

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

MONDAY, MARCH 22, 1999

SESSION OF 1999

183RD OF THE GENERAL ASSEMBLY

No. 18

SENATE

MONDAY, March 22, 1999

The Senate met at 2 p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor Mark S. Schweiker) in the Chair.

PRAYER

The Chaplain, Reverend JAMES R. DRIES, of West Shore Baptist Church, Camp Hill, offered the following prayer:

Would you bow your heads with me as we pray.

Almighty and everlasting God, creator and sustainer of the universe, we pause to thank You for the gift of this day. May we live it in a way that pleases You. We pause to acknowledge Your presence here among us. May the nearness of a holy God keep us humble and inspire integrity and truth.

We pause to ask for Your guidance. Grant wisdom to these servants of the people of Pennsylvania. May they govern with compassion and understanding. Help them to seek justice, value fairness, and maintain honesty as they deliberate.

I ask You to bless these Senators, their staff, and their loved ones as they seek to carry out their duty to the people of Pennsylvania and as they exercise their responsibility before You. In Your most precious name we pray. Amen.

The PRESIDENT. The Chair thanks Reverend Dries, who is the guest today of Senator Mowery.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of March 17, 1999.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator LOEPER, further reading was dispensed with and the Journal was approved.

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 WHITE HAVEN CENTER

March 19, 1999

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, Gerald L. Feissner, 946 Centre Street, Freeland 18244, Carbon County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Andrew P. Shiner, III, Hazleton, whose term expired.

THOMAS J. RIDGE Governor

MEMBER OF THE BOARD OF TRUSTEES OF WHITE HAVEN CENTER

March 19, 1999

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, Louise A. Powell, 1508 Clay Avenue, Dummore 18509, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until her successor is appointed and qualified, vice Louis J. Rossi, Hazleton, whose term expired.

THOMAS J. RIDGE Governor

MEMBER OF THE BOARD OF TRUSTEES OF WHITE HAVEN CENTER

March 19, 1999

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, Harold C. Snowden, Jr., 420 Wyoming Avenue, Kingston 18704, Luzerne County, Twentieth Senatorial District, for reappointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified.

THOMAS J. RIDGE Governor

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

March 17, 1999

HB 102 -- Committee on Aging and Youth.

March 18, 1999

HB 10 -- Committee on Transportation.

HB 123 -- Committee on Community and Economic Development.

HB 132 -- Committee on Public Health and Welfare.

HB 284 -- Committee on Judiciary.

HB 444 -- Committee on Agriculture and Rural Affairs.

March 22, 1999

HB 164 -- Committee on Finance.

HB 438 -- Committee on Urban Affairs and Housing.

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 18, 1999

Senators THOMPSON, PICCOLA, BRIGHTBILL, WENGER, MOWERY, ARMSTRONG, ROBBINS, BELL and WAUGH presented to the Chair **SB 5**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a statute of repose; further providing for comparative responsibility; providing for product seller liability; further providing for agreements to arbitrate; and providing limits on punitive damages.

Which was committed to the Committee on JUDICIARY, March 18, 1999.

Senators KUKOVICH, RHOADES, O'PAKE and SCHWARTZ presented to the Chair **SB 596**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for dispute resolution and conflict management programs; and making an appropriation.

Which was committed to the Committee on JUDICIARY, March 18, 1999.

Senator KUKOVICH presented to the Chair **SB 597**, entitled:

An Act repealing the act of June 13, 1836 (P.L.551, No.169), entitled General Road Law.

Which was committed to the Committee on TRANSPORTATION, March 18, 1999.

Senators KASUNIC, HELFRICK, CORMAN, STOUT, STAPLETON and WHITE presented to the Chair **SB 612**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for controlled goose hunting areas.

Which was committed to the Committee on GAME AND FISHERIES, March 18, 1999.

Senators KASUNIC, MUSTO, MELLOW, O'PAKE, STOUT, STAPLETON, BELAN, BOSCOLA, WAUGH and SCHWARTZ presented to the Chair **SB 615**, entitled:

An Act amending the act of May 22, 1933 (P.L.853, No.155), entitled The General County Assessment Law, further providing for exemptions from taxation.

Which was committed to the Committee on FINANCE, March 18, 1999.

Senators KASUNIC, MELLOW, O'PAKE, STOUT, STAPLETON, BELAN, BOSCOLA and SCHWARTZ presented to the Chair **SB 616**, entitled:

An Act amending the act of May 21, 1943 (P.L.571, No.254), entitled, as amended, The Fourth to Eighth Class County Assessment Law, further providing for exemptions from taxation.

Which was committed to the Committee on FINANCE, March 18, 1999.

Senators KASUNIC, MUSTO, MELLOW, O'PAKE, STOUT, STAPLETON, BELAN, BOSCOLA, WAUGH and SCHWARTZ presented to the Chair **SB 617**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), entitled The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions on taxing powers.

Which was committed to the Committee on FINANCE, March 18, 1999.

Senators KASUNIC, O'PAKE, WHITE, MELLOW, MUSTO, STOUT, STAPLETON, BELAN, TOMLINSON and SCHWARTZ presented to the Chair **SB 618**, entitled:

An Act amending the act of April 14, 1972 (P.L.233, No.64), entitled The Controlled Substance, Drug, Device and Cosmetic Act, adding a controlled substance.

Which was committed to the Committee on JUDICIARY, March 18, 1999.

Senators KASUNIC, STOUT, STAPLETON, BELAN, MELLOW, MUSTO, WAUGH and BOSCOLA presented to the Chair **SB 619**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for disqualification for a commercial driver's license.

Which was committed to the Committee on TRANSPORTATION, March 18, 1999.

Senators KASUNIC, MUSTO, MELLOW, STOUT, STAPLETON, BELAN, SCHWARTZ and SLOCUM presented to the Chair **SB 620**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for joint tenancy.

Which was committed to the Committee on FINANCE, March 18, 1999.

Senator BELL presented to the Chair **SB 621**, entitled:

An Act amending the act of January 17, 1968 (P.L.11, No.5), entitled The Minimum Wage Act of 1968, further providing for the amount of the minimum wage.

Which was committed to the Committee on LABOR AND INDUSTRY, March 18, 1999.

Senators BELL, KUKOVICH, TOMLINSON, WAGNER, PICCOLA, CORMAN, WAUGH, MUSTO, MELLOW, SLOCUM, THOMPSON and MURPHY presented to the Chair **SB 622**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing the use of radar by local police officers who meet certain qualifications.

Which was committed to the Committee on TRANSPORTATION, March 18, 1999.

Senators BELL, BELAN, MUSTO, COSTA, KUKOVICH, BRIGHTBILL, LEMMOND, STAPLETON, WAGNER and BOSCOLA presented to the Chair **SB 623**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further providing for distribution and use of insurance premiums tax.

Which was committed to the Committee on FINANCE, March 18, 1999.

