McIlhinney and Tomlinson.

Congratulations of the Senate were extended to Reverend Dr. Bruce Nevin Alick, Jean Potter Bloom, MET, Inc., and to the University City High School Promise Academy principal and staff by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Charles King, Mr. and Mrs. Francis Baer, Mr. and Mrs. Harold Leighliter, Mr. and Mrs. David Dahl, Mr. and Mrs. Robert Stoner, Mr. and Mrs. Arnold Davis, Mr. and Mrs. Robert Lohr, Mr. and Mrs. Donald Davis, Mr. and Mrs. Fritz Antonini, Mr. and Mrs. Duane Nagy, Mr. and Mrs. Jack Davis, Kathryn Hillen, Kenneth Laird, Thomasine Rose, Patrick John Santello, Joanne Korchak, Nick Roberts and to Lucy Kylene Shaffer by Senator Kasunic.

Congratulations of the Senate were extended to Rodney Wright and to Ann Robinson by Senator Kitchen.

Congratulations of the Senate were extended to Reverend Byron L. Craig, Honorable Susan Peikes Gantman, Stephen Field, Cody T. Schunder, Douglas A. Cichowicz, Daniel J. Schunder, Joseph O'Donnell, Charles G. Lare and to the Main Line Local Association of the International Association of Insurance Professionals (National Association of Insurance Women International) by Senator Leach.

Congratulations of the Senate were extended to Anna C. Simons, Jonathan Tyler Ruffe, Matthew Thompson, Karen L. Simon, Dick Patterson, Kevin J. Munnelly, Patricia J. Berry, Mitchell Alexander Buttala, Bennett Mark Zaba, Kathleen Rosso-Gana, Mynetta J. Edwards, Kathleen A. Feldcamp, Tony Gojeski, Jr., Nicholas M. Wetzell, Quinn Kender, Richard J. Battaglia, JoAnna Hofstaedter, John Baker, Hackenbourg-Mt. Moriah Lodge No. 19, Free and Accepted Masons of Philadelphia and to Fonthill Museum by Senator McIlhinney.

Congratulations of the Senate were extended to Shawn Sawyer by Senators McIlhinney and Tomlinson.

Congratulations of the Senate were extended to Thomas A. Bednar, Michael David Mancini, Mary A. Kadas and to Charles W. Zeppenfeld by Senator Mensch.

Congratulations of the Senate were extended to Alan Penrod, Matthew W. Jackson, Christopher E. Gillis, Matthew D. Doerzbacher, Robert J. Trapanick, Aaron Robert Knauer, Taylor Zachary Bizon, Vincent E. Balestrino, Noah M. Cefola and to Vincentian Academy Girls' Basketball Team by Senator Orie.

Congratulations of the Senate were extended to Rudolph Scott Huggins, Nathan John Huggins, Jerry Ozog, Bernadette Howley Kosco, Mykal Hinrich von Kampen, Thomas Bernard Scully,

Albert James Germann, Daniel J. Nardis, citizens of the Borough of Hummelstown, members and coaches of the Steelton-Highspire High School Girls' Basketball Team, Alpha Kappa Alpha Sorority, Inc., Epsilon Sigma Omega Chapter and to Homeland Center of Harrisburg by Senator Piccola.

Congratulations of the Senate were extended to Edward M. Huber, Edward Payne, Ernest S. Sutton, Kathryn T. Habbersett, John Walker Hoopes, Burnard E. Nicholson, Marie D. Borreggine, Gyla J. Fuller, Edith S. Giersch, John W. Martin, Philip Thomas Vecchioli, Della Kochubka, Arsia B. Barksdale, Charles Remaley, Ethan Martin Buckley, Threston C. Roots, Bertha Bullock, Maureen Carlin, Council of United Polish Societies of Chester and to the citizens of Thornbury Township by Senator Pileggi.

Congratulations of the Senate were extended to Malcolm E. Harris by Senators Pileggi and Erickson.

