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TUESDAY, MAY 11, 1999

SESSION OF 1999

183RD OF THE GENERAL ASSEMBLY

No. 30

SENATE

TUESDAY, May 11, 1999

The Senate met at 12 m., Eastern Daylight Saving Time.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

PRAYER

The Chaplain, Rabbi MAURICE NOVOSELLER, of Beth Chaim Synagogue, Feasterville, offered the following prayer:

Dear God, who dwells not only in the heavens above but within whom all of the universe resides, we invoke Thy blessings upon those gathered here, who in their daily pursuits subliminally invoke inspiration from the wisdom that comes from Thee.

May we individually and corporately blend the noblest in our heritage with the best in our environment, so that we might help all who are harassed and homeless find shelter in their own homes, secure and unafraid, whether they be displaced by hurricanes on one continent or tyranny on another. Thus we will reaffirm loyalty to a universal outlook of world brotherhood through the triumph of modern law. The three forces of nationalism, internationalism, and religion, each retaining its own sphere of influence, but reacting upon one another to hasten the advent of universal peace.

How eerily odd and fortunate it is that some of our main concerns are parameters that might curb road rage, car carnage, school violence, and motorcycle helmets. It is likely that most of the world envies our concerns. In this legislature are lawyers who have practiced law. As legislators they have the opportunity to perfect the law, consecrating Pennsylvania to enhancing the life, welfare, and virtue of our citizens.

All governments in these blessed United States of America are a path to justice, and justice is the road to universal peace. Let all who grace and are graced by this and similar Chambers heed how they structure our laws. Amen.

The PRESIDENT pro tempore. The Chair thanks Rabbi Novoseller, who is the guest today of Senator Tomlinson.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 10, 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.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NONCONCURRED IN BY THE SENATE TO SB 557, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives informed the Senate that the House insists upon its amendments nonconcurring in by the Senate to SB 557, and has appointed Messrs. BOYES, BROWNE and TRELLO as a Committee of Conference to confer with a similar committee of the Senate, if the Senate shall appoint such committee, to consider the differences existing between the two houses in relation to said bill.

HOUSE CONCURS IN SENATE BILLS

The Clerk of the House of Representatives returned to the Senate SB 484, 485, 486 and 502, with the information the House has passed the same without amendments.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENTS BY THE SECRETARY

The SECRETARY. Consent has been given for the following committees to meet during today's Session: the Committee on Game and Fisheries in the Rules room to consider House Bill No. 321; the Committee on Rules and Executive Nominations to consider certain nominations; the Committee on Labor and Industry to consider the nomination of Dennis Martire to the PLRB; the Conference Committee on Senate Bill No. 557 in the Majority Caucus Room, imminently; the Committee on Banking and Insurance to consider the nominations of Richard Gerber, Robert Lam, and John Maher to the Securities Commission; and the Committee on Appropriations to consider Senate Bills No. 8, 332, 652, 925, 926, 927, 928, 929, 931, 932, 933, 934, 946, and House Bills No. 456, 884, and 1004.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives informed the Senate that the House has concurred in resolution from the Senate, entitled:

Recess adjournment.**COMMITTEE OF CONFERENCE
APPOINTED ON SB 557**

The PRESIDENT pro tempore. The Chair announces the appointment of Senators LOEPER, TILGHMAN and MELLOW as a Committee of Conference on the part of the Senate to confer with a similar committee of the House, already appointed, to consider the differences existing between the two houses in relation to Senate Bill No. 557.

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

RECESS

The PRESIDENT pro tempore. 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 conference committee to take place in the Majority Caucus Room immediately, with an expectation of returning to the floor for continuation of today's business at approximately 1 p.m.

The PRESIDENT pro tempore. Senator Loeper, would it be all right if we took care of the guests in the gallery before we did that? Why does not the conference committee go ahead. We will take care of the guests and then we will recess, if that is all right with you.

The members of the conference committee are excused to go to the Majority Caucus Room.

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JOE CONTI
PRESENTED TO THE SENATE**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Bucks, Senator Conti.

Senator CONTI. Mr. President, I rise for the purpose of introduction of some guests today. Seated in the gallery today are George Komelasky, from Northampton Township; Howard Eckert, from Sellersville Borough; Frank Wenger, Jr., from Sellersville Borough; Darrin Hoffman, from Doylestown Borough; Jim McCollam, a navigation commissioner for the Delaware River and Bay; Commissioner Michael Fitzpatrick, one of our Bucks County commissioners; and intern Stephanie Moore, who is working in my district office. I ask my Senate colleagues to welcome them.

The PRESIDENT pro tempore. Would those guests of Senator Conti who are in the gallery kindly rise so we may welcome you appropriately to the Senate of Pennsylvania. Welcome.

(Applause.)

RECESS

The PRESIDENT pro tempore. The request before the Senate is that the Senate recess for the purpose of a meeting of the conference committee, and the Senate will stand in recess to the call of the President pro tempore.

AFTER RECESS

The PRESIDING OFFICER (Jeffrey E. Piccola) in the Chair.

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

HOUSE MESSAGES**HOUSE CONCURS IN SENATE BILLS**

The Clerk of the House of Representatives returned to the Senate SB 492, 737, 739, 742, 743, 753 and 763, with the information the House has passed the same without amendments.

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate SB 738, 740, 741, 755, 756, 757, 758, 759, 760, 761 and 762, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. Pursuant to Senate Rule XIV, section 5, these bills will be referred to the Committee on Rules and Executive Nominations.

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:

May 11, 1999

HB 28 and 779 -- Committee on Judiciary.

HB 197 -- Committee on Local Government.

HB 528 -- Committee on Environmental Resources and Energy.

HB 543 and 595 -- Consumer Protection and Professional Licensure.

HB 773 -- Committee on Aging and Youth.

BILLS INTRODUCED AND REFERRED

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

May 11, 1999

Senator GREENLEAF presented to the Chair SB 917, entitled:

An Act providing for the licensing of home inspectors; establishing the Home Inspectors Advisory Committee; and further providing for the State Registration Board for Professional Engineers, Land Surveyors and Geologists.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 11, 1999.

Senators SCHWARTZ, KUKOVICH, STOUT, MUSTO, WAGNER, BELAN, BODACK, MELLOW and HUGHES presented to the Chair SB 941, entitled:

An Act establishing the Prevention of Hate Activity Fund; and making an appropriation.

Which was committed to the Committee on LABOR AND INDUSTRY, May 11, 1999.