March 22, 1999

Senators GERLACH, HART, TOMLINSON, WAUGH, SLOCUM, TARTAGLIONE, COSTA, WOZNAK, BOSCOLA, MUSTO and O'PAKE presented to the Chair **SB 624**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting false reporting of child abuse; and imposing a penalty.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GERLACH, WENGER, HART, TOMLINSON, WAGNER, BELAN, MELLOW and BOSCOLA presented to the Chair **SB 625**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, authorizing police officers to record cer-

tain oral communications; and providing for authority to purchase surveillance devices.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators WAGNER, O'PAKE, MELLOW, KUKOVICH, WAUGH, MOWERY, COSTA, BOSCOLA, MADIGAN, SCHWARTZ and SALVATORE presented to the Chair **SB 626**, entitled:

An Act providing for residential dwelling smoke detectors and for enforcement and penalties.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 22, 1999.

Senators BRIGHTBILL, MUSTO, SALVATORE, PICCOLA, WHITE, EARLL, THOMPSON, LEMMOND, CORMAN and SLOCUM presented to the Chair **SB 630**, entitled:

An Act amending Titles 26 (Eminent Domain), 42 (Judiciary and Judicial Procedure) and 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, adding provisions relating to eminent domain; and making repeals.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 1999.

Senators GREENLEAF, O'PAKE, BOSCOLA, COSTA and STOUT presented to the Chair **SB 633**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for education and training programs for constables and deputy constables in counties of the second class A.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, O'PAKE, HART, BOSCOLA, WAGNER and STOUT presented to the Chair **SB 634**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the designation of the Constables' Education and Training Board; and further providing for powers and duties of the board.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, COSTA and RHOADES presented to the Chair **SB 635**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the establishment of a program to allow audiovisual coverage of court proceedings.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, O'PAKE, LEMMOND, COSTA and HOLL presented to the Chair **SB 636**, entitled:

An Act amending the act of September 30, 1983 (P.L. 160, No. 39), entitled Public Official Compensation Law, further providing for the compensation of senior judges.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

RESOLUTIONS INTRODUCED AND REFERRED

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

March 17, 1999

Senators MUSTO, WHITE, STAPLETON, O'PAKE, HELFRICK, MADIGAN, THOMPSON, WAGNER, KASUNIC, MURPHY, BELAN, STOUT, COSTA, BRIGHTBILL, MELLOW, HART and SLOCUM presented to the Chair SR 33, entitled:

A Resolution urging the President of the United States and Congress to make the more than \$1 billion of Federal moneys already earmarked for abandoned mine reclamation available to states.

Which was committed to the Committee on INTERGOVERNMENTAL AFFAIRS, March 17, 1999.

Senators KASUNIC, MELLOW, O'PAKE, MUSTO, STOUT, STAPLETON, BELAN, TARTAGLIONE and SCHWARTZ presented to the Chair SR 34, entitled:

A Concurrent Resolution establishing a select committee of the General Assembly to investigate the issue of violence in elementary and secondary schools in the Commonwealth of Pennsylvania.

Which was committed to the Committee on EDUCATION, March 17, 1999.

March 18, 1999

Senators GERLACH, TOMLINSON, SALVATORE, COSTA, KUKOVICH, SCHWARTZ, MUSTO, LEMMOND and WHITE presented to the Chair SR 35, entitled:

A Concurrent Resolution directing the Legislative Budget and Finance Committee to review and evaluate the direct refund and steering practices of insurance companies and the Insurance Department's review and regulation of those practices and to submit a report.

Which was committed to the Committee on BANKING AND INSURANCE, March 18, 1999.

March 22, 1999

Senators KUKOVICH, CONTI, HELFRICK, BODACK, TARTAGLIONE, STOUT, O'PAKE, COSTA, MUSTO, WAGNER, WHITE, SCHWARTZ, HUGHES, MELLOW and BELAN presented to the Chair SR 41, entitled:

A Concurrent Resolution establishing a bipartisan task force comprised of members of the Senate and of the House of Representatives to study the feasibility of establishing child-care services within the Capitol Building.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, March 22, 1999.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to meet during today's Session to receive and consider a subcommittee report on lobbyist disclosure regulations, and certain nominations.

REPORTS FROM COMMITTEE

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

SB 3 (Pr. No. 632) (Rereported)

An Act amending Titles 42 (Judiciary and Judicial Procedure) and 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for county-level court administrators and for the transfer of accumulated annual leave and sick leave of certain county administrators transferred to the State judicial personnel system; establishing the Unified Judicial System Transferred County-Level Administrator Leave Fund; requiring certain county payments; requiring periodic reports; providing for the transfer of county-level court administrators to the State Employees' Retirement System; and making a repeal.

SB 557 (Pr. No. 683) (Amended) (Rereported)

An Act amending the act of March 4, 1971 (P.L. 6, No. 2), entitled Tax Reform Code of 1971, further defining "corporation" in relation to corporate net income tax.

LEGISLATIVE LEAVES

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

Senator LOEPER. Mr. President, I request a legislative leave for today's Session on behalf of Senator Greenleaf.

The PRESIDENT. Senator Loeper requests a legislative leave for Senator Greenleaf. Without objection, that leave is granted.

The Chair recognizes the gentleman from Indiana, Senator Stapleton.

Senator STAPLETON. Mr. President, I request a temporary Capitol leave for Senator Fumo, and a legislative leave for Senator Stout.

The PRESIDENT. Senator Stapleton requests a temporary Capitol leave for Senator Fumo, and a legislative leave for Senator Stout. Without objection, those leaves are granted.

SENATE CONCURRENT RESOLUTION

RECESS ADJOURNMENT

Senator LOEPER offered the following resolution, which was read as follows:

In the Senate, March 22, 1999

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, April 12, 1999, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, April 12, 1999, unless sooner recalled by the Speaker of the House of Representatives.

On the question,
Will the Senate adopt the resolution?

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

YEA-50

Armstrong	Greenleaf	Mellow	Stout
Belan	Hart	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tilghman
Boscola	Hughes	O'Pake	Tomlinson
Brightbill	Jubelirer	Piccola	Wagner
Conti	Kasunic	Punt	Waugh
Corman	Kitchen	Rhoades	Wenger
Costa	Kukovich	Robbins	White
Dent	LaValle	Salvatore	Williams
Earll	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR F. JOSEPH LOEPER
PRESENTED TO THE SENATE**

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

Senator LOEPER. Mr. President, I am very fortunate today to have some special guests visiting us in the Senate of Pennsylvania. Approximately 65 fourth grade students from Saint Pius X School in Broomall, Delaware County, are here, along with a number of their parents who made the trip to the Capitol in Harrisburg today, as well as their teachers, Liz Dougherty and Maureen Esslinger. It is the first trip that these fourth graders have made to our State Capitol, and I am sure that they will have a very enjoyable and rewarding day, and I ask my colleagues in the Senate of Pennsylvania to afford them our usual warm greeting.

The PRESIDENT. Will our fourth graders please rise so that the Senate may extend you its usual warm welcome.

(Applause.)

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

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

Senator WILLIAMS. Mr. President, I am honored today to introduce in this prestigious hall a fine group of Philadelphians. I happened to be in a committee hearing today when we were dealing with the Governor's proposition on getting Pennsylvania

to grow greener. We have Philadelphians who are making Philadelphia cleaner. The young students from the Transfiguration School in southwest Philadelphia are with us today. They are part of an anti-graffiti fighting team. They do it voluntarily, no pay, no compensation, no school compliments or anything like that, and they just get out there and do hard work every Saturday. I would like everyone to give them a strong round of applause, please.