Congratulations of the Senate were extended to Kevin Abbott, Jennifer Markus, Kirsten Stripay, Sharron A. Schaefer, James P. Bouchard, David B. Hudak, Brenna Litynski, David W. Fagan III, Martin A. Sipe, Daniel Francis Cluskey, Billy Roundtree, Maria Lohman, Erik Brinkhoff, Ashley Niznik, Morgan Fink, Joshua A. Boyer, Dane Robert Sapienza, Jared Walker, Maddie Bartrug, Robert Francis, Bethel Park High School Ice Hockey Team, West Allegheny High School Girls' 200-Yard Medley Relay Team, West Allegheny High School Girls' 400-Yard Freestyle Relay Team, Mt. Lebanon High School Girls' Basketball Team, Quaker Valley High School Girls' Cross Country Team, members and coaches West Allegheny High School Girls' Swimming and Diving Team, Moon Area High School Girls' Gymnastics Team, members and coaches of the Quaker Valley High School Ice Hockey Team, Quaker Valley High School Boys' Cross Country Team, members and coach of the West Allegheny High School Ice Hockey Team, Seton-La Salle High School Girls' Basketball Team, members and coaches of the South Fayette High School Girls' 200-Yard Freestyle Relay Team and to Saint Matthews African Methodist Episcopal Zion Church of Sewickley by Senator Pippy.

Congratulations of the Senate were extended to Lieutenant David C. Buckley, Dr. Laurinda B. Harman, Mark E. Deussing, Kenneth D. Duelley, Charles Oehler, Zachary C. Zimmerman, Charles Jon Virtu, William Fredrick Pfeiffer, Robert J. Gormisky, Blue Comet Motorcycle Club of Skippack and to the members and coaches of the Spring-Ford Youth Athletic League 10-and-Under Baseball Team by Senator Rafferty.

Congratulations of the Senate were extended to Ukrainian Federation of America of Jenkintown by Senators Rafferty and Greenleaf.

Congratulations of the Senate were extended to Stephen S. Aichele, Montgomery County Council of Republican Women and to the Pennsylvania State Troopers Association by Senator Rafferty and others.

Congratulations of the Senate were extended to Stephen C. Coleman, John P. Anderson, Thomas Paul Timlin, Conneaut Cellars Winery, Neshannock Township School District, Neshannock Township Board of Supervisors, Shenango Valley Chorale, Inc., and to The Salvation Army of Greenville by Senator Robbins.

Congratulations of the Senate were extended to Pennsylvania State Association of Elected County Officials by Senator Robbins and others.

Congratulations of the Senate were extended to Mr. and Mrs. Larry Neiswonger, Dr. William Schumann, Matt Quesenberry, David Brooks, Ken Rowe, Doug Firestone, Jerry Clark, Richard L. Sassaman, Piper VanOrd, Benezette Hotel, citizens of the Borough of Smethport, Kinzua Bridge State Park of Johnsonburg, McKean County Board of Commissioners and to the Letters From Home Program of Johnsonburg by Senator Scarnati.

Congratulations of the Senate were extended to Dr. James A. Tribbett, Captain Matthew Gehman, Michael Ewart, Connor Bunn, Katarina Zambanini, Walter W. Eck, Berks Classical Children's Chorus of Reading and to Faith Lutheran Church of Mount Penn by Senator Schwank.

Congratulations of the Senate were extended to John P. Weidenhammer by Senators Schwank and Folmer.

Congratulations of the Senate were extended to William Scheck, Jr., and to Brian A. Myers by Senators Schwank and Rafferty.

Congratulations of the Senate were extended to Franklin Herr by Senator Smucker.

Congratulations of the Senate were extended to Mr. and Mrs. John Snider, Mr. and Mrs. Paul Ames, Mr. and Mrs. Darwin Whipkey, Mr. and Mrs. James Harper, Sergeant Kevin T. Kolson, Blanche Pashkevich, Shayne Purvis, Erica Santmyer, Kali Peroni, Sheila Shirey, Emily Papa, Jonah Hladycz, Gregory R. Spencer, William C. Kelvington, Stanislaw Franciszek Musial, Canonsburg Lodge No. 846, Benevolent and Protective Order of Elks, Weatherford U.S., LP, of Canonsburg, Monessen Public Library and to the citizens of the Borough of Canonsburg by Senator Solobay.

Congratulations of the Senate were extended to Thomas Carpino, Sigmund Fine, Shawn Maloney, Christopher Maloney, George G. Hanlon, William Patrick Connors and to Edward A. Clark by Senator Stack.

Congratulations of the Senate were extended to Dr. William Hughes, Fire Commissioner Lloyd Ayers, Doris Elizabeth Lee, Kisha Thompson, Thomas Carpino, John Coats and to Temple Burn Center of Philadelphia by Senator Tartaglione.

Congratulations of the Senate were extended to John Scanlon by Senators Tartaglione, Stack and Kitchen.

Congratulations of the Senate were extended to Bishop and Mrs. Kenneth White, Anne Clark, John Raymond Ruel, Jeryl DeGideo, Kim Everett, Jo Klienmann-Wood, Sally Pollock, Scott Boerner, Daniel Brendan Turner and to Francine E. Block by Senator Tomlinson.

