

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, MAY 2, 2012

SESSION OF 2012 196TH OF THE GENERAL ASSEMBLY

No. 25

SENATE

WEDNESDAY, May 2, 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 MARK FRAILEY, of Conneaut Lake Presbyterian Church, Conneaut Lake, offered the following prayer:

Good morning. I bring you greetings from the Presbyterian Church of Conneaut Lake and the community in which I minister and live. I am personally honored to be here today. I pray this invocation as a Christian, therefore, I seek to honor only my Lord, Jesus Christ. For those not of the Christian faith, may you find peace and love in my words.

Let us pray.

Holy and most righteous God, humble these men and women as they serve the great Commonwealth of Pennsylvania. Her people have entrusted them to lead the work of this body on this day. We pray for our nation, for President Barack Obama, and for all those who serve and protect our right to meet, to govern, and to serve. We pray for our Governor, Tom Corbett, those who serve without recognition, and all of our first responders.

You, O God, are the God of order. Therefore, create order in these proceedings this day. May the Members of this Senate seek to work together peacefully. Cause them to treat all of our citizens with dignity, to bring honor to this Senate through compassion in debate and a measured voice of respect for all and in all speech. God of wisdom and God of knowledge, grant this Senate a measure of wisdom to balance passion, and knowledge to determine what is fair. I ask that they would be granted a compassionate and understanding spirit, that they might deliberate with discretion and integrity, striving together for what is best for this Commonwealth, governed by their conscience and a common grace borne of mutual respect and the love of the God of love.

Help each Member of this body navigate this day and its agenda. We pray together in a Commonwealth of shared lives and a diversity of beliefs, as we meditate on the ideals of love, peace, grace, forbearance, edification, empathy, and those expressions of love that we name in our hearts. As we invoke the name of our own God, may we all find encouragement and grace in these words of invocation. God bless this Senate and the Commonwealth of Pennsylvania. May these words be pleasing in the hearing of the God whom I name my Lord, Jesus Christ. Amen.

The PRESIDENT. The Chair thanks Reverend Frailey, who is the guest today of Senator Robbins.

PLEDGE OF ALLEGIANCE

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

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 1141**, with the information the House has passed the same without amendments.

BILLS INTRODUCED AND REFERRED

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

March 2, 2012

Senator EARLL presented to the Chair **SB 1509**, entitled:

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Erie Art Museum, certain lands situate in the City of Erie, Erie County.

Which was committed to the Committee on STATE GOVERNMENT, May 2, 2012.

Senator EARLL presented to the Chair **SB 1510**, entitled:

An Act authorizing the Department of General Services, with the approval of the Pennsylvania Historical and Museum Commission and the Governor, to grant and convey to the Erie Art Museum, certain lands situate in the City of Erie, Erie County.

Which was committed to the Committee on STATE GOVERNMENT, May 2, 2012.

GENERAL COMMUNICATION

**INDEPENDENT FISCAL OFFICE
FISCAL YEAR 2012-13 REVENUE ESTIMATE**

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

COMMONWEALTH OF PENNSYLVANIA
Independent Fiscal Office
Second Floor, Rachel Carson State Office Building
Harrisburg, Pennsylvania 17105

May 1, 2012

The Honorable Joseph B. Scarnati, III
President Pro Tempore
Senate of Pennsylvania
291 Main Capitol Building
Harrisburg, PA 17120

The Honorable Samuel H. Smith
Speaker
Pennsylvania House of Representatives
139 Main Capitol Building
Harrisburg, PA 17120

Dear Sirs:

Enclosed please find a copy of the Independent Fiscal Office's initial revenue estimate for FY 2012-13, produced in accordance with 71 Pa.C.S. §4105.

Sincerely,

MATTHEW J. KNITTEL
Director

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

**APPOINTMENTS BY THE
PRESIDENT PRO TEMPORE**

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

Mr. Donald R. Wagner as a member of the Cleanup Standards Scientific Advisory Board.