The PRESIDENT. Would our special students please rise.
(Applause.)

The PRESIDENT. We welcome the students from Transfiguration.

**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, I am pleased to introduce Julie Bridge and Amy Watson, who are serving as guest Pages in the Senate today. Julie, a resident of Greenville, is an eighth grader at Reynolds High School. She is a member of the high school marching band Raiderettes dance line and the high school chorus. In addition to school activities, she has taken 11 years of dance instruction, she is a member of the Rainbow Girls, a Cadette Girl Scout. I might also add that she is an avid hunter. This past season she got her first deer, an eight-point buck.

Amy, a resident of Hermitage, is a ninth grader at Mercer High School. She is a member of the girls' basketball team, serves as a statistician for the track and volleyball teams, and is a member of the high school chorus. Additionally, she is active with her local 4-H Club baby beef and lamb division.

Julie and Amy are accompanied by their mothers, Jody Bridge and Brenda Watson. Please join me in welcoming my guests to the Senate of Pennsylvania.

The PRESIDENT. Would Julie and Amy please stand, as well as their mothers, so that the Senate may acknowledge your presence.

(Applause.)

**GUEST OF SENATOR JAKE CORMAN
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, I would like to introduce to the Senate today a guest of mine, Ms. Alexandra Evans. She comes to us from Reilingen, Germany. I probably mispronounced that, but I gave it my best shot. She is an exchange student attending Juniata High School. She is a senior at Juniata and is staying with Sam and Debbie Eaton of East Waterford, Juniata County. Her favorite hobbies are dancing, snowboarding, basketball, and volleyball. After graduation she hopes to become a professional dancer.

Mr. President, please join me in giving the traditional Senate welcome to Ms. Alexandra Evans.

The PRESIDENT. Ms. Evans, please stand so the Senate may welcome you.

(Applause.)

GUESTS OF SENATOR MIKE WAUGH PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from York, Senator Waugh, who I believe will provide us a rather impressive story of caring for one another.

Senator WAUGH. Mr. President, today I have the honor of presenting a true modern-day hero on the floor of the Senate. It is my privilege to be able to stand here today and just take a little bit of time to explain to you a situation that happened earlier this month involving a 15-year-old young man from the 28th Senatorial District. He is a hero not only because he literally saved the life of another human being, and that is substantiated by accounts of medical professionals, but also because he did it in a very cool, calm, professional manner.

I would like to, first of all, introduce to you Dominick Watts. As I said, he is a 15-year-old student in the Dover Area School District in York County, and I would like to read very briefly an account from one of our local papers that was taken the day after this incident:

Picture, if you will, "The busload of Dover students watched 12-year-old Scott Fahringer"—this was the victim—"run from his house to catch the bus at its last stop Monday morning.

"The boy darted up the steps and found his seat. Bus driver Beth Ott traveled about a block when a clamor arose" in the back of the school bus.

"He's on the floor! He's unconscious!" 15-year-old Dominick Watts recalled hearing.

"Ott pulled onto the shoulder and picked up the cell phone to dial 911.

"Dominick ran up. He had been certified in cardiopulmonary resuscitation" on his own, voluntarily, and last year in fact he worked as a volunteer with one of the local hospitals, on his own.

"I thought it was a seizure at first, but it wasn't," Dominick said. 'He was gasping for air. I checked his heartbeat. It was very faint and his breathing was shallow.'

"Dominick had a hard time checking the child in the aisle. He asked another student to help him lift Scott onto a seat" which they did.

"We got his windbreaker off," Dominick said. 'I couldn't find any pulse or breathing. I asked the bus driver to double check,'" just to be sure.

"When she found no aspiration or pulse, Dominick and the other student carried Scott" off of the bus and laid him on the ground in front of the bus on a solid surface.

"There was no room in the bus to perform CPR," Dominick said. 'You don't want to perform CPR on a padded surface.'

He began CPR. "He kept up the lifesaving CPR for about three minutes until the first Northern York County Regional Police officer arrived." The police officer then continued to help Dominick perform CPR.

"When the ambulance arrived, Dominick helped place Scott on a stretcher and into the ambulance." And it was at that point that he turned over the treatment of this young patient to the paramedics.

Now, it is interesting to note that afterwards several of the professionals, several of the career people, EMTs and paramedics and the police officer, made comments on how perfectly he performed and how calmly he performed. And any of you who are trained or have ever worked with CPR know there is a right

way and a wrong way. They actually let him continue because he was doing, in their words, textbook CPR.

The end result was that this 12-year-old young man who had a congenital heart problem and ultimately cardiac arrest on the bus that morning is alive today because of the efforts of this young man.

And as the transportation supervisor for Dover Schools said, "We were very fortunate to have Dominick on that bus....He is a hero."

We agree.

Dominick, if you would join me, please, I would like to present you with a citation of our appreciation.

(Standing ovation.)

Senator WAUGH. You know, sometimes it is stressful around here, and I feel pretty comfortable today having this young man as my guest for the day, so if anything is going to happen, I hope it is today. There is a future ending to this story. Dominick's plan prior to this incident, but probably even more so since, is to continue his education and to become an emergency physician. So he saved his first life at 15, and I am sure there will be many more to come. We hope so and we wish you the very best.

Congratulations.

(Applause.)

Senator WAUGH. Thank you, Mr. President.

The PRESIDENT. The Chair thanks Senator Waugh.

Dominick, congratulations, and I think it is safe to say on behalf of the Members of the Senate that you have made our day.

The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, just a brief word continuing with that, I understand also that Dominick's family is with us here today, as well as I believe the principal of his school. We are all very proud of his accomplishments and what he has done, and we are very pleased that they are all here and able to join us today in honoring Dominick.

The PRESIDENT. Thank you, Senator Loeper. That is a most appropriate acknowledgment, and, again, Dominick, thank you for making this afternoon a special one for us. And thank you, York County residents all, for your presence in being with us today. And I know, Dominick, that you will continue your education and succeed in Pennsylvania.

Thank you.

LEGISLATIVE LEAVE CANCELLED

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

RECESS

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

Senator LOEPER. Mr. President, at this time I request a recess of the Senate for the purpose of a Republican caucus to begin immediately in the first floor caucus room, with an expectation of returning to the floor at approximately 3:30 p.m.

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

Senator FUMO. Mr. President, I request that the Members of the Democratic Caucus report to Room 461 for their caucus, as well.

The PRESIDENT. For purposes of Republican and Democratic caucuses to begin immediately following this announcement, the Senate stands in recess.

AFTER RECESS

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

LEGISLATIVE LEAVES

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

Senator LOEPER. Mr. President, I request temporary Capitol leaves on behalf of Senator Corman, Senator Brightbill, Senator Earll, Senator Mowery, and Senator Tomlinson.

The PRESIDENT. Senator Loeper requests temporary Capitol leaves for Senator Corman, Senator Brightbill, Senator Earll, Senator Mowery, and Senator Tomlinson. Without objection, those leaves are granted.

The Chair recognizes the gentlewoman from Northampton, Senator Boscola.

Senator BOSCOLA. Mr. President, I ask for temporary Capitol leaves for Senator Belan and Senator Tartaglione.