Senators O'PAKE, MELLOW, MUSTO, STOUT, BELAN, STAPLETON and TILGHMAN presented to the Chair SB 966, entitled:

An Act amending the act of August 13, 1963 (P.L.774, No.390), entitled County Jail Prisoner Temporary Release Law, further providing for work release for prisoners.

Which was committed to the Committee on JUDICIARY, May 11, 1999.

Senators THOMPSON, LEMMOND, TOMLINSON, STOUT, COSTA, BRIGHTBILL, EARLL, SLOCUM, ROBBINS and SCHWARTZ presented to the Chair SB 967, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for court orders relating to adoption records.

Which was committed to the Committee on JUDICIARY, May 11, 1999.

Senators THOMPSON, CONTI, WAGNER, EARLL, WAUGH, WHITE, LEMMOND, KASUNIC and BOSCOLA presented to the Chair SB 968, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), entitled, as reenacted, Liquor Code, further providing for breweries and for limited wineries.

Which was committed to the Committee on LAW AND JUSTICE, May 11, 1999.

Senators SALVATORE, WHITE and SCHWARTZ presented to the Chair SB 969, entitled:

An Act amending the act of June 30, 1995 (P.L.170, No.25), entitled Pennsylvania Voter Registration Act, further providing for the definition of "registration card," for regulations, for application with driver's license application, for preparation and distribution of applications and for district registers; and providing for purging of duplicate registrations and for Federal cooperation and funds.

Which was committed to the Committee on STATE GOVERNMENT, May 11, 1999.

Senators WENGER, STAPLETON, WAUGH, ARMSTRONG, CONTI, THOMPSON, HELFRICK, PUNT, GERLACH, WOZNAK, O'PAKE, CORMAN, GREENLEAF, HOLL and DENT presented to the Chair SB 970, entitled:

An Act amending the act of June 30, 1981 (P.L.128, No.43), entitled Agricultural Area Security Law, providing for the allocation of moneys appropriated for the supplemental agricultural easement purchase programs; and making a repeal.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, May 11, 1999.

REPORTS FROM COMMITTEES

Senator WHITE, from the Committee on Environmental Resources and Energy, reported the following bill:

HB 443 (Pr. No. 463)

An Act repealing the act of May 2, 1876 (P.L.193, No.174) entitled "An act authorizing lumber dealers, in the county of McKean, to adopt each a mark to be put upon logs and lumber of all kinds, and have the same registered in the office of the prothonotary of said county, and also fixing a penalty for defacing said mark or fraudulently taking possession of any logs or lumber so marked or not."

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

SB 8 (Pr. No. 871) (Rereported)

An Act amending the act of April 3, 1992 (P.L.28, No.11), entitled Tuition Account Program and College Savings Bond Act, further providing for the tuition account program; and establishing scholarship programs.

SB 332 (Pr. No. 1034) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing for good Samaritan immunity for school employees; further providing for authority of teachers, vice principals and principals over pupils; providing for school policies for drug or alcohol violations, for conflict resolution training and for the requirements for governing adjudicated delinquents; further providing for the suspension and expulsion of pupils, for exceptional children, their education and training, for reporting of incidents of school violence and for transfer of records; providing for school violence reporting requirements for school employees, for school safety committees and for notification to parents and guardians of victims of school violence; and further defining "school."

SB 652 (Pr. No. 708) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, authorizing area vocational-technical boards to establish capital reserve funds.

SB 925 (Pr. No. 989) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing for the definition of "code of student conduct"; and requiring the adoption of a code of student conduct.

SB 926 (Pr. No. 990) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, requiring the adoption of parent involvement policies by school entities.

SB 927 (Pr. No. 1102) (Amended) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, requiring continuing professional development programs to include prevention of school violence.

SB 928 (Pr. No. 992) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, requiring reports of incidents of school violence to local law enforcement agencies.

SB 929 (Pr. No. 993) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, requiring the establishment, implementation and administration of school safety committees and school safety plans.

SB 931 (Pr. No. 995) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for grants by the Office of Safe Schools.

SB 932 (Pr. No. 1103) (Amended) (Rereported)

An Act providing for funding to the Department of Education for alternative education programs and safe school programs.

SB 933 (Pr. No. 997) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further defining "applicant" for purposes of grants for alternative education; and further providing for alternative education grants.

SB 934 (Pr. No. 1104) (Amended) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing for written policies for terroristic threats in schools.

SB 945 (Pr. No. 1029) (Rereported)

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, providing for instruction relating to nonviolent behavior and conflict resolution.

HB 456 (Pr. No. 1534) (Rereported)

An Act establishing the Safe and Secure Schools Program to assist school districts and area vocational-technical schools in the purchase of equipment, provision of special services and in the development of programs to enhance school safety; and providing for duties of the Department of Education.

HB 984 (Pr. No. 1801) (Amended) (Rereported)

A Supplement to the act of November 30, 1965 (P.L.843, No.355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve

as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; providing for public support and capital improvements; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

HB 1004 (Pr. No. 1802) (Amended) (Rereported)

An Act making an appropriation to The Children's Hospital of Philadelphia.

RESOLUTION REPORTED FROM COMMITTEE

Senator WHITE, from the Committee on Environmental Resources and Energy, reported the following resolution:

HR 13 (Pr. No. 135)

A Concurrent Resolution directing the Joint Legislative Air and Water Pollution Control and Conservation Committee to study the issues concerning the renewal and management of this Commonwealth's forests; and creating a task force.

The PRESIDING OFFICER. The resolution will be placed on the Calendar.

**REPORT OF COMMITTEE OF CONFERENCE
SUBMITTED**

Senator LOEPER submitted the Report of Committee of Conference on SB 557, which was placed on the Calendar.

LEGISLATIVE LEAVE

The PRESIDING OFFICER. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request a legislative leave for Senator Belan.

The PRESIDING OFFICER. Without objection, that leave is granted.

LEAVE OF ABSENCE

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

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

**SPECIAL ORDER OF BUSINESS
ANNOUNCEMENT BY THE SECRETARY**

The SECRETARY. Consent has been given for the Committee on Public Health and Welfare to meet off the floor

during today's Session to consider Senate Bills No. 172, 405, 602, and House Bill No. 132.

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR ROBERT D. ROBBINS
AND SENATOR JANE M. EARLL
PRESENTED TO THE SENATE**

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

Senator ROBBINS. Mr. President, I, along with Senator Earll, take pleasure in introducing our guests from Erie County who are visiting the Capitol this week. Serving as guest Pages in the Senate this week are Nathan and Lauren Hoderny, who are both home-schooled students. Nathan is a tenth grader and Lauren is an eighth grader. Additionally, Lauren serves as a volunteer at the McCord Memorial Library in North East.