Mr. Ira Weiss as a member of the Legislative Audit Advisory Commission.

BILLS SIGNED

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

SB 1141 and HB 2133.

LEGISLATIVE LEAVES

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

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

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

Senator COSTA. Mr. President, I request temporary Capitol leaves for Senator Hughes and Senator Leach, and legislative leaves for Senator Washington and Senator Yudichak.

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

Senator Costa requests temporary Capitol leaves for Senator Hughes and Senator Leach, and legislative leaves for Senator Washington and Senator Yudichak.

Without objection, the leaves will be granted.

LEAVES OF ABSENCE

Senator PILEGGI asked and obtained leaves of absence for Senator ORIE, Senator BAKER and Senator TOMLINSON, for today's Session, for personal reasons.

Senator PILEGGI asked and obtained a military leave of absence, pursuant to Senate Rule XX.2(c), for Senator PIPPY.

JOURNAL APPROVED

The PRESIDENT. The Journal of the Session of March 12, 2012, is now in print.

The Clerk proceeded to read the Journal of the Session of March 12, 2012.

Senator PILEGGI. Mr. President, I move that further reading of the Journal be dispensed with and that the Journal 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-46

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

NAY-0

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

The PRESIDENT. The Journal is approved.

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR KIM L. WARD
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentlewoman from Westmoreland, Senator Ward.

Senator WARD. Mr. President, I am very happy today to welcome the Hempfield Area School District Girls' and Boys' Bowling Teams. The girls were the State champs, and the boys came in third this year in the State. I think that is 2 years in a row for our girls. We have a great record of great bowling teams at Hempfield, and I am proud to have them here. Join me in welcoming them.

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

(Applause.)

**GUEST OF SENATOR WAYNE D. FONTANA
PRESENTED TO THE SENATE**

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

Senator FONTANA. Mr. President, I rise to recognize a guest who came from Dormont, which is right outside the city of Pitts-

burgh, Alice Greenway. Alice is here because I would like to congratulate her on being honored as the Direct Care Worker of the Year by the Department of Aging, which is why she is here today, for that honor. She has been a personal care worker for the past 5 years, and currently works at Home Instead Senior Care in Upper St. Clair, outside of Pittsburgh.

Alice has been a fierce advocate for providing exceptional care to those in need. She constantly goes above and beyond the call of duty, and has maintained the highest standard of excellence. Over the years, Alice also has cared for her own mother, father, mother-in-law, father-in-law, and her late husband. And she would do it all over again. Mr. President, I am proud to stand here today to recognize individuals in our State like Alice, and commend her for being an exceptional citizen. Mr. President, I ask the Senate to extend a warm welcome and congratulate Alice on her achievement. Thank you very much.

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

GUESTS OF SENATOR ROBERT D. ROBBINS PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Mercer, Senator Robbins.

Senator ROBBINS. Mr. President, today I have the pleasure of introducing Reverend Mark Frailey, Pastor of the Presbyterian Church of Conneaut Lake, who served as our guest Chaplain in the Senate. Reverend Frailey is a graduate of Geneva College in Beaver Falls, Pennsylvania, and the Pittsburgh Theological Seminary. He is accompanied here today by Gary Clark, the administrative officer in my Meadville district office, who is seated in the Senate gallery.

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

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

(Applause.)

GUESTS OF SENATOR RICHARD L. ALLOWAY PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Franklin, Senator Alloway.

Senator ALLOWAY. Mr. President, I rise to welcome guests in the gallery to honor the New Oxford Junior High School Cheerleading Squad for winning the Junior High Division of the 2011 Pennsylvania State Cheerleading Championship which was held in November in the great county of Indiana, Pennsylvania. They also placed second in nationals in Florida in February. Their advisers accompanying the girls today are Sara Loy and Diane Topper.

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

(Applause.)