The PRESIDENT. Senator Boscola requests temporary Capitol leaves for Senator Belan and Senator Tartaglione. Without objection, those leaves are granted.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL AMENDED

SB 167 (Pr. No. 634) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for terroristic threats, for harassment and stalking and for harassment by communication or address, for offenses relating to weapons or implements for escape, and providing for stalking by communication or address.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BOSCOLA, on behalf of Senator MELLOW, offered the following amendment No. A0940:

Amend Sec. 2 (Sec. 5504), page 7, lines 12 and 13, by striking out "INCLUDING FOLLOWING SUCH OTHER PERSON IN AN ELECTRONIC MEDIUM WITHOUT PROPER AUTHORITY."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third consideration, as amended?

Senator BOSCOLA, on behalf of Senator MELLOW, offered the following amendment No. A1006:

Amend Sec. 2 (Sec. 5122), page 5, line 29, by striking out "AMMUNITION."

Amend Sec. 2 (Sec. 5122), page 6, line 4, by striking out "OR AMMUNITION." and inserting: any tool, implement or other thing which may be used for escape.

Amend Sec. 2 (Sec. 5122), page 6, line 5, by inserting a bracket before "(3)"

Amend Sec. 2 (Sec. 5122), page 6, line 9, by inserting a bracket after "ESCAPE."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

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

LEGISLATIVE LEAVE

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

Senator LOEPER. Mr. President, I request a temporary Capitol leave for Senator Holl, who has been called from the floor.

The PRESIDENT. Senator Loeper requests a temporary Capitol leave for Senator Holl. Without objection, that leave will be granted.

THIRD CONSIDERATION CALENDAR RESUMED

BILLS AMENDED

SB 209 (Pr. No. 234) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to convey to East Allen Township, Northampton County, certain land situate in East Allen Township, Northampton County.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BOSCOLA offered the following amendment No. A0998:

Amend Sec. 1, page 3, line 15, by inserting after "thereon.": For purposes of this act, the terms easements and rights of others shall include any avigation easements and aerial rights-of-way, whether or not appearing of record, currently in existence and used by the Lehigh-Northampton Airport Authority.

Amend Sec. 1, page 4, by inserting between lines 18 and 19:

(e) Purpose.—Notwithstanding the provisions set forth in subsection (d), the deed of conveyance shall contain a clause that the land conveyed shall be used only for purposes which are compatible to the provisions under the Surplus Property Disposition Plan No. 1 of 1995.

Amend Sec. 1, page 4, line 19, by striking out "(e)" and inserting:

(f)

On the question,
 Will the Senate agree to the amendment?
 It was agreed to.
 Without objection, the bill, as amended, was passed over in its order at the request of Senator LOEPER.

SB 572 (Pr. No. 593) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of May 7, 1998 (P.L.343, No.52), entitled Capital Budget Project Itemization Act for 1998-1999, itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance and redevelopment assistance capital projects, flood control projects, Keystone Recreation, Park and Conservation projects, forestry bridge projects and drug forfeiture fund projects to be constructed or acquired or assisted by the Department of General Services, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Department of Community and Economic Development, the Department of Transportation, the Pennsylvania Fish and Boat Commission or the Pennsylvania Game Commission, 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 or acquired or assisted by the Department of General Services, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Department of Community and Economic Development or the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; making appropriations; and making repeals.

On the question,
 Will the Senate agree to the bill on third consideration?
 Senator LOEPER, on behalf of Senator JUBELIRER, offered the following amendment No. A1001:

- Amend Sec. 3, page 5, by inserting between lines 13 and 14:
 - (B) Pittsburgh International Airport, maintenance complex, development of a state-of-the-art maintenance facility for US Airways 100,000,000
 - (C) Port of Pittsburgh Commission, lower Monongahela Improvement Project, dredging and terminal improvements 45,000,000
- Amend Sec. 3, page 7, line 13, by striking out "Lower" and inserting: Upper
- Amend Sec. 3, page 7, line 17, by striking out "Funds" and inserting: funds
- Amend Sec. 3, page 7, line 22, by striking out all of said line and inserting:
 - (A) Construction of an arts building 100,000
 - (B) Construction of a permanent performance pavilion 150,000
- Amend Sec. 3, page 8, line 8, by striking out "Funds" and inserting: funds
- Amend Sec. 3, page 17, by inserting between lines 23 and 24: (xi) Monroe County
 - (A) East Stroudsburg Borough, reconstruction of dam spillway and development of Well No. 4 1,000,000
- Amend Sec. 3, page 17, line 24, by striking out "(xi)" and inserting: (xii)
- Amend Sec. 3, page 18, line 8, by striking out "(xii)" and inserting: (xiii)
- Amend Sec. 3, page 18, by inserting between lines 10 and 11:
 - (B)Renovation of city watershed 1,000,000

- (C) City of Bethlehem, renovation of storm water system 1,500,000
- (D) Williams Township, bridge replacement, storm water management/maintenance renovation 1,058,000
- (E) Borough of Wind Gap, storm water management 2,200,000
- (F) Plainfield Township, storm water management, municipal improvements 600,000
- Amend Sec. 3, page 18, line 11, by striking out "(xiii)" and inserting: (xiv)
- Amend Sec. 3, page 19, line 3, by striking out "(xiv)" and inserting: (xv)
- Amend Sec. 3, page 19, line 8, by striking out "(xv)" and inserting: (xvi)
- Amend Sec. 3, page 19, line 13, by striking out "(xvi)" and inserting: (xvii)
- Amend Sec. 3, page 19, lines 27 through 30, by striking out all of said lines and inserting:
 - (A) Additional funds for DGS 948-37, central air conditioning expansion to Main Capitol to upgrade the central chiller plant and connections to capitol buildings (Base Project Allocation - \$5,000,000) 5,000,000
- Amend Sec. 3, page 20, by inserting between lines 25 and 26:
 - (v) Erie Art Museum
 - (A) Acquisition, design and construction of the Erie Art Museum Annex and shared facilities connector building (Base Project Allocation - \$14,400,000) (Design and Contingencies - \$3,600,000) 18,000,000
- Amend Sec. 3, page 21, by inserting after line 30:
 - (v) Greene County Armory, land and building acquisition, demolition, construction and improvements 750,000
 - (vi) Greene County Armory, rehabilitation of armory 500,000
- Amend Sec. 3, page 22, line 1, by striking out "(v)" and inserting: (vii)
- Amend Sec. 3, page 22, line 7, by striking out "(vi)" and inserting: (viii)
- Amend Sec. 3, page 22, line 13, by striking out "(vii)" and inserting: (ix)
- Amend Sec. 3, page 22, line 21, by striking out "(vii)" and inserting: (x)
- Amend Sec. 3, page 23, by inserting between lines 2 and 3:
 - (E) Additional funds for Dietary Building and parking lot 733,000
- Amend Sec. 3, page 27, by inserting between lines 27 and 28:
 - (E) Construction of Academic Sciences Building 21,234,000
 - (F) Construction of parking garage 9,228,000
- Amend Sec. 3, page 28, lines 25 through 27, by striking out all of said lines and inserting:
 - (E) Renovation or replacement of boiler plant 5,900,000
- Amend Sec. 4, page 35, lines 15 through 20, by striking out all of said lines and inserting:
 - (4) Department of General Services \$17,000,000
 - (i) Erie Art Museum
 - (A) Original furniture and equipment for the Erie Art Museum and the shared facilities connector building 2,000,000
 - (ii) Original furniture and equipment for DGS 948-41, construction of the Keystone Office Building 15,000,000
- Amend Sec. 4, page 36, by inserting between lines 15 and 16:
 - (6) Department of Transportation \$1,950,000

