

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

TUESDAY, JANUARY 5, 2010

SESSION OF 2009 193RD OF THE GENERAL ASSEMBLY

No. 96

**SENATE**

TUESDAY, January 5, 2010

The Senate met at 11:45 a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor Joseph B. Scarnati III) in the Chair.

**PRAYER AND PLEDGE DISPENSED WITH**

The PRESIDENT. Without objection, we will dispense with the prayer and the Pledge of Allegiance for today's Session.

**COMMUNICATIONS FROM THE GOVERNOR**

**NOMINATIONS REFERRED TO COMMITTEE**

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

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

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, B.J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2013, and until his successor is appointed and qualified, vice Grant Stevenson, Bethlehem, resigned.

EDWARD G. RENDELL  
Governor

**CLERK OF COURTS, DAUPHIN COUNTY**

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as Clerk of Courts, in and for the County of Dauphin, to serve until the first Monday of January 2012, vice Lowell Witmer, resigned.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE PENNSYLVANIA  
DRUG, DEVICE AND COSMETIC BOARD**

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, B.J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, for appointment as a member of the of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Margaret Hanna, Quakertown, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE FARM  
PRODUCTS SHOW COMMISSION**

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, B.J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, for appointment as a member of the State Farm Products Show Commission, to serve for a term of four years and until his successor has been appointed and qualified, vice Randy King, Harrisburg, resigned.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE PENNSYLVANIA PUBLIC  
TELEVISION NETWORK COMMISSION**

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Penelope Gerber, Ambler, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC  
TELEVISION NETWORK COMMISSION

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nora Peterman, 4634 Larchwood Avenue, Philadelphia 19143, Philadelphia County, Eighth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve for a term of six years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Steven Aaron, Harrisburg, whose term expired.

EDWARD G. RENDELL  
Governor

SHERIFF, UNION COUNTY

December 23, 2009

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nora Peterman, 4634 Larchwood Avenue, Philadelphia 19143, Philadelphia County, Eighth Senatorial District, for appointment as Sheriff, in and for the County of Union, to serve until the first Monday of January 2010, vice John P. Schrawder, deceased.

EDWARD G. RENDELL  
Governor

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

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Gary Leipheimer, M.P.H., 6635 Terrace Way, Apartment B, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Col. James E. Williams, Jr., Camp Hill, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF EBENSBURG CENTER

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dixie L. Henry, 14213 Crawford Avenue, Mount Union 17066, Huntingdon County, Thirtieth Senatorial District, for appointment as a member of the Board of Trustees of

Ebensburg Center, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Ruth Kline, Ebensburg, deceased.

EDWARD G. RENDELL  
Governor

JUDGE, COURT OF COMMON PLEAS,  
McKEAN COUNTY

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Judge, Court of Common Pleas, McKean County, to serve until the first Monday of January 2012, vice The Honorable John H. Yoder, resigned.

EDWARD G. RENDELL  
Governor

SECRETARY OF PUBLIC WELFARE

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the Honorable *[sic]* Harriet Dichter, 535 Telner Street, Philadelphia 19118, Philadelphia County, Fourth Senatorial District, for appointment as Secretary of Public Welfare, to serve until the third Tuesday of January 2011, and until her successor is appointed and qualified, vice The Honorable Estelle B. Richman, Philadelphia, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF SELINGSGROVE CENTER

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nancy Hanselman, RN, 158 Oak Drive, Selingsgrove 17870, Snyder County, Twenty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Selingsgrove Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Orlando C. Scopelliti, Coal Township, deceased.

EDWARD G. RENDELL  
Governor

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

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephanie Moore, R.R. 2, Box 397, Millerstown 17062, Juniata County, Thirty-fourth Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve until February 3, 2013, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Nancy Sidell, Ph.D., Wellsboro, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
SOUTH MOUNTAIN RESTORATION CENTER

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, B.J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January 2015, and until his successor is appointed and qualified, vice Mitzi C. Smith, Mont Alto, resigned.

EDWARD G. RENDELL  
Governor

COMMONWEALTH TRUSTEE OF TEMPLE  
UNIVERSITY OF THE COMMONWEALTH  
SYSTEM OF HIGHER EDUCATION

January 4, 2010

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael P. Williams, Esquire, 927 Clinton Street, Apartment 1-F, Philadelphia 19107, Philadelphia County, First Senatorial District, for reappointment as a Commonwealth Trustee of Temple University of the Commonwealth System of Higher Education, to serve until October 14, 2011, and until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

**RECALL COMMUNICATIONS  
REFERRED TO COMMITTEE**

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

MEMBER OF THE FRANKLIN COUNTY  
BOARD OF ASSISTANCE

December 23, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated December 14, 2009, for the appointment of Gregory E. Dunlap, Esquire, 613 Sweetbriar Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as a member of the Franklin County Board of Assistance, to serve until December 31, 2009, and until his successor is appointed and qualified, vice Donald Hershey, Chambersburg, deceased.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MONROE COUNTY  
BOARD OF ASSISTANCE

December 23, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated December 14, 2009, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Monroe County Board of Assistance, to serve until December 31, 2011, and until her successor is appointed and qualified, vice Roland Featherman, East Stroudsburg, deceased.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE TIOGA COUNTY  
BOARD OF ASSISTANCE

December 23, 2009

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 14, 2009, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Tioga County Board of Assistance, to serve until December 31, 2010, and until her successor is appointed and qualified, vice John R. McCarthy, Mansfield, resigned.

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

EDWARD G. RENDELL  
Governor

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

January 4, 2010

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated

September 14, 2009, for the appointment of Gary Leipheimer, M.P.H., 6635 Terrace Way, Apartment B, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until his successor is appointed and qualified, vice Col. James E. Williams, Jr., Camp Hill, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF EBENSBURG CENTER

January 4, 2010

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 19, 2009, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Board of Trustees of Ebensburg Center, to serve until the third Tuesday of January 2015, and until her successor is appointed and qualified, vice Ruth Kline, Ebensburg, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF SELINGSGROVE CENTER

January 4, 2010

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 19, 2009, for the appointment of Amy K. Kokos, 22 Woodview Drive, Mount Holly Springs 17065, Cumberland County, Thirty-first Senatorial District, as a member of the Board of Trustees of Selingsgrove Center, to serve until the third Tuesday of January 2013, and until her successor is appointed and qualified, vice Orlando C. Scopelliti, Coal Township, deceased.

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

EDWARD G. RENDELL  
Governor

COMMONWEALTH TRUSTEE OF TEMPLE  
UNIVERSITY OF THE COMMONWEALTH  
SYSTEM OF HIGHER EDUCATION

January 4, 2010

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated

September 9, 2009, for the reappointment of Michael P. Williams, Esquire, 927 Clinton Street, Apartment 1-F, Philadelphia 19107, Philadelphia County, First Senatorial District, as a Commonwealth Trustee of Temple University of the Commonwealth System of Higher Education, to serve until October 14, 2011, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

SESSION CONCLUDED

The PRESIDENT. The Chair wishes to announce that the hour of 12 noon on this day having arrived, the 193rd Session has expired.