GUESTS OF SENATOR ELDER A. VOGEL PRESENTED TO THE SENATE

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

Senator VOGEL. Mr. President, today I would like to introduce some guests from my district who represent the Beaver County Chamber of Commerce. Although they are not here right now, they met in my office a little bit ago and they are now over on the House side meeting with their Representatives, but I would like to introduce them anyway because they made the trip in here this morning. Erica Wachtel, Jack Manning, John Blaine, Brad Morrow, Scott Monit, Joe Nardone, John Goberish, and Brian Griffin joined us today in honor of the chamber's 40th anniversary.

The Beaver County Chamber of Commerce has promoted a favorable economic climate in Beaver County since 1972. They have been active in providing opportunities for the exchange of economic, civic, and legislative issues which have greatly enhanced the quality of life for Beaver County residents. The chamber contributes extensively to the growth of Beaver County, and for this reason, I would like to recognize these individuals from the Beaver County Chamber of Commerce for their tremendous efforts. I ask the Senate for its usual warm welcome.

Thank you, Mr. President.

The PRESIDENT. Would the Senate join me in welcoming Senator Vogel's guests.

(Applause.)

GUEST OF SENATOR ROBERT B. MENSCH PRESENTED TO THE SENATE

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

Senator MENSCH. Mr. President, today I would like to introduce the Senate to one of my interns here in the Harrisburg office, Dan Curcio, a native of Skippack, Pennsylvania. He graduated 4 years ago from Perkiomen Valley High School and is a political science major who will graduate this week from Penn State University. Dan, congratulations.

He currently serves in the Pennsylvania National Guard, and will pursue a graduate degree in public administration or public policy in order to prepare for a career in public service. Mr. President, join me in welcoming Dan Curcio to the Senate today.

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

(Applause.)

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 165, SB 351 and SB 477 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

SB 932 (Pr. No. 1007) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for duration of a listing.

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

SB 932 TAKEN FROM THE TABLE

Senator PILEGGI. Mr. President, I move that Senate Bill No. 932, Printer's No. 1007, be taken from the table and placed on the Calendar.

The motion was agreed to by voice vote. The PRESIDENT. The bill will be placed on the Calendar.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1067 (Pr. No. 2127) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further defining "emergency vehicle"; and adding a definition.

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-46

Table with 4 columns: Alloway, Erickson, Mensch, Vogel; Argall, Farnese, Piccola, Ward; Blake, Ferlo, Pileggi, Washington; Boscola, Folmer, Rafferty, Waugh; Brewster, Fontana, Robbins, White Donald; Browne, Gordner, Scarnati, White Mary Jo; Brubaker, Greenleaf, Schwank, Williams; Corman, Hughes, Smucker, Wozniak; Costa, Kasunic, Solobay, Yaw; Dinniman, Kitchen, Stack, Yudichak; Earll, Leach, Tartaglione; Eichelberger, McIlhinney, 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 present said bill to the House of Representatives for concurrence.

LEGISLATIVE LEAVE CANCELLED

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

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1144 (Pr. No. 2077) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 2, 1996 (P.L.514, No.85), known as the Health Security Act, defining "covered dentist services"; and prohibiting insurers from setting fees for noncovered dentist services.

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-46

Table with 4 columns: Alloway, Erickson, Mensch, Vogel; Argall, Farnese, Piccola, Ward; Blake, Ferlo, Pileggi, Washington; Boscola, Folmer, Rafferty, Waugh; Brewster, Fontana, Robbins, White Donald; Browne, Gordner, Scarnati, White Mary Jo; Brubaker, Greenleaf, Schwank, Williams; Corman, Hughes, Smucker, Wozniak; Costa, Kasunic, Solobay, Yaw; Dinniman, Kitchen, Stack, Yudichak; Earll, Leach, Tartaglione; Eichelberger, McIlhinney, 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 present said bill to the House of Representatives for concurrence.

SB 1177 (Pr. No. 1420) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the Claysville Interchange of Exit 6 on Interstate 70 in Washington County as the Sergeant Nathan P. Kennedy Memorial Interchange.

