

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, MARCH 19, 2013

SESSION OF 2013 197TH OF THE GENERAL ASSEMBLY

No. 17

SENATE

TUESDAY, March 19, 2013

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

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

PRAYER

The Chaplain, Reverend SHARON PAUL, of Christ United Methodist Church, Brookhaven, offered the following prayer:

Good afternoon. Let us pray.

O worker of wonders, it is a responsibility, a great responsibility to be in charge of the people of the great State of Pennsylvania. So we ask that You help us be courageous today in our thinking and our doing, that we keep a tender heart when other matters of discussion are hitting us in a difficult way. We ask that You watch over this body as we come together in unity for the good of the people we serve. We pray this in Your almighty name. Amen.

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

PLEDGE OF ALLEGIANCE

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

BILL INTRODUCED AND REFERRED

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

March 19, 2013

Senators SCARNATI, PILEGGI, BROWNE, WAUGH, ERICKSON, MENSCH, VULAKOVICH, YAW, WHITE, VANCE, WARD, ALLOWAY, FOLMER, BAKER, FERLO, SCHWANK, YUDICHAK, SOLOBAY and COSTA presented to the Chair **SB 101**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for powers of the board and for shipment of wine into Commonwealth; and establishing the Pennsylvania Wine Industry Promotion Board.

Which was committed to the Committee on LAW AND JUSTICE, March 19, 2013.

APPOINTMENT OF MEMBER TO STANDING COMMITTEE OF THE SENATE

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

Senator John Yudichak as a member of the Committee on State Government.

BILLS REPORTED FROM COMMITTEES

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

SB 37 (Pr. No. 6)

An Act amending Title 25 (Elections) of the Pennsylvania Consolidated Statutes, in voter registration, further providing for methods of voter registration, providing for electronic voter registration application and further providing for preparation and distribution of applications; in changes in records, further providing for change of enrollment of political party; and conferring powers and imposing duties on the Department of State.

SB 120 (Pr. No. 723) (Amended)

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in primary and election expenses, further providing for registration; and providing for monthly reporting and for manner of filing.

SB 614 (Pr. No. 590)

An Act amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, further providing for definitions and for statement of financial interests.

Senator FOLMER, from the Committee on Education, reported the following bills:

SB 10 (Pr. No. 719) (Amended)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in safe schools, further providing for Office for Safe Schools and providing for allocation of certain appropriated funds.

SB 60 (Pr. No. 720) (Amended)

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, providing for mandate waiver program for transportation.

SB 437 (Pr. No. 721) (Amended)

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

SB 442 (Pr. No. 722) (Amended)

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in certification of teachers, further providing for continuing professional education for school or system leaders.

HB 2 (Pr. No. 537)

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, establishing the Special Education Funding Commission; in reimbursements by the Commonwealth and between school districts, further providing for definitions; and providing for the distribution of special education funding for student achievement and instruction of eligible students and for special education accountability.

Senator GREENLEAF, from the Committee on Judiciary, reported the following bills:

SB 372 (Pr. No. 295)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for form of permanent recordation and for copies of destroyed records.

SB 508 (Pr. No. 718) (Amended)

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for petitions to deny parole upon expiration of minimum sentence.

SB 681 (Pr. No. 660)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the protection of victims of sexual violence, for duties of law enforcement agencies, for procedure and for penalties; and, in juvenile matters, further providing for definitions.

Senator RAFFERTY, from the Committee on Transportation, reported the following bills:

SB 406 (Pr. No. 338)

An Act designating the Murtland Avenue Exit from Interstates 79 and 70 onto State Route 19 in Washington, Washington County, as the Lance Corporal Ryan J. Kovacicek, USMC, Exit.

SB 679 (Pr. No. 654)

An Act designating a portion of State Route 3031 in Richland and Conemaugh Townships, Cambria County, as the Lieutenant Colonel B.D. "Buzz" Wagner Memorial Highway.

LEGISLATIVE LEAVES

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

Senator PILEGGI. Mr. President, I request a legislative leave for Senator Corman.

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

Senator COSTA. Mr. President, I request a temporary Capitol leave for Senator Hughes, and a legislative leave for Senator Stack.

The PRESIDENT. Senator Pileggi requests a legislative leave for Senator Corman.