(i) Materials testing laboratory, Summerdale laboratory complex		(ix) Rehabilitate water distribution center	250,000
(A) Acquisition of movable furniture and equipment	1,950,000	(x) Renovate and expand waste water treatment plant	350,000
(Base Project Allocation - \$1,950,000)		Amend Sec. 6, page 56, by inserting between lines 19 and 20:	
Amend Sec. 5, page 41, by inserting between lines 12 and 13:		(N) Acquisition and renovations to the former Buhl Planetarium for purposes of Italian American Cultural Center	1,000,000
(iii) Renovation of Erie Rail Passenger Station, platforms and tunnels	350,000	Amend Sec. 6, page 58, line 4, by striking out all of said line and inserting:	
(iv) Rail passenger station at Harrisburg International Airport	824,000	(Q) Renovations to Phipps Conservatory	5,000,000
Amend Sec. 5, page 42, by inserting between lines 4 and 5:		Amend Sec. 6, page 58, lines 27 and 28, by striking out all of said lines and inserting:	
(ii) Kiski Junction Railroad, rail construction on the old Pennsylvania Railroad Allegheny Branch between Schenley and Ford City	3,616,000	(C) Carnegie Science Center, site development and construction for addition for expanded exhibit areas	35,000,000
Amend Sec. 5, page 43, by inserting between lines 20 and 21:		Amend Sec. 6, page 62, by inserting between lines 5 and 6:	
(C) Construction of Intramodel facility at Routes 191/447	1,250,000	(III) Manchester Youth Development Center for facility renovations	1,000,000
Amend Sec. 5, page 44, by inserting between lines 1 and 2:		Amend Sec. 6, page 63, lines 15 through 17, by striking out all of said lines and inserting: site improvements	3,000,000
(ii) City of Bethlehem		(B) Aliquippa industrial site development	5,000,000
(A) Track rehabilitation of rail for Bethlehem Commerce Center	1,500,000	Amend Sec. 6, page 63, lines 28 through 30; page 64, lines 1 through 9, by striking out all of said lines on said pages and inserting:	
Amend Sec. 5, page 45, lines 29 and 30, by striking out all of said lines and inserting:		(H) Hotel Conference Center, site improvements	1,000,000
(iv) Rehabilitation of rail line to Petrolia	4,300,000	(I) Site improvements to Hydril Property in Rochester Township for development of a multi-use, countywide, recreation and entertainment center	2,000,000
(Base Project Allocation - \$4,000,000)		Amend Sec. 6, page 64, by inserting between lines 19 and 20:	
Amend Sec. 5, page 50, by inserting between lines 23 and 24:		(D) Bedford County Business Park, II	5,000,000
(v) Construction of railroad track, including sidings, switches, required grade crossings, flashing lights and gates, railroad bridge repair and associated rail improvements between Mill Creek Junction and Port Carbon in Schuylkill County	1,250,000	Amend Sec. 6, page 66, by inserting between lines 19 and 20:	
Amend Sec. 5, page 52, by inserting between lines 3 and 4:		(C) Acquisition of Van Sant Airport property for preservation and designation as a historic airfield	750,000
(32) Norfolk Southern/Conrail		Amend Sec. 6, page 67, line 23, by striking out all of said line and inserting: equipment	1,638,000
(i) Dauphin County		Amend Sec. 6, page 68, by inserting between lines 28 and 29:	
(A) Rutherford Intermodal Yard, construction of a new major intermodal terminal	15,500,000	(iii) Adams Township	
(ii) Philadelphia County		(A) Renovation and site development of Saint Michael Heritage District	1,400,000
(A) Construction of a new intermodal terminal at the Navy Yard	5,700,000	Amend Sec. 6, page 70, by inserting between lines 11 and 12:	
(B) Construction of an automobile storage and staging terminal at the Navy Yard	7,500,000	(v) American Helicopter Museum and Education Center	
(iii) Indiana County		(A) Building acquisition and renovation	1,000,000
(A) Keystone Buildout, including a 4.5 mile new rail buildout between Saltsburg and Clarksburg and the rehabilitation of a 12-mile line between Clarksburg and Shelocta	7,500,000	Amend Sec. 6, page 71, by inserting between lines 3 and 4:	
(B) Mission Buildout, including rehabilitation of 5.7 miles of rail line from Blairsville to Black Lick and construction of a belt system and associated facility	6,000,000	(iv) Clearfield Borough	
Amend Sec. 5, page 53, by inserting between lines 19 and 20:		(A) Acquisition and construction of a multi-tenant building at Harvest Walker Keystone Opportunity Zone for industrial use	1,000,000
(6.1) Lycoming County Airport		Amend Sec. 6, page 73, by inserting between lines 21 and 22:	
(i) Repair and replacement of hangar facilities	1,000,000	(B) Purchase and acquisition of a facility for conversion to a multi-tenant/incubator facility in the City of Corry	2,200,000
Amend Sec. 5, page 54, by inserting between lines 5 and 6:		Amend Sec. 6, page 74, by inserting between lines 4 and 5	
(iii) North apron site preparation for t-hangars	100,000	(C) Keystone Opportunity Zone Industrial Park subdivision	1,500,000
(iv) South apron site preparation for corporate hangar	300,000	Amend Sec. 6, page 74, lines 11 through 14, by striking out all of said lines and inserting:	
(v) Expand snow removal equipment building	250,000		
(vi) Install above ground fuel tanks for airport equipment	30,000		
(vii) Rehabilitate sanitary sewer	350,000		
(viii) Replace fire hydrants	50,000		