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-46

Table with 4 columns: Alloway, Erickson, Mensch, Vogel; Argall, Farnese, Piccola, Ward; Blake, Ferlo, Pileggi, Washington

Boscola	Folmer	Rafferty	Waugh
Brewster	Fontana	Robbins	White Donald
Browne	Gordner	Scarnati	White Mary Jo
Brubaker	Greenleaf	Schwank	Williams
Corman	Hughes	Smucker	Wozniak
Costa	Kasunic	Solobay	Yaw
Dinniman	Kitchen	Stack	Yudichak
Earll	Leach	Tartaglione	
Eichelberger	McIlhinney	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 present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

SB 1225 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1351 (Pr. No. 2140) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for death and fetal death registration information for certificates, for coroner referrals and for pronouncement of death by a professional nurse.

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-46

Alloway	Erickson	Mensch	Vogel
Argall	Farnese	Piccola	Ward
Blake	Ferlo	Pileggi	Washington
Boscola	Folmer	Rafferty	Waugh
Brewster	Fontana	Robbins	White Donald
Browne	Gordner	Scarnati	White Mary Jo
Brubaker	Greenleaf	Schwank	Williams
Corman	Hughes	Smucker	Wozniak
Costa	Kasunic	Solobay	Yaw
Dinniman	Kitchen	Stack	Yudichak
Earll	Leach	Tartaglione	
Eichelberger	McIlhinney	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 present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

HB 1400 and **SB 1403** -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1406 (Pr. No. 1934) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, in private colleges, universities and seminaries, further providing for certification of institutions.

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-46

Alloway	Erickson	Mensch	Vogel
Argall	Farnese	Piccola	Ward
Blake	Ferlo	Pileggi	Washington
Boscola	Folmer	Rafferty	Waugh
Brewster	Fontana	Robbins	White Donald
Browne	Gordner	Scarnati	White Mary Jo
Brubaker	Greenleaf	Schwank	Williams
Corman	Hughes	Smucker	Wozniak
Costa	Kasunic	Solobay	Yaw
Dinniman	Kitchen	Stack	Yudichak
Earll	Leach	Tartaglione	
Eichelberger	McIlhinney	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 present said bill to the House of Representatives for concurrence.

HB 2045 (Pr. No. 2814) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the bridge that carries State Route 26 over the Raystown branch of the Juniata River in the borough of Everett, Bedford County, as the Sergeant Robert W. Hartsock Memorial Bridge.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

LEGISLATIVE LEAVE CANCELLED

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

And the question recurring,
Shall the bill pass finally?

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

YEA-46

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

SECOND CONSIDERATION CALENDAR

BILL OVER IN ORDER

SB 512 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL LAID ON THE TABLE

HB 585 (Pr. No. 562) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a bridge in Carroll Township, Washington County, as the Stanley Jurgaitis Memorial Bridge.

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

BILLS REREFERRED

SB 682 (Pr. No. 2047) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 1090 (Pr. No. 2089) -- The Senate proceeded to consideration of the bill, entitled:

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.

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

SB 1135 (Pr. No. 2090) -- The Senate proceeded to consideration of the bill, entitled:

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

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

SB 1136 (Pr. No. 2080) -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring the design and construction of certain State buildings to comply with specified energy and environmental building standards.

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

SB 1175 (Pr. No. 2049) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 44 (Law and Justice) of the Pennsylvania Consolidated Statutes, in constables, further providing for election duties of constables and for election services; and repealing a criminal penalty provision.

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

BILL LAID ON THE TABLE

HB 1237 (Pr. No. 1356) -- The Senate proceeded to consideration of the bill, entitled:

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

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

BILL REREFERRED

HB 1264 (Pr. No. 3273) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in depositions and witnesses, providing for expert testimony in certain criminal proceedings.

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

BILL LAID ON THE TABLE

HB 1280 (Pr. No. 3270) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 14, 1986 (P.L.2, No.2), known as the Acupuncture Registration Act, further providing for medical diagnosis; and providing for liability insurance.