Senator Costa requests a temporary Capitol leave for Senator Hughes, and a legislative leave for Senator Stack.

Without objection, the leaves will be granted.

JOURNALS APPROVED

The PRESIDENT. The Journals of the Sessions of January 30, 2013, and February 4, 2013, are now in print.

The Clerk proceeded to read the Journals of the Sessions of January 30, 2013, and February 4, 2013.

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-50

Alloway	Farnese	Pileggi	Vogel
Argall	Ferlo	Rafferty	Vulakovich
Baker	Folmer	Robbins	Ward
Blake	Fontana	Scarnati	Washington
Boscola	Gordner	Schwank	Waugh
Brewster	Greenleaf	Smith	White
Browne	Hughes	Smucker	Wiley
Brubaker	Hutchinson	Solobay	Williams
Corman	Kasunic	Stack	Wozniak
Costa	Kitchen	Tartaglione	Yaw
Dinniman	Leach	Teplitz	Yudichak
Eichelberger	McIlhinney	Tomlinson	
Erickson	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
NATIONAL EDUCATOR OF THE YEAR
PRESENTED TO THE SENATE**

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

Senator BAKER. Mr. President, on behalf of my colleague, Senator Yudichak, I am especially pleased today to introduce a very special guest, a fourth-generation teacher. Earlier this month, Mr. Leslie Nicholas, an English teacher at Wyoming Valley West Middle School in Luzerne County, was named the top educator in the nation by the National Education Association Foundation. Today, we recognize his outstanding achievements and look forward to hearing from him regarding his innovative, educational, and motivational teaching techniques.

Known affectionately to his students as Mr. Nick, Les is joined today by Linda Houck of the Wyoming Valley West Edu-

cation Association. To his great credit, he was one of five educators honored with the 2013 Horace Mann Award for Teaching Excellence before being named as the sole recipient of the Award For Teaching Excellence. In 2009, he was inducted into the National Teacher Hall of Fame, and was previously named the Pennsylvania Teacher of the Year by the University of Pennsylvania.

While we are fortunate to have many excellent teachers in our area, the sustained excellence Les has demonstrated is remarkable and inspiring. The national recognition he is receiving is well earned. But I know that what counts most for him is the success in life and the professional pursuits that his students have gone on to achieve. The Senate is grateful for his tireless commitment to education of our young people, and we congratulate you on this much-deserved honor. As your students would say, Mr. Nick, you are on fire. Welcome to the Senate of Pennsylvania.

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

(Applause.)

Mr. NICHOLAS. Thank you, Senator Baker, for this singularly distinguished honor. My name is Leslie Nicholas, and I stand before you today as a teacher who has devoted more than 30 years of my professional life to the students and community of Wyoming Valley West. I am honored to represent the many dedicated teachers in this Commonwealth. Colleagues would never forgive me, and indeed I would never forgive myself, if I did not take this opportunity to advocate for students.

In my 32 years in the classroom, I have had the opportunity to teach several thousand students, but each of you as State Senators this year will impact the lives of millions of students throughout this Commonwealth with the decisions you make. I strive every day to provide my students with the skills they need to be responsible citizens long after they leave my classroom, because I believe my obligation is to prepare them for the test of life, not a lifetime of tests. My duty is to insure that the next generation takes its rightful place among the good citizens and strong leaders and meaningful contributors to our communities.

I take this obligation seriously. I feel the weight of that responsibility, which is why I have the greatest respect for the responsibility that you must feel - the responsibility to provide and to insure that each of those students, the millions of students in this Commonwealth, receive the tools they need to succeed. The responsibility to insure that we provide the training they need to become critical thinkers; the responsibility to provide the resources to insure that each of those students is taught by a caring, committed educator. We face significant challenges, and many issues require your attention. But I hope you would agree with me that there is no greater imperative than providing a quality public education for the children of Pennsylvania.

As you consider many perspectives and consider competing interests, I hope that you will think of my students and remember my words today. I know that you share the same dreams and hopes for these students. You have the power to make these dreams a reality. I thank you for allowing me to speak with you today, and I thank you for your commitment in service to our Commonwealth. Thank you.

(Applause.)