(C) Housing and neighborhood development service - removal of underground storage tanks, demolition of structure, development of community space at Chestnut Street Project	2,200,000
Amend Sec. 6, page 75, by inserting between lines 13 and 14:	
(G) Greater Erie Industrial Development Corporation - Erie Knowledge Park part II, infrastructure improvements	3,250,000
Amend Sec. 6, page 75, line 14, by striking out "(G)" and inserting: (H)	
Amend Sec. 6, page 75, line 16, by striking out "(H)" and inserting: (I)	
Amend Sec. 6, page 75, line 18, by striking out "(I)" and inserting: (J)	
Amend Sec. 6, page 75, line 29, by striking out all of said line and inserting:	
(A) Renovation of facilities	1,000,000
Amend Sec. 6, page 76, by inserting between lines 5 and 6:	
(v) Renovations to Fallingwater historic home	6,500,000
Amend Sec. 6, page 77, by inserting between lines 17 and 18:	
(G) Carmichaels-Cumberland Joint Sewer Authority, sewer extension to Paisley Industrial Park	1,000,000
(H) Lower Ten Mile, sewer extension to Wilson Company industrial park	1,000,000
(I) Paisley Industrial Park, land acquisition and construction of speculative building	500,000
(J) Mount Morris Industrial Park, construction of speculative building	500,000
(K) Franklin Township Industrial Park, improvements	5,700,000
(L) Land Bank Resources, land acquisition for key development sites	2,000,000
(M) Southwestern Pennsylvania Water Authority, water line extension to Graysville Industrial Park	2,200,000
(N) Carmichaels Borough, construction of Flenniken Public Library	2,000,000
Amend Sec. 6, page 78, by inserting between lines 9 and 10:	
(ii) City of Scranton	
(A) Renovation of former North Scranton Jr. High School for use by Goodwill Industries	4,873,000
(iii) County Projects	
(A) Acquisition and construction of Northeast Regional Cancer Institute Headquarters Facility	3,600,000
(B) Additional funds for Lackawanna County Stadium	800,000
Amend Sec. 6, page 79, line 27, by inserting after "deck": for the Transportation Museum	
Amend Sec. 6, page 79, line 28, by striking out "facility" and inserting: facilities	
Amend Sec. 6, page 80, by inserting between lines 13 and 14:	
(D) Acquisition, renovation, rehabilitation and restoration of land and buildings for the Weinberg Northeast Pennsylvania Regional Food Bank	1,000,000
(ii) County Projects	
(A) Luzerne County Community College, construction of regional athletic facility	10,000,000
Amend Sec. 6, page 82, by inserting between lines 10 and 11:	
(B) Expansion of Pocono Mountains Business Park II	1,545,000
Amend Sec. 6, page 82, by inserting between	

lines 13 and 14:	
(B) Expansion and renovation of Community Emergency Services	8,000,000
(iii) Borough of Stroudsburg	
(A) Historic downtown Main Street lighting program	650,000
(iv) Smithfield Township	
(A) Expansion of waste water treatment system and municipal water	1,500,000
Amend Sec. 6, page 82, by inserting between lines 20 and 21:	
(C) Construction of exhibits and education and hospital facility for the Elmwood Park Zoo	1,100,000
Amend Sec. 6, page 83, by inserting between lines 23 and 24:	
(x) Ursinus College	
(A) Expansion of Berman Museum and Wismer Center	1,000,000
(xi) Abington Art Center	
(A) Capital improvements to Alverthorpe Manor	50,000
Amend Sec. 6, page 84, by inserting between lines 11 and 12:	
(E) Construction of parking deck at Broad Street and Main Street	8,000,000
Amend Sec. 6, page 84, by inserting between lines 18 and 19:	
(D) Portland Slate Belt sewer upgrades	1,500,000
Amend Sec. 6, page 85, line 23, by striking out all of said line and inserting: History	3,500,000
Amend Sec. 6, page 86, line 13, by striking out all of said line and inserting: campus	4,200,000
Amend Sec. 6, page 87, line 2, by striking out all of said line and inserting: expansion	4,000,000
Amend Sec. 6, page 87, by inserting between lines 25 and 26:	
(Y) Wissinoming Recreation Center construction	1,000,000
(Z) City Wide Improvement and Planning Agency, reconstruction of buildings and parking facilities for Youth Mini Mall	1,000,000
(AA) People's Emergency Center-Families First construction project	1,900,000
(BB) Women's Health Center construction	4,000,000
(CC) Wynnfield Recreation complex construction	800,000
(DD) First Tee construction project	1,000,000
(EE) Painted Bride Art Center renovations	1,000,000
(FF) Woodmere Art Museum renovations	1,000,000
(GG) Rosenbach Museum and Library renovations	1,000,000
(HH) Additional funds for multipurpose hunger relief center in Philadelphia's Food Distribution Center	393,000
(II) Philadelphia County Minority Arts Resource Council, renovation of historic building located on Avenue of the Arts	900,000
Amend Sec. 6, page 88, by inserting between lines 15 and 16:	
(48.1) Union County	
(i) County Project	
(A) Development of Great Streams Commons Business Park	3,000,000
Amend Sec. 6, page 89, line 27, by striking out all of said line and inserting:	
Center	2,000,000
Amend Sec. 6, page 90, by inserting between lines 7 and 8:	
(B) Western Center redevelopment, infrastructure to include sewer and waterlines for industrial park	6,000,000
(C) Route 22 industrial park waterlines	3,000,000
(D) Tri-county Patriots for Independent Living, purchase and renovation of property for	

employment and training of persons with disabilities	500,000
(iii) Fallowfield Township	
(A) Industrial park sewer lines	3,000,000
(iv) Union Township	
(A) Industrial park sewer lines	3,000,000
(v) Carroll Township	
(A) Industrial park sewer lines	3,000,000
(51.1) Wayne County and Pike County	
(i) Lake Wallenpaupack Environmental Education Center	
(A) Construction of an Environmental Education Center and Laboratory Facility for water quality analysis and research	1,000,000
Amend Sec. 6, page 91, by inserting between lines 11 and 12:	
(K) West Overton Museum, land acquisition of two lots in the original village and restoration of house	2,000,000
(L) Construction of Westmoreland Emergency Services Training Center	1,500,000
Amend Sec. 8, page 94, by inserting between lines 2 and 3	
(B) Western Pennsylvania Mainline Trail Network, acquisition and construction between Pittsburgh and Harrisburg	7,000,000
Amend Sec. 8, page 97, by inserting between lines 12 and 13:	
(iii) Shippensburg Township	
(A) Community Park Development including the purchase and acquisition of a 28-acre parcel of land	130,000
Amend Sec. 8, page 98, by inserting between lines 13 and 14:	
(iii) Monongahela Riverfront development	600,000
(iv) Greene County central pool	300,000
(v) Franklin Township, Crawford Field Park and Route 188 site preparation	325,000
(vi) Richhill Township Community Park construction and improvements	127,000
Amend Sec. 8, page 98, by inserting between lines 24 and 25:	
(ii) Additional funds for Lackawanna County Stadium	800,000
Amend Sec. 8, page 100, by inserting between lines 11 and 12:	
(iii) Duncannon Borough	
(A) Rehabilitation of Cooper Field	100,000
Amend Sec. 20, page 142, line 12, by striking out "Section 5(b)(6)(i)(A)" and inserting: Sections 5(b)(6)(i)(A) and 6(29)(ii)(A)	
Amend Sec. 20, page 142, line 15, by striking out "Section" and inserting: Sections	
Amend Sec. 20, page 142, line 16, by inserting after "(36)(i)": and 8(1)(xiv)(A)	

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

On the question,
Will the Senate agree to the bill on third consideration, as amended?

Senator CONTI offered the following amendment No. A1019:

Amend Sec. 6, page 67, by inserting between lines 10 and 11:
(vii) Upper Southampton Township

(A) Infrastructure improvements and capital acquisitions 3,700,000

On the question,
Will the Senate agree to the amendment?
It was agreed to.
Without objection, the bill, as amended, was passed over in its order at the request of Senator LOEPER.

SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR WILLIAM L. SLOCUM PRESENTED TO THE SENATE

The PRESIDENT. The Chair recognizes the gentleman from Warren, Senator Slocum.