Congratulations of the Senate were extended to Michael B. Connor by Senators Tomlinson and Greenleaf.

Congratulations of the Senate were extended to Jordan Stokes and to Lower Bucks County Public Safety Center by Senators Tomlinson and McIlhinney.

Congratulations of the Senate were extended to the United Way of Bucks County and to Soroptimist International of Indian Rock, Inc., by Senator Tomlinson and others.

Congratulations of the Senate were extended to Mr. and Mrs. Ronald Manning, Mr. and Mrs. Paul Hastings, Mr. and Mrs. William Wotring, Mr. and Mrs. Kenneth Kann, Mr. and Mrs. Nelson Maus, Captain Robert Ganoë, Sr., James F. Polly, Brandon Stine, Robert R. Taylor, Gino Verderame, Colin Schonewolf, Shane Moomaw, Pamela J. Klinger, Albert C. Peters III, Jonathan Spencer, Linda Shambaugh, Ben Shank, De-



fense Logistics Agency Police Department of Lewisberry and to West Shore Elks Lodge No. 2257 by Senator Vance.

Congratulations of the Senate were extended to Dr. Dennis W. Nebel, Leslie H. Sabo, Jr., Grace Coleman, Marlene Nelson, Ryan C. Ott, citizens of Hopewell Township and to Alliance of Bikers Aimed Toward Education of Beaver County by Senator Vogel.

Congratulations of the Senate were extended to Jameson New Wilmington Community Health Center by Senators Vogel and Robbins.

Congratulations of the Senate were extended to Beaver County Chamber of Commerce by Senators Vogel and Solobay.

Congratulations of the Senate were extended to Dr. William M. Lundie, Dr. Yahya A. Fadl, Dr. Polepalli S. Setty, Dr. Philip J. Reilly, Christopher Nicholas, Joshua Peles, Alexander Ciccotelli, Susan Bowman Eiseman, Jason Gearhart, John Hostoffer, Harry E. McCracken, Patsy Iapalucci, Larissa Debich, Paul Stillitano, Anthony Jioio, Sam Wian, Joseph Yencha, Dennis Blank, Ed Cox, Joseph Kolbosky, Michael Tusay III, James McAdams, Jack Pyle and to Hempfield High School Girls' Bowling Team by Senator Ward.

Congratulations of the Senate were extended to Alexander E. Williams, Grant W. Murrow, Sarah Schreiber, Valerie Rennoll, Jeremy M. Sechrist, Jacobus Lions Club, Inc., and to York Union Rescue Mission, Inc., by Senator Waugh.

Congratulations of the Senate were extended to York County Task Force on Domestic Violence by Senator Waugh and others.

Congratulations of the Senate were extended to the Wayne S. Lockard family, Dr. James K. Greenbaum, Ronald Steffey, Howard Beezer, Jason Scott Swatsworth, Jane Elling, John A. Stibrik, Eugene Gorirossi, Patricia Twinchek, Cavers from Forbes State Forest and to Yellow Creek State Park by Senator D. White.

Congratulations of the Senate were extended to John Beard, Alexander John Protivnak, Nate Welker, Wes Ramsey, Robert Barlett, Eric James Hohn, Martin Leo Sasse, Larry M. Napora, Carole Cress-Descovich, Don Dombart and to the Tionesta Valley Snowmobile Club of Warren by Senator Mary Jo White.

Congratulations of the Senate were extended to Mr. and Mrs. Anthony Odom, Reverend Bonita R. Collins-Hobbs, Reverend LeRoy Smith, Jr., Russell Joell, Robert Izzard, Thomas J. Judge, Sr., William Frances Moon, Jim Roderiguez, Mariah Gabrielle Stewart, Louis G. Colbert, Tiberias Shaheed Bobo, Joyce Barnes, Steven Scott Bradley, William Sasso, Christopher Cashman, William P. Hankowsky and to Harold T. Epps by Senator Williams.

Congratulations of the Senate were extended to the Esther McCabe family, Honorable Richard P. Vilello, Lieutenant Colonel Arthur Murray, Lieutenant General Joseph S. Laposata, Colonel Karen A. Esaias, Josiah Cadle and to Trout Unlimited of Lock Haven by Senator Wozniak.

Congratulations of the Senate were extended to Mr. and Mrs. Galen Ryder, Mr. and Mrs. Gordon Hiller, Mr. and Mrs. James Depew, Mr. and Mrs. Allyn Leonard, Mr. and Mrs. Edward Mull, Adrianna Grabski, Nazar Mironenko, Kevin McJunkin, George James Tsunis and to the Orlando's Restaurant of Muncy by Senator Yaw.