GUESTS OF SENATOR STEWART GREENLEAF PRESENTED TO THE SENATE

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

Senator GREENLEAF. Mr. President, I would like to introduce special guests from my district, the student members and staff of the Hatboro-Horsham High School marching band and their band director, Antonio Perez. The band is here at the Capitol today in honor of capturing the 2012 Cavalcade of Bands Grand Championship title on November 10, 2012. For this, I am presenting them with a congratulatory Senate citation adopted by all of the Members here.

The band competed against 21 other schools from Pennsylvania, New Jersey, and Delaware, and this is the third grand championship title in just 5 years. I would like to commend their outstanding dedication to the perfection and the passion for music that has made these great achievements possible. We are very proud of them for bringing home such an esteemed title. It should also be noted that the band director, Antonio Perez, has been named Cavalcade of Bands Director of the Year for the second consecutive year. I hope that this Senate citation will serve as a small token of congratulations for all they have accomplished. I now ask the Members to give our usual warm welcome to the members of the Hatboro-Horsham High School Marching Hatters. Thank you.

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

(Applause.)

GUESTS OF SENATOR KIM L. WARD PRESENTED TO THE SENATE

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

Senator WARD. Mr. President, I rise today to recognize Ben Delle Donne, who is a Saint Vincent College student, and his advisor, Stephen Joseph. They are here today visiting the Capitol for Undergraduate Research Day. Ben's project was titled, and I am telling you I can only say this once, "A Study of Terrestrial and Aquatic Contamination from Solubilized Metals Associated with Abandoned Bituminous Coal Mine Lands." Wow, that is really good. You are one smart young man. He decided to do this project in his own area where he said he used to ride dirt bikes. I asked him if that is where the neighbors would call the municipality and say, that kid is making so much noise over there with his dirt bike. But I am very honored to have him here today and to get to talk to him for a couple of minutes. It is always nice to have students from your district who are so much smarter than we are -- than I am. Sorry, you guys are really smart. Thank you.

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

(Applause.)

LEGISLATIVE LEAVE CANCELLED

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

GUEST OF SENATOR LLOYD K. SMUCKER PRESENTED TO THE SENATE

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

Senator SMUCKER. Mr. President, I would like to introduce a guest Page we have with us today by the name of Brett Schreder. Brett is an eighth grader at Martin Meylin Middle School in the Lampeter-Strasburg School District. He is here today shadowing me through a job shadowing program at his school. He is here for the entire day to see what life is like as a Senator in the Senate of Pennsylvania. He has an interest for the future in politics and government. A great student, he plays baseball, and we are very happy to have him with us here today.

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

(Applause.)

GUESTS OF SENATOR JOHN R. GORDNER PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Columbia, Senator Gordner.

Senator GORDNER. Mr. President, today is Undergraduate Research at the Capitol Day, and that is a poster conference that showcases outstanding and award-winning research projects by undergraduate students from Pennsylvania. The event provides an opportunity to bring together college students, faculty, and Pennsylvania legislators and staff to share the experiences of students engaged in research or scholarship at the colleges and universities. The event has two goals: demonstrate that participating in research as an undergraduate is important to the educational development of college students, and to show that undergraduate students can produce important and valuable research results that enrich the knowledge, cultural heritage, and economic well-being of our communities, our state, and our nation. This event was organized by two co-chairs, Dr. David Dunbar from Cabrini College, and Dr. Jacqueline McLaughlin from Pennsylvania State University Lehigh Valley.

There are many students represented by many colleges and institutions, and I am going to call out just a few. I am going to mention my alma mater, Dickinson College, first; Susquehanna University, Pennsylvania State University, University of Pittsburgh, Millersville University, Gannon University, Keystone College, as just a few of the colleges and universities that are represented here today. Mr. President, I ask those students to rise. If you have not had an opportunity yet, you can go to the East Wing rotunda outside the cafeteria and see the presentations they have.

Thank you, Mr. President.

The PRESIDENT. Would the guests of Senator Gordner 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 beginning immediately.

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

Senator COSTA. Mr. President, the Senate Democrats will meet in the rear of the Chamber immediately for a caucus.

The PRESIDENT. For purposes of Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 5 (Pr. No. 715) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Community-Based Health Care Program in the Department of Health; and providing for hospital health clinics, for mobile prenatal and natal care demonstration project and for limitations.