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

BILLS OVER IN ORDER

SB 1303, SB 1309 and SB 1314 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS REREFERRED

SB 1340 (Pr. No. 1800) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses), 30 (Fish) and 34 (Game) of the Pennsylvania Consolidated Statutes, in assault, further providing for the offense of aggravated assault; in enforcement, further providing for interference with officers of the Pennsylvania Game Commission and of the Pennsylvania Fish and Boat Commission; providing for the offense of assaulting an officer; further providing for jurisdiction and penalties and for disposition of fines and penalties; and, in game or wildlife protection, further providing for killing game or wildlife to protect person, for unlawful importation of game or wildlife, for unlawful taking and possession of protected birds, for possession or interference with active nests or eggs of birds, for unlawful sale of protected birds and plumage and for hunting or furtaking prohibited while under influence of alcohol or controlled substance.

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

SB 1352 (Pr. No. 2088) -- The Senate proceeded to consideration of the bill, entitled:

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.

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

BILLS OVER IN ORDER

SB 1381, SB 1382, HB 1398, SB 1459, SB 1492, HB 1525, HB 1610, HB 1682, HB 1830, HB 1862, HB 1955 and HB 1956 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

HB 2134 (Pr. No. 2979) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, further providing for definitions, for exemptions and for supplemental provisions and rules.

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

UNFINISHED BUSINESS SENATE RESOLUTION ADOPTED

Senators FOLMER, KITCHEN, STACK, BLAKE, FONTANA, RAFFERTY, PIPPY, GREENLEAF, TARTAGLIONE, ERICKSON, D. WHITE, FARNESE, DINNIMAN, SCHWANK, PILEGGI, ALLOWAY, BOSCOLA, WARD, COSTA, FERLO, EARLL and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 306**, entitled:

A Resolution designating May 5, 2012, as "Childhood Stroke Awareness Day" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator FOLMER. Mr. President, I rise to ask for unanimous support for this resolution. Pediatric strokes affect 1 in every 3,000 to 4,000 children. Nine percent of children who will have a stroke will die. More than half of the children who suffer a stroke will develop lifelong cognitive or motor disabilities. Very little is known about childhood strokes, treatment and prevention, and only through medical research and education will effective treatments and prevention techniques be developed.

A constituent of mine, who is a stroke survivor and is an inspiration to me and to everyone he meets, Taylor Heath, from Mohrsville, beat the odds to survive a childhood stroke. Taylor, due to his mom's love and phenomenal care, is an active 13-year-old who loves playing basketball and video games. He is currently in the sixth grade in a cyber-charter school. He is a straight-A student who loves pushing himself to excel. When he grows up, he wants to be a doctor so that no other kids have strokes.

While the stroke damaged 97 percent of the left side of his brain, he remains positive, outgoing, and welcomes the opportunity to educate others about his stroke. His mother, Emilie, is amazed daily at how much he accomplishes for a child whom she was told to consider institutionalizing due to the extent of damage. She is thrilled at what an amazing young man he is becoming. I ask the Senate to designate May 5, 2012, as "Childhood Stroke Awareness Day" in 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 Andrew Colin Miller by Senator Argall.

Congratulations of the Senate were extended to Saint Paul's Evangelical Lutheran Church of Mountain Top and to the Troop 129 of the Boy Scouts of America by Senator Baker.

Congratulations of the Senate were extended to Ann Huddy Judge by Senator Blake.

Congratulations of the Senate were extended to Dr. Carl C. Reimer, Keith D. Newhard, Andrew Moconyi, Thomas J. Lukish and to Joseph Guman by Senator Boscola.

Congratulations of the Senate were extended to Patricia Jaycox Shaw, Joan Rotheram MacDonald, William T. English, Jonathan Tagg, Jake M. Fossati and to the Twentieth Century Club of McKeesport by Senator Brewster.

Congratulations of the Senate were extended to Joseph A. Zator II and to Aurel M. Arndt by Senator Browne and others.