Nathan and Lauren are accompanied here today by their grandmother, Sandy Hughes, their sister, Brianne, their brother, Caleb, and friends Don and Joanne Newcomer, all of whom are seated in the gallery. Please join Senator Earll and me in welcoming our guests to the Senate of Pennsylvania.

The PRESIDENT. Will our guest Pages please rise, along with their family members, so the Senate may give you its usual warm welcome.

(Applause.)

CALENDAR

**SENATE RESOLUTION No. 76
CALLED UP OUT OF ORDER, ADOPTED**

Senator LOEPER, without objection, called up from page 8 of the Calendar, as a Special Order of Business, **Senate Resolution No. 76**, entitled:

A Resolution urging the citizens of this Commonwealth to join in the celebration of June 5, 1999, as "Kids' Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

YEA-49

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

NAY-0

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JAMES M. RHOADES
PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Schuylkill, Senator Rhoades.

Senator RHOADES. Mr. President, in the gallery today is an exceptional group of young ladies. They have the unique achievement of being the Nativity BVM High School Girls' Basketball Team, who captured the 1998-99 PIAA Class A State Championship after defeating Bishop Guilfoyle High School by a score of 74 to 67.

I am holding the front page of a newspaper which has been framed which says, "Truly Golden." These exceptional young women are led by seniors Marlyse Charney, Anne Dougherty, Brianne Guers, and Lauren Marshall, who also happens to be my niece; juniors Kristin Cuff, first team all-State Erin McGee, whose father was a State champ at St. Clair High School, Elizabeth Mohan, Jill Schane, and Lindsey Williams; sophomores Tia Carl, Michelle Dougherty, Katie Halcovage, Laura McDonald, Jennifer Reeves, Meggi Rothermel, and Jaime Williams; and freshmen Holly Behney, Ashley Edwards, Mary Hendricks, Jennifer Lang, Jamie Marshall, who also happens to be my niece, and Valerie Widman.

I want to point out something that you ought to know. This is a matter of pride. Last year I stood here and did the same thing for the Mahanoy Area Girls' Basketball Team. The Nativity girls were the Schuylkill League Champions, and that included all Class A, AA, AAA, and AAAA schools. They won all of that and went on to win the District XI finals and went against Marian High School, also from the same Schuylkill League. In the Eastern quarterfinals, Marian, Williams Valley, Lourdes, and Nativity, four Class A girls' teams from the Schuylkill League, were in the finals. It came down in the Eastern finals to Nativity and Williams Valley, and of course Nativity won.

I want to say that this effort, and we all acknowledge the girls and everything they do, but they are led by Ruth Weidman, who is their head coach. The last time Nativity won a State championship she was an assistant coach. Her ability as a coach, I will say she is one of the best in the Commonwealth of Pennsylvania, but added to that, she gives something to the coaching profession that goes beyond. She is a classy lady. She has girls who perform at 110 percent, but they are also respected because of their behavior, because of whom they are, and that is the Golden Girls from Nativity High School.

I would also note that these young ladies are not only expert basketball players, but 20 of the 22 are on the Honor Roll. And when I started asking about class standing, we were talking about first place, second place, third place, seventh place. So I think it goes to prove, and they have shown, that they are not only State champions as athletes, but they are also champions in the classroom.

So, Mr. President, I ask that the Senate extend its usual warm welcome and acknowledge the fine, young Golden Girls of Nativity BVM High School for their State championship.

The PRESIDENT. Would our special athletes please stand so the Senate may give you its usual warm welcome.

(Applause.)

The PRESIDENT. Much success in the future, and thank you, Senator Rhoades.

RECESS

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

Senator LOEPER. Mr. President, at this time I ask for a recess of the Senate for purposes of off-the-floor meetings of the Committee on Agriculture and Rural Affairs, the Committee on Public Health and Welfare, followed by a meeting of the Committee on Game and Fisheries, all in the Rules room at the rear of the Senate Chamber, and then immediately in the first floor caucus room for an important caucus of all Republican Members, with an expectation of returning to the floor at approximately 2:45 p.m.

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I request that the Democratic Members report to our caucus room, Room 461, immediately.

The PRESIDENT. For purposes of a number of committee meetings, as well as for Republican and Democratic caucuses immediately following the conclusion of those meetings, and with the intention of returning at approximately 2:45, this Senate stands in recess.

AFTER RECESS

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

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

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Agriculture and Rural Affairs to meet during today's Session to consider Senate Bill No. 970.

RECESS

The PRESIDENT pro tempore. The Senate will stand in recess.

AFTER RECESS

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

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

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Aging and Youth to meet off the floor during the Session to consider Senate Bill No. 886.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

REPORT ADOPTED

SB 557 (Pr. No. 1101) — 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, revising and adopting sales and use tax provisions on processing exclusions, credit sales and bad debt sales; revising personal income tax provisions on small corporations; expanding eligibility for special poverty provisions; revising estimated tax declarations; eliminating Lottery Fund transfers; revising corporate net income tax provisions on nonprofit organizations, net loss deductions and apportionment of business income; revising capital stock franchise tax provisions to reduce the rate of taxation, reduce the minimum tax, and further provide for capital stock franchise tax exemptions, exclusions and proceeds; eliminating the utilities gross receipts tax on natural gas; making omnibus amendments to the public utility realty tax; providing for a tax credit for coal waste removal and ultraclean fuels; further providing for malt beverage tax credits; further providing for the rate of taxation for the Public Transportation Assistance Fund; further providing for estimated tax, for payment of harness and thoroughbred racing taxes and for corporate tax treatment of automobile clubs; and making a repeal.

Senator LOEPER. Mr. President, I move that the Senate adopt the Report of the Committee of Conference on Senate Bill No. 557.

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

Senator MELLOW. Mr. President, could we be at ease for a moment.

The PRESIDENT. At the request of Senator Mellow, the Senate will be at ease.

(The Senate was at ease.)

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

Senator LOEPER. Mr. President, the conference report that is before the Senate at this time essentially contains a number of tax cuts that we have been able to put into place because of the economy that we have enjoyed in Pennsylvania this year. Particularly, Mr. President, I think it is noteworthy that the fiscal health of the Commonwealth and the budget surplus that we have experienced have really given us the opportunity as well as the responsibility to reduce State taxes. I think, Mr. President, that all of us in the Senate can take a great deal of pride in the measures that are before us today, and for the sixth consecutive year, 6 years in a row, we are telling Pennsylvanians that State taxes will be reduced, that substantially we are going to be able once again to reduce the

number that people are paying to the Commonwealth of Pennsylvania. I think we are showing continued progress in improving the tax climate to help create jobs and fuel community development throughout the Commonwealth.