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

Senator COSTA. Mr. President, I ask if the sponsor of the legislation will stand for interrogation.

The PRESIDENT. The gentleman indicates that he is willing to stand for interrogation.

Senator COSTA. Mr. President, would the sponsor of the bill please explain whether this legislation, Senate Bill No. 5, as it refers to advanced practice registered nurses, intends for this definition to impact the current scope of practice or expand the scope of practice in any way, shape, or form for those nurses listed in the definition.

Senator ERICKSON. Mr. President, no, it does not impact the current scope of practice or expand the scope of practice in any way. The intent of this definition is merely to provide that the advanced practice nurses must have some type of additional training as required under their licensing act to obtain the license and title currently within their profession.

Senator COSTA. Mr. President, I thank the gentleman for his response. Thank you.

LEGISLATIVE LEAVES

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

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

The PRESIDENT. Senator Costa has requested legislative leaves for Senator Farnese and Senator Williams, and a temporary Capitol leave for Senator Hughes. Without objection, the leaves will be granted.

And the question recurring,
Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Teplitz.

Senator TEPLITZ. Mr. President, I ask if the sponsor of Senate Bill No. 5 will stand for interrogation.

The PRESIDENT. The gentleman indicates that he will.

Senator TEPLITZ. Mr. President, I have a Federal qualified health clinic in my district, Hamilton Health Center, which is a tremendous facility. It provides services not just in the city of Harrisburg but also to more rural areas in Perry and Lebanon Counties. The concern that has been brought to my attention and which I share is with the cap in funding, the 25-percent cap currently in the bill. Knowing that funding is limited, would the sponsor of the bill be receptive to reviewing the formula for receipt of grants after passage of this legislation, and after we have had time to see if the formula actually fulfills its intended purpose so that facilities like Hamilton Health Center, that are based in the city but provide services to the rural counties, may be able to take better advantage of the bill?

Senator ERICKSON. Mr. President, yes, I would be receptive to that suggestion and believe it is a wonderful suggestion. I would note also that the bill requires an annual report on the awarding of the grants. Therefore, we will have the ability to determine whether the formula is being fulfilled. Thank you.

Senator TEPLITZ. Mr. President, thank you, and I thank the gentleman.

LEGISLATIVE LEAVE CANCELLED

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

LEGISLATIVE LEAVE

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

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

The PRESIDENT. Senator Pileggi requests a temporary Capitol leave for Senator White. Without objection, the leave will be granted.

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-50

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

SB 623 (Pr. No. 599) -- 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 license requirements and for unlawful acts concerning licenses.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

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

SB 644 (Pr. No. 618) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the definition of "wild animals."

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-32

Alloway	Eichelberger	Mensch	Vance
Argall	Erickson	Pileggi	Vogel
Baker	Folmer	Rafferty	Vulakovich
Boscola	Gordner	Robbins	Ward
Brewster	Greenleaf	Scarnati	Waugh
Browne	Hutchinson	Smucker	White
Brubaker	Kasunic	Solobay	Yaw
Corman	McIlhinney	Tomlinson	Yudichak

NAY-18

Blake	Fontana	Smith	Wiley
Costa	Hughes	Stack	Williams
Dinniman	Kitchen	Tartaglione	Wozniak
Farnese	Leach	Teplitz	
Ferlo	Schwank	Washington	

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

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

SECOND CONSIDERATION CALENDAR

BILL ON SECOND CONSIDERATION

SB 4 (Pr. No. 347) -- The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for criteria for institutions of purely public charity.

Considered the second time and agreed to,

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

BILL OVER IN ORDER

SB 141 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 155 (Pr. No. 368) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 15, 1986 (P.L.1610, No.181), known as the Rabies Prevention and Control in Domestic Animals and Wildlife Act, further providing for findings, for legislative intent, for definitions, for Statewide system for rabies control, for powers and duties of department, for testing, for vaccination required and certificate and tag, for antirabies clinics, for veterinarians participating in low-cost rabies clinics and for powers and duties of department relating to wildlife.

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

BILL OVER IN ORDER

SB 177 -- Without objection, the bill was passed over in its order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 193 (Pr. No. 140) -- 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 school health services, further providing for employment of school health personnel.