Congratulations of the Senate were extended to Mr. and Mrs. Clarence Graham and to Mr. and Mrs. Walter Gundling by Senator Brubaker.

Congratulations of the Senate were extended to Caleb Timothy Eyster, First Baptist Church of Juniata County and to the Park Forest Middle School MATHCOUNTS Team by Senator Corman.

Congratulations of the Senate were extended to Austin Thomas Darling, Robert B. Hall, Margaret Tripp, Kelly Colquitt, Valley Forge National Historical Park and to the Washington Memorial Chapel at Valley Forge by Senator Dinniman.

Congratulations of the Senate were extended to Bernadette Secrist and to Maureen Tomoschuk by Senators Dinniman and Erickson.

Congratulations of the Senate were extended to Corporal Granville Barclay Cantrell III and to Marc Ernest by Senators Dinniman and Rafferty.

Congratulations of the Senate were extended to Dr. Delbert Ferster by Senators Dinniman and Schwank.

Congratulations of the Senate were extended to the Chester County Fund for Women and Girls by Senator Dinniman and others.

Congratulations of the Senate were extended to Cole Kinsey and to Michael S. Weidner by Senator Erickson.

Congratulations of the Senate were extended to Captain Lou Campione by Senator Farnese.

Congratulations of the Senate were extended to Joshua Wheeler Grenko, Logan D. Finley, Wesley Mark Ovens and to Matthew D. Savoca by Senator Folmer.

Congratulations of the Senate were extended to Brian Parker Halligan by Senator Fontana.

Congratulations of the Senate were extended to Charles F. Kremp III by Senator Greenleaf.

Congratulations of the Senate were extended to Nellie Elizabeth Taylor, Ruth Atkinson and to Stella Friend by Senator Kasunic.

Congratulations of the Senate were extended to Lutheran Children and Family Service Placement Prevention and Reunification Services by Senator Kitchen.

Congratulations of the Senate were extended to Colin Logan Winders by Senator Mensch.

Congratulations of the Senate were extended to Tina Nixon and to the Harrisburg Gay Men's Chorus by Senator Piccola.

Congratulations of the Senate were extended to Matthew Walters by Senator Pileggi.

Congratulations of the Senate were extended to Matthew Christopher McGervey by Senator Pippy.

Congratulations of the Senate were extended to Adam Krulewicz by Senator Rafferty.

Congratulations of the Senate were extended to Mr. and Mrs. John Maurice Yoursh, Cory A. Kirchhofer, Richard Vitaly Meyer and to Samantha Perrine by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. Brady LaBorde, Mr. and Mrs. Eugene Herzing, Lauren Stratton, Colten McCracken, Jacob Stehle, Clay Pinner, Kayla Taylor, Brigid Colligan, Bill Chapman, Marty Palumbo, Patrick Ryan and to the CARE for Children of Bradford by Senator Scarnati.

Congratulations of the Senate were extended to Dr. Solomon Lausch by Senator Schwank.

Congratulations of the Senate were extended to Rosemary Kieffer by Senators Schwank and Argall.

Congratulations of the Senate were extended to Mr. and Mrs. Barney R. Jordan by Senator Solobay.

Congratulations of the Senate were extended to M. Patrick Kane by Senators Solobay and Orié.

Congratulations of the Senate were extended to Evelyn Long by Senator Stack.

Congratulations of the Senate were extended to Helen Fuhr, Diane Reitz, Karen Galardi, Kathy Hess, Carina Gulino and to John Hess by Senator Tomlinson.

Congratulations of the Senate were extended to Mr. and Mrs. Emmett Shulenberger and to Susan M. Hoover by Senator Vance.

Congratulations of the Senate were extended to Albert J. Rivardo III, Andrew P. Boyer, William Brasco, Sr., and to the Prince of Peace Evangelical Lutheran Church of Latrobe by Senator Ward.

Congratulations of the Senate were extended to Ty Searle and to Tyler Allen Miles Helsel by Senator Waugh.