Senator SLOCUM. Mr. President, it is a privilege and honor for me today to introduce to this august body some gentlemen who are not constituents of mine but in fact are representatives from the Farm Bureau in Pennsylvania, with whom I will be working very closely in my position as chairman of the Committee on Agriculture and Rural Affairs. Considering that the Farm Bureau was established some 49 years ago, next year being the 50th anniversary, to provide rural citizens in Pennsylvania with a strong voice in their government, I ask this body to recognize the following people in the gallery: Guy Donaldson, who is president of the Pennsylvania Farm Bureau; Carl Shafer, who is the vice president; and Louis Sallie, who is the administrative secretary. I would appreciate if the Senate would give them its usual warm welcome.

The PRESIDENT. Our Farm Bureau representatives are standing, and would the Senate please acknowledge their presence.

(Applause.)

The PRESIDENT. Thank you for your many years of service to the Farm Bureau.

CONSIDERATION OF CALENDAR RESUMED

SECOND CONSIDERATION CALENDAR

BILL OVER IN ORDER

SB 309 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILLS REREFERRED

HB 319 (Pr. No. 326) -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring public hearings before closing State mental health or mental retardation facilities.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

SB 365 (Pr. No. 640) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the Northeast Interstate Dairy Compact and for its implementation.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

BILL ON SECOND CONSIDERATION

SB 390 (Pr. No. 631) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), entitled Local Tax Enabling Act, further defining "net profits."

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

BILL REREFERRED

SB 393 (Pr. No. 402) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 54 (Names) of the Pennsylvania Consolidated Statutes, relating to associations; making revisions, corrections and additions; and making repeals.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

BILL OVER IN ORDER

SB 465 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

RECESS

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

Senator LOEPER. Mr. President, at this time I request a very brief recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations to take place immediately in the Rules room at the rear of the Senate Chamber, and I ask all Members of the Committee on Rules and Executive Nominations to please try to attend that meeting.

The PRESIDENT. For the purpose of a meeting of the Committee on Rules and Executive Nominations, this Senate stands in brief recess.

AFTER RECESS

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

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE PENNSYLVANIA DRUG, DEVICE AND COSMETIC BOARD

January 6, 1999

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, Arthur M. Zucker, 72 East Elizabeth Lane, Richboro 18954, Bucks County, Tenth Senatorial District, for appointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice L. Paul Sinotte, Ph.D., North Wales, whose term expired.

THOMAS J. RIDGE
Governor

SECRETARY OF THE COMMONWEALTH

February 4, 1999

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, Kim Pizzingrilli, 411 Sioux Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Secretary of the Commonwealth, to serve until superseded, vice The Honorable Yvette Kane, Mechanicsburg, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

February 25, 1999

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, Bart E. Burne, Ed.D., 202 N. Highland Drive, Pittston 18640, Luzerne County, Fourteenth Senatorial District, for reappointment as a member of the Municipal Police Officers' Education and Training Commission, to serve for a term of three years and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

NOMINATIONS LAID ON THE TABLE

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1****BILL REREPORTED FROM COMMITTEE
AS AMENDED ON SECOND CONSIDERATION**

SB 557 (Pr. No. 683) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, further defining "corporation" in relation to corporate net income tax.

Considered the second time and agreed to,

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

**UNFINISHED BUSINESS
SENATE RESOLUTIONS ADOPTED**

Senators SLOCUM, CORMAN, ROBBINS, WAGNER, COSTA, MADIGAN, STOUT, BRIGHTBILL, WOZNIAK, LEMMOND, MUSTO, TOMLINSON, KASUNIC, SCHWARTZ, MURPHY and HART, by unanimous consent, offered **Senate Resolution No. 44**, entitled:

A Resolution designating March 29 through April 3, 1999, as "Logging Safety Week" in Pennsylvania.

Which was read, considered and adopted.

Senators SLOCUM, STAPLETON, PICCOLA, CORMAN, BRIGHTBILL, MUSTO, WAGNER, MOWERY, MADIGAN, THOMPSON, SCHWARTZ, BELAN, LOEPER, SALVATORE, MELLOW, GERLACH, O'PAKE, WHITE, CONTI, WAUGH, HART, DENT, EARLL, GREENLEAF, BOSCOLA, WOZNIAK, STOUT, LEMMOND, TOMLINSON, RHOADES, HELFRICK and KASUNIC, by unanimous consent, offered **Senate Resolution No. 45**, entitled:

A Resolution proclaiming March 22, 1999, as "Pennsylvania Farm Bureau Day" and congratulating the Pennsylvania Farm Bureau for its contribution to this Commonwealth and to this Commonwealth's agricultural industry.

On the question,
Will the Senate adopt the resolution?

The PRESIDENT. The Chair recognizes the gentleman from Warren, Senator Slocum.

Senator SLOCUM. Mr. President, I offer a second resolution and ask for its unanimous consent for immediate adoption. As you recall, earlier in the day I introduced representatives from

the Pennsylvania Farm Bureau, and this resolution recognizes today, March 22, as Pennsylvania Farm Bureau Day.

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:

Congratulations of the Senate were extended to Edith Morse by Senator Bell.

Congratulations of the Senate were extended to Jeremy McCartney Rea and to Blake R. Carrington by Senator Conti.

Congratulations of the Senate were extended to Michael Maney and to the Bald Eagle High School Wrestling Team of Wingate by Senator Corman.

Congratulations of the Senate were extended to Joel and Ruth Spira, Dr. Edward Weiner, Andrea Hiergesell and to the Cathedral School of Saint Catherine of Siena of Allentown by Senator Dent.

Congratulations of the Senate were extended to Anna Mae Grunewald and to Jeffrey P. Senita by Senator Earll.

Congratulations of the Senate were extended to Mr. and Mrs. George Dixon by Senator Hart.

Congratulations of the Senate were extended to Cindy Serratore by Senator Holl.

Congratulations of the Senate were extended to Brian Raygor and to Ted Pitzer by Senator Kasunic.

Congratulations of the Senate were extended to Lloyd R. Brooks by Senator Madigan.

Congratulations of the Senate were extended to Catherine Rippon by Senator Mellow.

Congratulations of the Senate were extended to Mary E. Kolar by Senator Mowery.

Congratulations of the Senate were extended to the Honorable John Toole by Senator Musto.

Congratulations of the Senate were extended to Dr. C. Preston and Kathleen Scoboria by Senator O'Pake.

Congratulations of the Senate were extended to Samuel Williams by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. James A. Bailey by Senator Robbins.

Congratulations of the Senate were extended to Nollie Lomax by Senator Schwartz.

Congratulations of the Senate were extended to Mr. and Mrs. Bill Sams and to Mr. and Mrs. Michael Lucas by Senator Stout.

Congratulations of the Senate were extended to Shrewsbury Lutheran Retirement Village by Senator Waugh.

Congratulations of the Senate were extended to Dominick DeMarinis, Jonathan Jordan Miller, George Servey, Jr., and to Harold Allen Crenner by Senator White.

Congratulations of the Senate were extended to the Clearfield High School Cheerleading Squad by Senator Wozniak.

CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Ruth L. Morgan by Senator Lemmond.

Condolences of the Senate were extended to the family of the late Leah E. Tagliaferri by Senator Madigan.