Mr. President, the bill that is before us today reflects a combination of tax cuts that will provide over \$300 million in tax relief, one of the largest tax-cut packages ever enacted in the Commonwealth. This package, Mr. President, includes the significant tax reductions that the Governor had proposed in February. It includes a number of tax reductions that we, the Members of the General Assembly, felt should be priorities as well, and most notably the expansion of the property tax and rent rebate for our senior citizens in all our counties. This tax-cut package is very affordable, Mr. President. It is fiscally responsible, it is economically productive, and most of all, it is broad-based and fair. There are reductions for consumers of natural gas, there is another piece for broadening the tax forgiveness for low-income families, and this year, Mr. President, there were many more ideas advanced, including some affecting local taxes. By taking the moderate approach, we avoid setting up fiscal problems next year. This is a State tax reduction measure devoted to improving the State's tax structure, one with economic challenges in front of us, still we should not be foregoing tax cuts for jobs to pour money into local tax situations.

Mr. President, I believe that the conference report that is before us today contains a series of tax cuts in combination with a State budget that we approved last week, and that the combination of these two will enable Pennsylvania to compete, to provide the services our citizens seek while providing restraint on State spending that many of us favor in order that we can continue the predictability of our tax climate in the Commonwealth. An excellent budget has been put into place, and now, Mr. President, we can approve the tax cuts that are equally vital for Pennsylvania's future.

Mr. President, I urge an affirmative vote on the conference committee report.

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

Senator BELL. Mr. President, I will vote for this bill because about one-quarter of the tax cuts are the gross receipts tax on natural gas. Now, let us talk in plain language. I heat my house and I cook my food, at least my wife does, with natural gas. I pay a 5-percent gross receipts tax to the Commonwealth of Pennsylvania on that natural gas, and this bill in front of the Senate right now will eliminate that 5-percent gross receipts tax for a total of \$78,800,000. This means that every household in Pennsylvania that uses natural gas for heating or cooking will get a tax break. And this means money in the pocket, it means for every dollar you are now paying for natural gas, you are going to keep 5 cents. I am very much in favor of this bill.

The PRESIDENT. The Chair recognizes the gentleman from Fayette, Senator Kasunic.

Senator KASUNIC. Mr. President, I intend to vote for this bill today because certainly it is doing things that we want to do, and that is reduce taxes. But, Mr. President, I think we missed an opportunity here, an opportunity that I think we had and we

could have moved forward on, and that is with the reduction of property taxes. I do not think there is anybody in this Chamber who is of the opinion that property taxes are in line and that we should not be trying to address reducing the taxes of the residents of the Commonwealth, of the homeowners of the Commonwealth of Pennsylvania. They are a crushing burden. Even though we are reaching out and we are going to be bringing more people, more senior citizens under the umbrella in terms of allowing them to participate in the rent rebate program and the property tax rebate program, there are still those senior citizens who will not be affected and will still struggle to remain in their homes. Property taxes are too high. They punish middle-class taxpayers here in the Commonwealth. Too often the fruits of their hard work and labor are diminished by increasing property tax bills.

Before Senate Bill No. 557 went to a conference committee, it contained a plan authored by Democrats to lower school property taxes. It is a good plan, it is fair, and it is affordable, and unlike property tax and rent rebate expansion programs, the Democratic plan would help all homeowners in Pennsylvania, not just those who meet certain income requirements and manage to wade through the bureaucratic red tape. Senate Bill No. 557 needed some work, but I believe the work should have been done here on the floor of the Senate, as it was done on the floor of the House. Too often we work behind closed doors, and too often middle-class Pennsylvanians get nothing, and nothing is exactly what middle-class Pennsylvanians got from this year's tax reductions.

The people of Pennsylvania deserve a break, Mr. President. Senior citizens deserve a break, middle-class homeowners deserve a break. We have cut taxes by billions of dollars in recent years. Homeowners pay taxes, too, and those taxes have gone up, not down. We should cut property taxes, and we should have started this year.

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Cambria, Senator Wozniak.

Senator WOZNIAK. Mr. President, the reason I rise is because my wife and dad say they never see me on television, so I thought I would get up and make a little speech today. But the truth of the matter is that in 1991 the Majority in the Senate and the House, and I was a Member of the House at that time, under Governor Casey voted a very significant tax increase on the businesses and the people of Pennsylvania. That was a very agonizing vote for many people, and some people did not come back the next election cycle to govern. I was one of the fortunate ones. But one of the commitments made in 1991 was that when the opportunity arose, we would ratchet back those taxes that we increased. Under Governor Casey and under Governor Ridge we have ratcheted back those taxes.

What we have in front of us today is a menu of tax reductions by both parties that both Chambers have agreed to. We can argue that property taxes are a significant problem, but one of the things people argue about the most when we get back home is not so much the personal income tax, it is the school taxes. I think that this legislation is probably going to pass. We are probably moving dramatically forward in making Pennsylvania

extremely competitive. In my corporate Democratic mode, by making Pennsylvania business-friendly with this tax package, we can create opportunities and jobs for our citizens. In my Democratic social mode, I think we must be very concerned about the reality of our school property taxes. By not meeting our 50-percent funding mechanism here in the Capitol, we are forcing school boards throughout Pennsylvania to raise property taxes, which is probably the most regressive tax. It is my hope that as this economy continues to expand, perhaps next year, instead of making a large menu of corporate and business tax reductions, we look at trying to help our middle-class citizens in their endeavors in reducing property taxes.

But I want to make it clear to the people of Pennsylvania, the businesses of Pennsylvania, that in 1991 a commitment was made by this government to reduce its taxes that they asked or took from you. Today we are making a major step in that continuing commitment to reduce taxes.

Thank you.

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

Senator COSTA. Mr. President, I, too, want to rise to inform the Members of our General Assembly that it is time that we start to take a look at the property tax situation in our Commonwealth. This is the third opportunity that I have had to vote on budget measures, particularly tax cuts, business tax cuts in particular, and I am very happy to do so, and I think that to a large degree they are helping to make Pennsylvania more competitive. However, Mr. President, out there among the 67 counties of our Commonwealth, there are a lot of people who are complaining and crying out that they need our help as it relates to addressing the issue of the property tax situation.