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

BILLS OVER IN ORDER

SB 196, SB 303, SB 308, SB 351, SB 360 and SB 391 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILL ON SECOND CONSIDERATION

SB 419 (Pr. No. 373) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 11, 1967 (P.L.205, No.69), entitled "An act to validate conveyances and other instruments which have been defectively acknowledged," extending the date for validation of certain conveyances and other instruments.

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

BILLS OVER IN ORDER

SB 428, SB 429, SB 443, SB 492, SB 521 and SB 547 -- Without objection, the bills were passed over in their order at the request of Senator PILEGGI.

BILLS ON SECOND CONSIDERATION AND REREFERRED

SB 583 (Pr. No. 557) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 23, 1967 (P.L.251, No.102), known as the Economic Development Financing Law, further providing for competition in award of contracts.

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 rereferred to the Committee on Appropriations.

SB 591 (Pr. No. 565) -- 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 Local Government Capital Project Loan Fund provisions, further providing for assistance to municipalities.

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 rereferred to the Committee on Appropriations.

BILL ON SECOND CONSIDERATION AND RECOMMITTED

SB 680 (Pr. No. 678) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the capital budget for the fiscal year 2012-2013; itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance capital projects, flood control projects, Keystone Recreation, Park and Conservation Fund projects, State forestry bridge projects, State ATV/Snowmobile Fund projects and Manufacturing Fund projects to be constructed or acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed, acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection or the Department of Transportation; stating the estimated useful life of the projects; and making appropriations.

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.

UNFINISHED BUSINESS SENATE RESOLUTION ADOPTED

Senators BOSCOLA, COSTA, HUGHES, FONTANA, ERICKSON, WOZNAK, TEPLITZ, WASHINGTON, FERLO, DINNIMAN, STACK, BREWSTER, KITCHEN, SOLOBAY, MENSCH, SCHWANK, RAFFERTY, ARGALL, TOMLINSON, ALLOWAY, PILEGGI and TARTAGLIONE, by unanimous consent, offered **Senate Resolution No. 63**, entitled:

A Resolution recognizing Just Born, Inc., on the occasion of the 60th anniversary of Marshmallow Peeps.

On the question,
Will the Senate adopt the resolution?

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

Senator BOSCOLA. Mr. President, as you and many of my colleagues know, spring, which starts tomorrow, brings some long-awaited sunshine, longer days, March Madness, brackets, and the return of everyone's favorite Easter candy, Peeps. I rise today to offer a resolution honoring the 60th anniversary of the Peeps brand, as well as to recognize the accomplishments of Just Born, Inc., who have been hatching Peeps and making some of America's favorite candies for over 90 years.

Mr. President, Just Born began in 1917 when its founder, Sam Born, opened a candy store in Brooklyn, New York. He would market the freshness of his candy with a sign in his store's window that declared his candy, "just born." The company moved their operations from New York to Bethlehem in 1932, where they still remain today. In 1953, Just Born developed the first Peep, a three-dimensional marshmallow product handmade by squeezing marshmallow through a pastry tube. A year later, thanks to modernization of the production process, Just Born became the leading manufacturer of the novelty marshmallow treats.

Mr. President, through technology and innovation, Just Born now has the ability to produce up to 5 million Peeps daily. Peeps have penetrated pop culture consciousness in a way that no other candy brand has. The Peeps brand has grown to become the largest, seasonal marshmallow brand. Consumers and fans of the candy do creative things with them, including decorating, diorama making, and microwave jousting. Today, Peeps come in seven different colors and have been utilized in fondues, creme brulee, and as cappuccino toppings, which is interesting.

This year, to commemorate their 60th anniversary, rather than the customary yellow chicks that you will see here, you will see these baby chicks celebrated with confetti. While their signature Peeps have gone through a number of changes over the years, so has the company and its product line. Leading Just Born today are cousins and Co-CEOs Ross Born and David Shaffer, who took over for their fathers in 1992, making the company the family-owned business it is today. Just Born is proud that all of its brands are made right here in the United States. Brands that include Hot Tamales, Mike and Ike, Goldenberg's Peanut Chews, and perhaps the most iconic of all, Peeps & Company.