POSTHUMOUS CITATION

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

A posthumous citation honoring the late Sally Thatcher McCormick was extended to the family by Senator Conti.

PETITIONS AND REMONSTRANCES

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

Senator HUGHES. Mr. President, if I might, I had the good fortune this morning to spend about an hour or so with some fourth and fifth graders at the Locke Alain Public School in my district, the Seventh Senatorial District. And it was really a tremendous opportunity to spend some real quality time with these fourth and fifth graders, to see the brightness of their eyes, the eagerness in their hearts, and the tremendous sense of character and concern that they have for themselves, for their school, and for their community.

We talked about what it is that a Senator does. We talked about our offices, our office here in this great Capitol and our office in the Seventh Senatorial District, and we talked about all kinds of things that relate to the process of the legislature. But then the conversation switched to the issues and concerns that these young people had on their minds, and I asked them, well, what kind of legislation would you like to see get done here in Harrisburg? What kinds of laws would you like to see passed? And we created a little project, Mr. President, that I think you would be proud of, and they are going to go back to their class and they are going to submit to our office some well-thought-out ideas and we are going to introduce them and watch how the process works, allow them to see exactly how the process works.

But I guess the thing that was most challenging, Mr. President, was, and I guess it was cause for pause amongst myself and the staff folks who were with me, to see the eagerness of these young people and ask them about the issues that they wanted us to talk about and the kinds of things they wanted us to speak of. I had already indicated to them that, first and foremost, there would be no opportunity to shorten the school day. That was not a bill we were going to introduce. And I indicated to them that there was going to be no opportunity to introduce any legislation to cut out homework. They were going to have homework. We assured them of that.

But getting past that, Mr. President, the young people said, Senator, can you introduce, why do they not make a law to keep all the guns out of schools? Why do they not make a law, Senator Hughes, to keep the drugs out of our neighborhoods and out of our schools and out of our communities? Why do all the people have to holler at us all the time? And when you look at the

warmth of these young people, Mr. President, and I told them I was going to bring this message here today, when you look at the warmth of these young people and the eagerness within them to want to change their situation, to want to get an education, it is not complicated, they want to get an education, and then you juxtapose that with what it is they are confronted with on a daily basis before they get to school, not necessarily once they get to school but before they get to school, when they wake up in the morning until they enter the doors of the Locke School at 46th and Haverford, a very fine school, it puts you on pause for a minute, or at least it should, and it should help me, and hopefully help all of us, get a sense of what it is that we really have to focus on with respect to what is going to change the outcome for these young people.

Now this petition, this remonstrance is not about any legislation that may be in front of us right now, Mr. President. I am just trying to convey to this body and to all those watching and listening the little hour of experience that this Senator had this morning with a group of about 100 young people - Rashida and Gregory, and Frederick, and all the rest of them - about what it is that they wanted us to focus on. And I wanted to get an opportunity for my colleagues to get a real hearing about what these young people confront before they get to class, and obviously, once they leave the school building, and what it is they deal with after that.

Some of us when we were young thought schools were, we wanted to run away from school. Fortunately, everybody in this room spent a lot of time in school. But, you know, when a school is a place where there is safety, a place where there is some level of security, when it may be the only place where there is some nurturing going on, we really need to think hard about what it is we are trying to do up here as it relates to what happens right down there on the ground.

This is not a comment about any legislation. This is just an opportunity, Mr. President, if I can and if I could, to just share what happened this morning at the Locke School at 46th and Haverford, within a stone's throw of my district office. There is excitement in these young people, there is opportunity in these young people, and we have the responsibility to make sure that we give it life and breath and opportunity to succeed.

Thank you very much, Mr. President.

The PRESIDENT. The record will certainly show that you recounted your visit to 46th and Haverford and the Locke School, Senator Hughes.

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 22, 1999

Senators GREENLEAF and O'PAKE presented to the Chair SB 637, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for appeals from government agencies, for the selection of judicial officers and for

the discipline or removal of judges or district justices; and making repeals.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, LEMMOND, BOSCOLA, COSTA and THOMPSON presented to the Chair **SB 638**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, prohibiting concealment of public hazards.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, EARLL, COSTA, HART, WAGNER, RHOADES, ROBBINS, THOMPSON and TOMLINSON presented to the Chair **SB 639**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the limited right of jurors to take notes.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, GERLACH, HART, DENT and SALVATORE presented to the Chair **SB 640**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the rulemaking power of the Supreme Court.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, EARLL, COSTA, GERLACH, HART, HELFRICK, RHOADES, TOMLINSON and WAUGH presented to the Chair **SB 641**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, changing provisions relating to prohibited activities by justices and judges.

Which was committed to the Committee on STATE GOVERNMENT, March 22, 1999.

Senators GREENLEAF, O'PAKE, LEMMOND, BOSCOLA, COSTA, EARLL, KUKOVICH, WAGNER, HOLL, SCHWARTZ and STOUT presented to the Chair **SB 642**, entitled:

An Act regulating bail bond enforcement agents; requiring licensure and registration; and providing for penalties.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators GREENLEAF, EARLL, STOUT, WHITE, HOLL, MELLOW and LEMMOND presented to the Chair **SB 643**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the number of judges of the courts of common pleas in certain judicial districts.

Which was committed to the Committee on JUDICIARY, March 22, 1999.

Senators RHOADES, HELFRICK, ROBBINS, SLOCUM, HART, MOWERY, KUKOVICH, COSTA, STAPLETON, MELLOW, KASUNIC, BRIGHTBILL, LEMMOND, O'PAKE, CORMAN, SCHWARTZ, STOUT, CONTI, WOZNIAK and MUSTO presented to the Chair **SB 650**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, providing for a program of tax incentives, including investment tax credits to remove coal waste from the environment and to stimulate the development of a synthetic fuels industry within this Commonwealth.

Which was committed to the Committee on FINANCE, March 22, 1999.

RESOLUTION INTRODUCED AND REFERRED

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

March 22, 1999

Senators MELLOW, HUGHES, BODACK, O'PAKE, TOMLINSON, TARTAGLIONE, CONTI, KASUNIC, SALVATORE, SCHWARTZ, BELAN, WAGNER, COSTA, KUKOVICH, GERLACH, MUSTO and BOSCOLA presented to the Chair **SR 43**, entitled:

A Concurrent Resolution urging the Governor to establish a committee to study the adverse effects of latex and latex-containing products.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 22, 1999.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, MARCH 23, 1999

9:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (public hearing to consider legislation to deregulate the natural gas industry)	Room 8E-B East Wing
9:30 A.M.	LOCAL GOVERNMENT (to consider Senate Bills No. 194, 300, 366, 369, 497 and 531; and House Bill No. 181)	Room 8E-A East Wing
10:45 A.M.	JUDICIARY (to consider Senate Bills No. 392 and 643)	Room 8E-A East Wing

WEDNESDAY, APRIL 7, 1999

10:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE	Room 8E-B East Wing
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(public hearing to consider Utility
Y2K Compliance and Remediation:
A Report from the PUC Chairman)

ADJOURNMENT

Senator LOEPER. Mr. President, I now move that the Senate do adjourn until Tuesday, March 23, 1999, at 11:30 a.m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 4:32 p.m., Eastern Standard Time.