Congratulations of the Senate were extended to Sean Patton, Paul V. Minnelli III, Timothy D. Miller, Alvin Whisenhunt, Sandy Insalaco, Carol McFarland, Borton Lawson, United Cold Storage of Hazleton, Henkel Consumer Goods, Inc., of West Hazleton, Hanover Township Police Department and to the Salvation Army, West Pittston Corps, by Senator Yudichak.

### CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late William J. James by Senator Baker.

Condolences of the Senate were extended to the family of the late Linwood Kolb by Senators Dinniman and Rafferty.

Condolences of the Senate were extended to the family of the late Honorable Frank J. Montemuro, Jr., to the family of the late Fredrick M. Allan and to the family of the late Eugene J. Comoss by Senator McIlhinney.

Condolences of the Senate were extended to the family of the late Francis R. Kubacki by Senator Solobay.

Condolences of the Senate were extended to the family of the late Gloria Virginia Williams by Senator Washington.

Condolences of the Senate were extended to the family of the late Josie Williams by Senator Williams.

Condolences of the Senate were extended to the family of the late James John Zurn by Senator Yudichak.

### POSTHUMOUS CITATIONS

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

A posthumous citation honoring the late Martin Lee Hoffman was extended to the family by Senator Brewster.

A posthumous citation honoring the late Maurice Parker was extended to the family by Senator Costa.

A posthumous citation honoring the late Alfred Allam was extended to the family by Senator M.J. White.

Posthumous citations honoring the late General George B. Simler and to the late Corporal Eugene McIntyre and the late Petty Officer First Class John A. Lippie were extended to the families by Senator Wozniak.

### BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

**SB 8, SB 1090, SB 1135, SB 1309, SB 1352, HB 48 and HB 761.**

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

## ANNOUNCEMENTS BY THE SECRETARY

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

### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### WEDNESDAY, APRIL 18, 2012

9:00 A.M.	TASK FORCE ON CHILD PROTECTION (public hearing to examine the definition of child abuse)	Michael Fitts Auditorium Penn Law School, 3501 Sansom St. Phila., PA
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#### WEDNESDAY, MAY 2, 2012

9:00 A.M.	DEMOCRATIC POLICY COMMITTEE (hearing to discuss the significance of the Development Fund to the horse racing and breeding industries within the Commonwealth, and their role in supporting the agricultural sector and statewide economy)	Hrg. Rm. 1 North Off.
9:30 A.M.	COMMUNICATIONS AND TECHNOLOGY (public hearing on Senate Bill No. 1345)	Room 8E-A East Wing

#### TUESDAY, MAY 8, 2012

9:30 A.M.	EDUCATION and VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (joint public hearing on Educational Opportunities for Veterans)	Dixon Univ. Center
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## PETITIONS AND REMONSTRANCES

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

Senator STACK. Mr. President, I am still recovering from the demise of Gus the Groundhog, the State's second most famous groundhog. I have to believe that the other groundhog from Punxsutawney had something to do with us no longer using Gus at the Lottery. I appreciate your sincerity, by the way, Mr. President, as you are buying into what I am selling.

But I have concerns other than Gus, and it does relate to the Lottery. I saw yesterday that the Corbett administration released an RFP asking private companies to submit proposals to run the Lottery. The administration claims that this is meant to increase efficiencies and to make the Lottery more profitable. I am on board with being more efficient in government, and I am on board with trying to make it more profitable. Efficiency and profits are goals that we all share, and we should all be looking to improve in that area.

Right now, I have noticed, in my experience in State government, the Lottery is one of those areas that has run pretty darned well when I have been involved with it. There are 232 Lottery employees who work every day to make the Lottery the profitable agency that it is. Ticket sales and profits, surprisingly, have gone against the trend of other lotteries in the country by increasing profit, and the aforementioned Gus, I think, had a lot to do with that.

Since the Lottery sold its first ticket in 1972, Mr. President, the Pennsylvania Lottery has contributed more than \$21.5 billion in services for older Pennsylvanians through the Department of Revenue's Property Tax and Rent Rebate program, through free and reduced fare transit programs, through the groundbreaking and national landmark low-cost prescription drug program PACE and PACENET, and also a Department of Public Welfare program that provides long-term services and 52 area Agencies on Aging throughout the State, including hundreds of full- and part-time senior community centers.