Mr. President, Just Born has also been recognized as a good place to work by their employees, as well as being a good corporate neighbor to us in the Lehigh Valley. They were recently ranked fourth for large employers as a top workplace in the Lehigh Valley by their employees. They regularly provide candy donations to U.S. military personnel, as well as being a major corporate sponsor for Alex's Lemonade Stand, a national organization that raises money to fight childhood cancer. So I ask my colleagues to join me today in recognizing the 60th anniversary of the Peep, and I hope you all enjoy the samples that are on your desks. Thank you.

(Applause.)

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

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

LEGISLATIVE LEAVE CANCELLED

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

SENATE RESOLUTIONS ADOPTED

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator White.

Senator WHITE. Mr. President, I offer a resolution to designate the week of April 8 through April 13, 2013, as "Community Banking Week" in Pennsylvania. Pennsylvania's community banks have provided the local support that the Commonwealth communities need to grow and prosper for the past 200 years. Today, nearly 1,300 banking offices exist in Pennsylvania, with more than \$90 billion in assets, that is with a "b," for you, Mr. President. Community banks know that when the money stays in the town, it becomes a renewable--

The PRESIDENT. Would the gentleman yield. Would he like to introduce the resolution?

Senator WHITE. Mr. President, that is what I get. I am sorry. It is Senate Resolution No. 64, by the way.

Senators WHITE, TEPLITZ, WASHINGTON, DINNIMAN, STACK, BAKER, GREENLEAF, TOMLINSON, ERICKSON, RAFFERTY, KASUNIC, ROBBINS, BROWNE, FONTANA, MENSCH, YAW, ALLOWAY, BRUBAKER, PILEGGI, YUDICHAK, VULAKOVICH, BREWSTER, SMITH, HUGHES, HUTCHINSON, WAUGH, COSTA, SOLOBAY, ARGALL and SCHWANK, by unanimous consent, offered **Senate Resolution No. 64**, entitled:

A Resolution designating the week of April 8 through 13, 2013, as "Community Banking Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator White.

Senator WHITE. Mr. President, as I was saying, before I was rudely interrupted, I am introducing a resolution to designate the week of April 8 through 13 of next month as Community Banking Week. Pennsylvania's community banks have provided the local support the Commonwealth's communities need to grow and prosper for over 200 years. Today, nearly 1,300 banking offices exist in Pennsylvania with more than \$90 billion in assets. Community banks know that when money stays in a town, it becomes a renewable resource, creating an economic cycle that constantly revitalizes and stimulates our local communities. These banks have made significant contributions to the economic well-being of the Commonwealth through their financial support, their dedication as good neighbors, and above all, their services are financially sound and reliable sources of economic support in our community. Thank you very much. I ask for its immediate passage, 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 DINNIMAN, ERICKSON, TEPLITZ, WASHINGTON, STACK, SMITH, GREENLEAF, RAFFERTY, SOLOBAY, WILLIAMS, FERLO, BROWNE, ALLOWAY, MENSCH, FONTANA, VULAKOVICH, SCHWANK, PILEGGI, COSTA, FARNESE, BRUBAKER and BLAKE, by unanimous consent, offered **Senate Resolution No. 65**, entitled:

A Resolution designating March 19, 2013, as "Life Sciences Day" in this Commonwealth.

On the question,
Will the Senate adopt the resolution?

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

Senator DINNIMAN. Mr. President, let it be known that in addition to making Peeps in the Commonwealth of Pennsylvania, we are also engaged in the high-tech biopharma industry. So we do it all here in Pennsylvania, from Peeps to the latest in new research. This resolution designates today as "Life Sciences Day" in Pennsylvania. Many of you have had visitors from the life science industry. This is a key part of the economy of this Commonwealth. You see, in the life science industry, not only do we have a perfect example of entrepreneurship, not only do we have an industry that significantly contributes to the economic well-being of the Commonwealth, the average life science job is over \$94,000 a year. The average private sector job is about \$45,000 a year. So this industry is key to our prosperity.

Additionally, Mr. President, one of the most wonderful things about this industry is its end product. These products cure diseases. These products make people feel well. These products give people a sense of hope when all hope has disappeared. So, Mr. President, I hope that we will together pay tribute to this industry, to its contributions to our economy, and most importantly, to its contributions to the well-being of the citizens of this Commonwealth and citizens worldwide.

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.