Congratulations of the Senate were extended to Murrsville Relay for Life by Senator D. White.

Congratulations of the Senate were extended to Mr. and Mrs. Len Fry and to the League of Women Voters of Warren County by Senator M.J. White.

Congratulations of the Senate were extended to MET, Inc., and to the University City High School Promise Academy principal and staff by Senator Williams.

Congratulations of the Senate were extended to Stephanie Martin by Senator Wozniak.

Congratulations of the Senate were extended to Mr. and Mrs. Lynn Maynard and to Daniel Nauta by Senator Yaw.

Congratulations of the Senate were extended to CTC Manufacturing, Inc., of Beaver Meadows by Senator Yudichak.

CONDOLENCE RESOLUTION

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

Condolences of the Senate were extended to the family of the late Sanford D. Beecher, Jr., by Senator Baker.

POSTHUMOUS CITATION

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

A posthumous citation honoring the late Chief Casimir J. Lutz was extended to the family by Senator Williams.

SENATE RESOLUTION ADOPTED

Senator HUGHES, by unanimous consent, offered **Senate Resolution No. 307**, entitled:

A Resolution recognizing April 30, 2012, as "International Jazz Day" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator HUGHES. Mr. President, just briefly, the resolution recognized this past April 30 as "International Jazz Day" in Pennsylvania. Jazz was born as international music in New Orleans, but Pennsylvania clearly has some of the finest jazz musicians now and in its history, from throughout eastern and western Pennsylvania and all throughout the Commonwealth. We just want to use the opportunity to complete that recognition of April 30 as International Jazz Day.

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.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

THURSDAY, MAY 3, 2012

9:30 A.M.	TASK FORCE ON CHILD PROTECTION (Pennsylvania's differential response system for child protective services)	Hrg. Rm. 1 North Off.
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FRIDAY, MAY 4, 2012

1:00 P.M.	EDUCATION (public hearing on non-partisan school board elections)	Downingtown, STEM Acad., 335 Manor Ave. Downingtown
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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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P O S T P O N E D

11:30 A.M.	JUDICIARY (to consider Senate Bill No. 1449; and House Bills No. 135, 208 and 804)	Room 8E-B East Wing
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12:15 P.M.	STATE GOVERNMENT (committee meeting to consider Senate Bills No. 632, 1255, 1509 and 1510; Senate Resolution No. 268; House Bills No. 970 and 1825; and a public hearing on 2012 Proposed Real Property Disposition Plan)	Senate Maj. Caucus Rm.
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12:30 P.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 991; and House Bill No. 973)	Room 461 Main Capitol
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WEDNESDAY, MAY 9, 2012

10:00 A.M.	FINANCE (to consider Senate Bills No. 1265, 1460 and 1490; and House Bill No. 1913)	Room 8E-A Main Capitol
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10:00 A.M.	LAW AND JUSTICE (to consider Senate Bill No. 1362, allowing municipalities without police departments to contract with the State Police)	Senate Maj. Caucus Rm.
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MONDAY, MAY 14, 2012

8:30 A.M.	LAW AND JUSTICE (public hearing on State Police complement and potential barracks closures)	Gap Family Ctr., 835 Houston Run Dr., Suite 200 Multipurpose Rm., Gap, PA
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WEDNESDAY, MAY 16, 2012

11:00 A.M.	DEMOCRATIC POLICY COMMITTEE (Roundtable Discussion on cuts in the proposed 2012-13 budget that would adversely affect human services programs and providers in our Commonwealth)	Lackawanna College 501 Vine St. Scranton, PA
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TUESDAY, MAY 22, 2012

10:00 A.M.	MAJORITY POLICY COMMITTEE (hearing to gather testimony on the economic impact resulting from Pennsylvania's CURE Program)	Senate Maj. Caucus Rm.
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RECESS

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

Senator PILEGGI. Mr. President, I move that the Senate do now recess until Monday, May 7, 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 11:33 a.m., Eastern Daylight Saving Time.