We have an opportunity, we have had several opportunities in some ways to address that and we failed to do that. We failed to do it again this year, and I think we may be running out of time along those lines in the sense that we sort of have an obligation to address this issue sooner rather than later. In the particular school district in which I reside, the debate right now is whether or not to increase the millage rate by at least 3 additional mills, up to 106 mills. The surrounding school districts in and around my community are also worried about how high the tax increase is going to be this upcoming year.

One of the things that is driving that, of course, is the special education funding, and when I look at the formulas that exist with respect to special education funding, Mr. President, I see that Steel Valley School District in my district, a community that has been on the fringe and on the bubble as it relates to distressed status in our Commonwealth, is a school district that received less than a 3-percent increase, while I look at other school districts in other parts of Allegheny County that experienced 20-percent increases in special education funding but are clearly not in a position to warrant that type of an increase.

It is these disparities that are creating some of the problems in our local school districts. We need to address the property tax issue sooner rather than later, and I am disappointed that we have not been able to do that at this particular time, and I hope this body will take the lead like the House Democrats and the

House has done with respect to addressing those concerns that have been raised by so many people across our Commonwealth. So, Mr. President, I intend to vote for these tax cuts, as I have the last several years, but I hope that this body would very soon address the real crisis out there, and that is our property tax situation.

I thank you for the opportunity to make these remarks.

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

Senator HUGHES. Mr. President, I guess we are in a situation here, I was just looking at one of these colorful little charts that our staff provided, and it appears that once again we are in a situation of here we go again. Here we go again. In 1995-96, we did business tax cuts of \$237 million. In the 1996-97 budget, business tax cuts were \$259 million; 1997-98, business tax cuts were \$270 million; 1998-99, business tax cuts were \$395 million. I have these charts all over the place, and they all talk about the tax cuts, they talk about the huge budget surpluses we have. We are confronted again this year, Mr. President, with a budget surplus I guess that is totaling more than \$700 million, maybe even growing larger, an unprecedented appropriation going into our Rainy Day Fund. We now have a Rainy Day Fund of over a billion dollars, and here we go again: another huge tax cut for the business community. And I cannot fault trying to assist them, but the issue is parity, because there is no real direct relief for the average person.

My colleague, the Senator from Allegheny County who spoke just prior to me, talked specifically about property tax cuts and the impact that that could have on the average taxpayer, direct relief for the average person. We could be helping them, but we run away from them. And what we are hearing louder and louder, Mr. President, is a call to give the people the money. Give the people back their money, because in the end, if you look at all we have done over the last several years, we have clearly, as you can see again by our charts here, Mr. President, we have clearly given the business community back their money, but we have totally ignored the average person in giving him or her their money back. So these surpluses that we have right now, Mr. President, are really surpluses that ride on the back of the average taxpayer here in the Commonwealth of Pennsylvania.

The best way to do it, the best way to do it is the property tax, and we have a proposal for that. It would be nice to get the opportunity to have a full discussion of that proposal, but I am not sure that the system will allow for that, so we will use this opportunity right now, Mr. President, to evoke, if you will, one simple mantra: give the people their money. This surplus rides on their back, give them their money.

A property tax cut is probably the best and easiest and simplest way to do it, and it would help our local school districts and provide some direct assistance for the average homeowner across the Commonwealth. They have not gotten help. Some folks have gotten assistance, Mr. President, but the people, the average homeowner in this Commonwealth has not gotten help over the years. Again, here we go again, they will not get help again in this particular budget, in this particular tax cut

proposal. Give the people the money. That is all we have asked for. Again, more cuts for the business community, no real significant cuts for the average small businessperson and no real significant cuts for the larger businesspeople, but no real support, clearly no real support for the people who have created this wonderful economic environment in this Commonwealth, who have created, through their taxes, this major surplus, who have created a Rainy Day Fund of over a billion dollars.

The only people who are truly benefitting out of that, Mr. President, are the money managers. They are doing real well managing how to invest \$1 billion. They are doing extremely well. I guess many of us have chosen the wrong line of business. We probably should have gone into that line of business and become money managers, and I think we would be doing real well. The TV cameras cannot see it, but many of my colleagues are smiling right about now. We should have gone into that line of business and made a few dollars out of that because those are the guys who are doing real well. A billion dollars, trying to figure out how to invest that.

Give the people their money. It is fine to do tax cuts, it is fine to do business tax cuts, Mr. President, but we should also be doing something equally as significant for the average person in the Commonwealth of Pennsylvania.

Thank you very much, Mr. President.

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

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earli	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

CONSIDERATION OF CALENDAR RESUMED

FINAL PASSAGE CALENDAR

BILL ON FINAL PASSAGE

SB 360 (Pr. No. 361) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the right of action regarding profits received as a result of the commission of a crime.

On the question,
Shall the bill pass finally?

RECONSIDERATION OF VOTE

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I move that the vote by which Senate Bill No. 360 was agreed to on third consideration be reconsidered.

The motion was agreed to.

On the question,
Will the Senate agree to the bill on third consideration?
Senator MELLOW offered the following amendment No. A2126:

Amend Sec. 1 (Sec. 8312), page 2, line 1, by inserting after "reasonable": attorney fees and other

On the question,
Will the Senate agree to the amendment?
It was agreed to.
The PRESIDENT. The bill will go over as amended.

SB 900 CALLED UP OUT OF ORDER

SB 900 (Pr. No. 1082) -- Without objection, the bill was called up out of order, from page 5 of the Third Consideration Calendar, by Senator LOEPER, as a Special Order of Business.

**BILL REREPORTED FROM COMMITTEE
AS AMENDED, AMENDED**

SB 900 (Pr. No. 1082) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for scholarships for persons entering into the field of science and technology.

On the question,
Will the Senate agree to the bill on third consideration?
Senator MELLOW offered the following amendment No. A2110:

Amend Sec. 9, page 9, line 11, by inserting after "the" where it appears the second time: chairmen and minority chairmen of the

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.

HB 994 CALLED UP OUT OF ORDER

HB 994 (Pr. No. 1761) -- Without objection, the bill was called up out of order, from page 3 of the Third Consideration Calendar, by Senator LOEPER, as a Special Order of Business.

**NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS
AMENDED, AMENDED**

HB 994 (Pr. No. 1761) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation for the MCP Hahnemann University.

On the question,

Will the Senate agree to the bill on third consideration?

Senator LOEPER, on behalf of Senator TILGHMAN, offered the following amendment No. A2115:

Amend Title, page 1, line 2, by removing the period after "UNIVERSITY" and inserting: and for the continuation of pediatric services.