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

Senators MENSCH, WARD, WOZNIAC, TEPLITZ, STACK, BAKER, FARNESE, ERICKSON, FERLO, WASHINGTON, SCARNATI, WAUGH, FONTANA, ARGALL, GREENLEAF, TOMLINSON, KASUNIC, RAFFERTY, BROWNE, ALLOWAY, BRUBAKER, PILEGGI, YUDICHAK, VULAKOVICH, SMITH, HUGHES, VOGEL, COSTA, WHITE, SOLOBAY and SCHWANK, by unanimous consent, offered **Senate Resolution No. 66**, entitled:

A Resolution designating the month of April 2013 as "Child Abuse Prevention Month" in Pennsylvania.

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

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to the Honey Brook Community Library by Senator Brubaker.

Congratulations of the Senate were extended to Kathy McCartney, Terry Brett, Michele Ollis, Rodger H. Ollis, Jr., Frank T. Martin and to Salvatore J. Canzoneri by Senator Dinniman.

Congratulations of the Senate were extended to David J. Rotelle by Senator Dinniman and Brubaker.

Congratulations of the Senate were extended to Julian Dorsey by Senators Dinniman and Teplitz.

Congratulations of the Senate were extended to Nelson Negron by Senators Dinniman and Rafferty.

Congratulations of the Senate were extended to Connor Louis Dougherty by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Harold Pletcher, Duane Harriger, Michael Harriger and to Hazel L. Morrison by Senator Hutchinson.

Congratulations of the Senate were extended to Dan Bosin by Senator Leach.

Congratulations of the Senate were extended to Jared William Embree by Senator Mensch.

Congratulations of the Senate were extended to Andrejs Bross, Eva V. Minor, Robert Joseph Haftl, Carlyle James Abate and to the members and coaches of the Avon Grove High School Ice Hockey Team by Senator Pileggi.

Congratulations of the Senate were extended to Ken Spaich by Senator Scarnati.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Kerns, Jennie Buchte and to Anthony Morrow by Senator Solobay.

Congratulations of the Senate were extended to E. Teresa Clark by Senator Stack.

Congratulations of the Senate were extended to John O. Hoover by Senator Washington.

Congratulations of the Senate were extended to Richland Elementary School Cheerleading Squad by Senator Wozniak.

Congratulations of the Senate were extended to Carol A. Savoy, Tyler Scott Ulmer, Ralph Nile Ulmer and to Virgil Probasco by Senator Yaw.

Congratulations of the Senate were extended to Nathaniel Ross Marr 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 Marcia Masters Housel by Senator Baker.

Condolences of the Senate were extended to the family of the late Gretchen G. Metz by Senator Dinniman.

Condolences of the Senate were extended to the family of the late Thelma Johns Dezelan and to the family of the late Freda W. Howell Imperatore by Senator Solobay.

BILLS ON FIRST CONSIDERATION

Senator HUTCHINSON. 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 10, SB 37, SB 60, SB 120, SB 372, SB 406, SB 437, SB 442, SB 508, SB 614, SB 679, SB 681 and HB 2.

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, MARCH 20, 2013**

9:30 A.M.	AGING AND YOUTH (joint public hearing with the House Committee on Aging and Older Adult Services on the 2012-16 State Plan on Aging)	Room 60 East Wing
10:00 A.M.	URBAN AFFAIRS AND HOUSING (to consider Senate Bill No. 607)	Room 8E-B East Wing
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider certain Executive Nominations)	Rules Cmte. Conf. Rm.

THURSDAY, MARCH 21, 2013

3:00 P.M.	EDUCATION (public hearing seeking input from students and parents on educational issues in schools)	Downingtown S.T.E.M. Academy 335 Manor Ave., Downingtown
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FRIDAY, MARCH 22, 2013

2:00 P.M.	GAME AND FISHERIES (public hearing to provide information to the Senate Game and Fisheries Committee and other interested parties from the PA Fish and Boat Commission on the following topics: PA Fish and Boat Commission Fiscal Slope; Spending reallocation plan and revenue generating options and Lake Erie permit overview)	Erie Yacht Club, 1 Ravine Dr. Erie, PA
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RECESS

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

Senator BROWNE. Mr. President, I move that the Senate do now recess until Wednesday, March 20, 2013, at 11 a.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 4:07 p.m., Eastern Daylight Saving Time.