So the Lottery has been pretty darn successful here in Pennsylvania, and this has continued for four decades. In fiscal year 2010-11, the Lottery had sales of more than \$3.2 billion, and contributions to the program for older Pennsylvanians totaled almost a billion dollars, at \$960 million. So a lot of positive things have been going on with our Lottery program.

My view on this is, although I want to encourage innovation by the administration, I want to encourage maximizing profits, I think that as the proposal goes forward, we should all, in this legislative body, give it close scrutiny. We need to make sure that it gets full legislative review, and we need to answer the fundamental question: do we want Lottery profits to go into the pockets of a private company or would we prefer it all to go into the pockets of senior programs?

Thank you, Mr. President.

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

Senator COSTA. Mr. President, earlier today, Senate Democrats unveiled our budget priorities for the 2012-13 budget season. Mr. President, as we continue to move forward, we believe it is a very important list of priorities that need to be part of the conversation as we discuss this upcoming budget. We believe that what we have laid out provides a significant framework, not just for this upcoming year, but also for a number of years going forward.

To that end, Mr. President, we have done this and would be happy to share all of this information with our colleagues on this side of the building, as well as our colleagues in the front office, and the House as well. Mr. President, I would like to introduce the remainder of my remarks and ask that they be submitted for the record.

The PRESIDENT. Without objection, the remarks will be spread upon the record.

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

Mr. President, Senate Democrats believe it is important to outline key funding priorities and a plan to move Pennsylvania forward. The plan we are outlining today, the Senate Democratic Budget Priorities, is a framework for a long-term, multiyear approach to budgeting. We believe that we can do multiple-year budgets if we institute smart, innovative, and efficient policies now. If we are successful this year and make the kinds of investments that we are talking about in jobs, education, and funding county-based social service programs, we will be very well positioned for the future.

A couple of years ago, we indicated that it was useful to do multiyear budgeting, and we can get back on that course if we were to implement our budget priorities. If we would have followed that course a couple of years ago, we would not face the depths of the fiscal abyss that we seem to encounter each year under Governor Corbett. We be-

lieve that we can achieve many of our goals this budget year, and we believe that, unlike last year, we will have a role to play. Unlike last year, when Democrats were completely shut out, this year we have been promised a seat at the table. We want to work cooperatively but we will not sacrifice principle. Clearly, there needs to be a strong Democratic influence on budget negotiations. Given the disaster of last year's budget and the resulting hardship, pending school bankruptcies, and stalled job creation, responsible budgeting is needed.

Under Governor Corbett, 41,000 families lost access to adultBasic, 88,000 children were cut from Medical Assistance, there have been \$1.5 billion in cuts to education, and funding for human services have been reduced by \$1.7 billion. Last year's budget only helped the bottom line of big business. We will not soften on key issues such as job creation, investments, protecting the vulnerable, and preventing local taxpayers from paying the price of State political expediency. In our priorities, we have identified key areas where we can make investments, and we have focused on strategies that address challenges faced by working families, seniors, students, and others. This is the second year in a row that we unveiled our budget priorities before budget negotiations begin in earnest. We believe it is important to have transparency. Our approach is simple, and our plan is fully paid for. It does not require more taxes from our citizens, nor does it ask for more burden shifting.

The Senate Democratic Budget Priorities call for restorations and new program investments of more than \$1 billion, but let us recognize that we can do more restorations if the economy continues to gain steam. Our budget produces more than \$1 billion in new revenues through innovation, efficiencies, and leveraging. Our budget priorities this year include an infusion of \$200 million in new job investments and the use of tax credits to leverage more than \$1.5 billion for infrastructure. Our priorities this year call for the restoration of hundreds of millions, at least, in education cuts because the Corbett cuts have stuck taxpayers and students hard. We think there should be more, at least \$400 million, in restorations to the key lines that support critical social safety net programs such as county human service programs and lines that aid women, infants, and children. Our budget priorities include \$40 million more to aid domestic violence victims, halt our prisons' revolving door, and insure all citizens fair and appropriate access to our courts.

Senate Democrats think that more bridges to local government can be created and that, through efficiencies, we can restore HEMAP, cut millions more in local property taxes, and reform cyber-charter school funding. We can achieve a better, more predictable, and efficient spending plan, and we have produced a budget priority framework that can move Pennsylvania forward.

Thank you, Mr. President.

## HOUSE MESSAGE

### HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 1054**.

## BILLS SIGNED

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

**SB 110, SB 730, SB 743, SB 815, SB 1167 and HB 1054.**

## RECESS

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

Senator BROWNE. Mr. President, I move that the Senate do now recess until Monday, April 30, 2012, at 1 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate recessed at 2 p.m., Eastern Daylight Saving Time.