Amend Sec. 1, page 2, by inserting between lines 12 and 13:

(e) The sum of \$791,000 is hereby appropriated to the Philadelphia Health and Education Corporation, for the fiscal year July 1, 1999, to June 30, 2000, for continued pediatric outpatient and inpatient treatment of severe physically disabling diseases.

(f) The sum of \$166,000 is hereby appropriated to the Philadelphia Health and Education Corporation, for the fiscal year July 1, 1999, to June 30, 2000, for continued support of the handicapped children's clinic.

Amend Sec. 2, page 2, line 29, by inserting after "2.": (a)

Amend Sec. 2, page 3, line 1, by striking out "1" and inserting: 1(a), (b), (c) and (d)

Amend Sec. 2, page 3, by inserting between lines 11 and 12:

(b) Payments to the Philadelphia Health and Education Corporation on account of the appropriations provided in section 1(e) and (f) shall be made by the Secretary of Health in equal quarterly payments.

Amend Sec. 3, page 3, line 12, by inserting after "3.": (a)

Amend Sec. 3, page 3, by inserting between lines 18 and 19:

(b) The Philadelphia Health and Education Corporation shall provide full, complete and accurate information for the appropriation under section 1(e) and (f) as may be required by the Department of Health or the chairman or the minority chairman of the Appropriations Committee of the Senate or the chairman or the minority chairman of the Appropriations Committee of the House of Representatives.

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
ANNOUNCEMENT BY THE SECRETARY**

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to meet off the floor during Session to consider Senate Bills No. 738, 740, 741, 755, 756, 757, 758, 759, 760, 761, 762, and certain nominations.

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.

The PRESIDENT. For the purpose of a meeting of the Committee on Rules and Executive Nominations to begin immediately following this announcement, to be held in the Rules room at the rear of the Senate, the Senate stands in recess.

AFTER RECESS

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

REPORTS FROM COMMITTEE

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following bills:

SB 738 (Pr. No. 1061) (Rereported) (Concurrence)

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

SB 740 (Pr. No. 1113) (Amended) (Rereported) (Concurrence)

An Act making appropriations to the Trustees of the University of Pennsylvania.

SB 741 (Pr. No. 1063) (Rereported) (Concurrence)

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

SB 755 (Pr. No. 1064) (Rereported) (Concurrence)

An Act making appropriations to the Carnegie Museums of Pittsburgh.

SB 756 (Pr. No. 1065) (Rereported) (Concurrence)

An Act making an appropriation to the Everhart Museum in Scranton.

SB 757 (Pr. No. 1066) (Rereported) (Concurrence)

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

SB 758 (Pr. No. 1067) (Rereported) (Concurrence)

An Act making an appropriation to the Academy of Natural Sciences.

SB 759 (Pr. No. 1068) (Rereported) (Concurrence)

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

SB 760 (Pr. No. 1069) (Rereported) (Concurrence)

An Act making an appropriation to the Franklin Institute Science Museum.

SB 761 (Pr. No. 1070) (Rereported) (Concurrence)

An Act making an appropriation to the Mercer Museum in Doylestown, Pennsylvania.

SB 762 (Pr. No. 1071) (Rereported) (Concurrence)

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, Pennsylvania.

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

SB 234 (Pr. No. 1107) (Amended)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for investigation and report in juvenile matters.

SB 260 (Pr. No. 1108) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of disarming a law enforcement officer, and providing a penalty.

SB 839 (Pr. No. 1109) (Amended)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the powers and duties of probation officers concerning juveniles.

SB 849 (Pr. No. 952)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of theft of identity.

SB 930 (Pr. No. 1110) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for possession of weapon on school property.

Senator HELFRICK, from the Committee on Game and Fisheries, reported the following bill:

HB 321 (Pr. No. 328)

An Act repealing the act of February 4, 1808 (P.L.34, No.18), entitled, "An act declaring part of Wallenpaupack Creek, in Wayne County, a Public Highway."

Senator SLOCUM, from the Committee on Agriculture and Rural Affairs, reported the following bill:

SB 970 (Pr. No. 1100)

An Act amending the act of June 30, 1981 (P.L.128, No.43), entitled Agricultural Area Security Law, providing for the allocation of moneys appropriated for the supplemental agricultural easement purchase programs; and making a repeal.

Senator MOWERY, from the Committee on Public Health and Welfare, reported the following bills:

SB 172 (Pr. No. 178)

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for advance directives for health care; providing for out-of-hospital do-not-resuscitate orders; granting powers to and imposing duties upon the Department of Health; imposing penalties; adding provisions relating to health care agents and representatives; and making editorial changes.

SB 405 (Pr. No. 1105) (Amended)

An Act providing a mechanism for parents to confer upon other persons the power to consent to medical and mental health care of their children; and regulating procedure.

SB 602 (Pr. No. 1106) (Amended)

An Act amending the act of December 14, 1992 (P.L.1116, No.145), entitled Wholesale Prescription Drug Distributors License Act, further defining "wholesale distribution of prescription drugs."

HB 132 (Pr. No. 1803) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for harassment and stalking.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

April 1, 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, Daniel E. Hunsinger, 317 Greenwave Boulevard, Larksville 18704, 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

NOMINATION LAID ON THE TABLE

Senator LOEPER. Mr. President, I request that the nomination just read by the Clerk be laid on the table.
The PRESIDENT. The nomination will be laid on the table.

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator LOEPER, that the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.
Which was agreed to.

NOMINATION TAKEN FROM TABLE

Senator LOEPER. Mr. President, I call from the table a certain nomination and ask for its consideration.
The Clerk read the nomination as follows:

JUDGE, COURT OF COMMON PLEAS,
LACKAWANNA COUNTY

March 10, 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, Michael J. Barrasse, 110 Emerson Close, Moosic 18507, Lackawanna County, Twenty-second Senatorial District, for appointment as Judge, Court of Common Pleas, Lackawanna County, to serve until the first Monday of January 2000, vice The Honorable James M. Munley, resigned.

THOMAS J. RIDGE
Governor

On the question,
Will the Senate advise and consent to the nomination?

The PRESIDENT. The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Mr. President, I would just like to put on the record a few comments about Mike Barrasse. Mike Barrasse is an individual who has served as the District Attorney of Lackawanna County for the better part of the last 10 years. He has done an excellent job as District Attorney. Mike has filed a petition to run for the office of judge in the 45th District, where there is a vacancy that has been created from the elevation of a Lackawanna County Common Pleas Court Judge to the Federal bench. The vacancy has been there since October of 1998.

District Attorney Barrasse will receive both nominations in next Tuesday's primary election, and by us confirming him today to the unexpired term of Judge Munley, who is now a member of the Federal bench, it will just give the Lackawanna County judiciary the opportunity to work that much earlier to be able to come back up to full complement. So I support the nomination and the confirmation of Mike Barrasse as Lackawanna County judge.

Thank you.

And the question recurring,
Will the Senate advise and consent to the nomination?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earl	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

Ordered, That the Governor be informed accordingly.

NOMINATION TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I call from the table a certain nomination and ask for its consideration.
The Clerk read the nomination as follows:

MEMBER OF THE PENNSYLVANIA
LIQUOR CONTROL BOARD

April 15, 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, John E. Jones, III, Esquire, Three Cottage Hill West, Pottsville 17901, Schuylkill County, Twenty-ninth Senatorial District, for reappointment as a member of the Pennsylvania Liquor Control Board, to serve until the third Tuesday in May 2003.

THOMAS J. RIDGE
Governor

On the question,
Will the Senate advise and consent to the nomination?

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

YEA-48

Armstrong	Greenleaf	Mellow	Stapleton
Belan	Hart	Mowery	Stout
Bell	Helfrick	Murphy	Tartaglione
Boscola	Holl	Musto	Thompson
Brightbill	Hughes	O'Pake	Tilghman
Conti	Jubelirer	Piccola	Tomlinson
Corman	Kasunic	Punt	Wagner

Costa	Kitchen	Rhoades	Waugh
Dent	Kukovich	Robbins	Wenger
Earl	LaValle	Salvatore	White
Furno	Lemmond	Schwartz	Williams
Gerlach	Loeper	Slocum	Wozniak

NAY-1

Madigan

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

Ordered, That the Governor be informed accordingly.

NOMINATIONS TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I ask unanimous consent to call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

MEMBER OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL

April 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, Michael Kaufmann, M.D., 17th & Chew Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice James J. Duffy, Jr., Easton, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN YOUTH DEVELOPMENT CENTER

April 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, Michael Wade, 12333 Dunks Ferry Road, Philadelphia, PA 19154, Philadelphia County, Fifth Senatorial District, for appointment as a member of the Board of Trustees of Eastern Youth Development Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice William Green, Philadelphia, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN YOUTH DEVELOPMENT CENTER

April 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, Ronald Ziegler, 3719 Levy Lane, Huntingdon Valley, PA 19006, Montgomery County, Fifth Senatorial District, for appointment as a member of the Board of Trustees of Eastern Youth Development Center, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Hon. Louise W. Bishop, Philadelphia, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

April 1, 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, Daniel E. Hunsinger, 317 Greenwave Boulevard, Larksville 18704, 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

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

April 1, 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, The Honorable Thomas R. Stanton, 87 Kedron Street, Wheatland 16161, Mercer County, Fiftieth 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

MEMBER OF THE STATE BOARD OF CERTIFIED REAL ESTATE APPRAISERS

April 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, Robert E. Fischer (Public Member), 17 Bentley Avenue, Greenville 16125, Mercer County, Fiftieth Senatorial District, for appointment as a member of the State Board of Certified Real Estate Appraisers, 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 William C. Reiley, Esquire, Pottsville, resigned.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
SECURITIES COMMISSION

February 3, 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, A. Richard Gerber, Esquire, 5 Regency Circle, Penllyn 19422, Montgomery County, Twelfth Senatorial District, for reappointment as a member of the Pennsylvania Securities Commission, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
SECURITIES COMMISSION

February 3, 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, Robert M. Lam, 1336 Red Rambler Road, Rydal 19046, Montgomery County, Twelfth Senatorial District, for reappointment as a member of the Pennsylvania Securities Commission, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA
SECURITIES COMMISSION

February 3, 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, John A. Maher, Esquire, 726 Sherwood Drive, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the Pennsylvania Securities Commission, to serve until the third Tuesday of January 2003, and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE BOARD OF EXAMINERS
IN SPEECH-LANGUAGE AND HEARING

April 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, George S. Osborne, Ph.D., 131 Piqua Circle, Berwyn, PA 19312, Chester County, Nineteenth Senatorial District, for appointment as a member of the State Board of Examiners in Speech-Language and Hearing, to serve for a term of four years or until her *[sic]* successor is appointed and qualified, but not longer than six months beyond that period, vice Louis R. Sieminski, Ph.D., Shavertown, resigned.

THOMAS J. RIDGE
Governor

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

January 29, 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, James H. Shacklett, P.O. Box 606, 1109 Sweetbriar Circle, Gwynedd 19437, Montgomery County, Twelfth Senatorial District, for reappointment as a Commonwealth Trustee of Temple University-of the Commonwealth System of Higher Education, to serve for a term of four years and until his successor is appointed and qualified.

THOMAS J. RIDGE
Governor

DISTRICT JUSTICE

April 13, 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, Melissa A. Amodie, Esquire, 5 East Laurel Avenue, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as District Justice, in and for the County of Lawrence, Magisterial District 53-1-01, to serve until the first Monday of January 2000, vice Charles A. Abraham, Jr., deceased.

THOMAS J. RIDGE
Governor

MEMBER OF THE CLEARFIELD COUNTY
BOARD OF ASSISTANCE

April 13, 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, William L. Hollen (Republican), 591 Main Street, Coalport 16627, Clearfield County, Thirty-fifth Senatorial District, for appointment as a member of the Clearfield

County Board of Assistance, to serve until December 31, 2000, and until his successor is appointed and qualified, add to complement.

THOMAS J. RIDGE
Governor

MEMBER OF THE JEFFERSON COUNTY
BOARD OF ASSISTANCE

April 13, 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, Connie A. Sunderland (Republican), P.O. 66, Brookville 15825, Jefferson County, Twenty-fifth Senatorial District, for appointment as a member of the Jefferson County Board of Assistance, to serve until December 31, 1999, and until her successor is appointed and qualified, vice Pat Barber, Punxsutawney, resigned.

THOMAS J. RIDGE
Governor

On the question,
Will the Senate advise and consent to the nominations?

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

YEA-49

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

NAY-0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator LOEPER. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to.

ANNOUNCEMENT BY MAJORITY LEADER

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

Senator LOEPER. Mr. President, at this time I ask that all Members of the Committee on Aging and Youth have their

off-the-floor meeting in the Rules room at the rear of the Senate Chamber, but at the same time, Mr. President, that we continue our business on the floor.

The PRESIDENT. Members of the Committee on Aging and Youth are asked to make their way to the Rules room at the rear of the Senate Chamber for their meeting.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR

**NONPREFERRED APPROPRIATION BILLS
REREPORTED FROM COMMITTEE AS AMENDED
ON THIRD CONSIDERATION AND FINAL PASSAGE**

HB 981 (Pr. No. 1756) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), entitled "An act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; providing for preference to Pennsylvania residents in tuition; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Lincoln University," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

On the question,
Shall the bill pass finally?

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

YEA-49

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

NAY-0

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

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

HB 982 (Pr. No. 1757) -- The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), entitled "An act providing for the establishment and operation of the University of Pittsburgh as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the chancellor to make an annual report of the operations of the University of Pittsburgh," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earl	Lenmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 983 (Pr. No. 1758) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earl	Lenmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 985 (Pr. No. 1759) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	Holl	Musto	Tilghman
Boscola	Hughes	O'Pake	Tomlinson
Brightbill	Jubelirer	Piccola	Wagner
Corti	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 992 (Pr. No. 1760) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Pennsylvania College of Optometry, Philadelphia.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	Holl	Musto	Tilghman
Boscola	Hughes	O'Pake	Tomlinson
Brightbill	Jubelirer	Piccola	Wagner
Corti	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	
Greenleaf	Mellow	Stout	

NAY-0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate

has passed the same with amendments in which concurrence of the House is requested.

HB 1003 (Pr. No. 1762) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to The Children's Institute, Pittsburgh.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	Holl	Musto	Tilghman
Boscola	Hughes	O'Pake	Tomlinson
Brightbill	Jubelirer	Piccola	Wagner
Corti	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

NONPREFERRED APPROPRIATION BILL
OVER IN ORDER

SB 732 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

NONPREFERRED APPROPRIATION BILLS ON
THIRD CONSIDERATION AND FINAL PASSAGE

HB 997 (Pr. No. 1105) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 998 (Pr. No. 1106) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 999 (Pr. No. 1107) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Burn Foundation, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 1000 (Pr. No. 1108) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 1001 (Pr. No. 1109) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Lancaster Cleft Palate.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 1002 (Pr. No. 1110) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pittsburgh Cleft Palate.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 1005 (Pr. No. 1113) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

HB 1006 (Pr. No. 1114) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earl	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 2**

**NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS AMENDED
OVER IN ORDER**

HB 984 -- Without objection, the bill was passed over in its order at the request of Senator HUGHES.

**NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS AMENDED
ON THIRD CONSIDERATION AND FINAL PASSAGE**

HB 1004 (Pr. No. 1802) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to The Children's Hospital of Philadelphia.

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Earl	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

ANNOUNCEMENT BY MAJORITY LEADER

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

Senator LOEPER. Mr. President, again while we are continuing with consideration of today's Calendar, I note that the previous committee meeting has adjourned, and I ask that Members of the Committee on Labor and Industry report to the Rules room for the business that they have to conduct for that committee.

The PRESIDENT. Senator Loeper asks that Members of the Committee on Labor and Industry make their way to the Rules room for a meeting to begin immediately following this announcement.

THIRD CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

HB 10 and **HB 58** -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL REREFERRED

SB 456 (Pr. No. 467) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the qualifications and appointment of deputy waterways conservation officers; authorizing certain cooperative agreements; further providing for changes in grading of certain offenses, for increased fines for certain convictions, for violations of regulations and permits, for acknowledgment of guilt, for disposition of nonresident offenders and for issuing agents; prohibiting the sales of certain fish, reptiles and amphibians; and further providing for the grading of and penalties for violations relating to boating registration, identification, issuing agents and accident reports.

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

BILL OVER IN ORDER

SB 601 -- Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 612 (Pr. No. 653) -- The Senate proceeded to consideration of the bill, entitled:

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

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

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 717 (Pr. No. 782) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 28, 1995 (1st Sp.Sess., P.L.1009, No.14), entitled DNA Detection of Sexual and Violent Offenders Act, further providing for the definition of "other specified offense" to include the offense of burglary.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

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 812 (Pr. No. 1031) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing and directing the State Armory Board of the Department of Military and Veterans Affairs and the Department of General Services, with the approval of the Governor, to convey to the Historical and Genealogical Society of Indiana County a tract of land situated in the Borough of Indiana, County of Indiana, Pennsylvania.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Furno	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

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 846 (Pr. No. 949) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for aggravating circumstances in the sentencing procedure for murder of the first degree.

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-40

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

NAY-9

Earll	Helfrick	Kitchen	Schwartz
Furno	Hughes	Kukovich	Williams
Hart			

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 936 (Pr. No. 1050) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 14, 1961 (P.L.324, No.188), entitled The Library Code, further providing for State-aid to local libraries and library systems.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Furno	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

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.

SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 3

BILL REREPORTED FROM COMMITTEE
AS AMENDED ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 900 (Pr. No. 1111) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for scholarships for persons entering into the field of science and technology.

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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
Furno	Loeper	Slocum	

Gerlach	Madigan	Stapleton
Greenleaf	Mellow	Stout

NAY-0

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

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

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 360 (Pr. No. 1112) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the right of action regarding profits received as a result of the commission of a crime.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	La Valle	Salvatore	Williams
Earll	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

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.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 6

SENATE CONCURS IN HOUSE AMENDMENTS

SB 738 (Pr. No. 1061) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 738?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 738.

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

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	La Valle	Salvatore	Williams
Earll	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 741 (Pr. No. 1063) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 741?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 741.

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

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	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	
Greenleaf	Mellow	Stout	

NAY-0

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 755 (Pr. No. 1064) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 755?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 755.

On the question,

Will the Senate agree to the motion?

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

Senator LOEPER. Mr. President, I would just remind the Members that the next series of appropriations bills deal with various museums in the Commonwealth.

And the question recurring,

Will the Senate agree to the motion?

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

YEA-48

Armstrong	Greenleaf	Madigan	Slocum
Belan	Hart	Mellow	Stapleton
Bell	Helfrick	Mowery	Stout
Boscola	Holl	Murphy	Tartaglione
Brightbill	Hughes	Musto	Thompson
Conti	Jubelirer	O'Pake	Tilghman
Corman	Kasunic	Piccola	Tomlinson

Costa	Kitchen	Punt	Wagner
Dent	Kukovich	Rhoades	Waugh
Earll	LaValle	Robbins	Wenger
Fumo	Lemmond	Salvatore	White
Gerlach	Loeper	Schwartz	Williams

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 756 (Pr. No. 1065) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 756?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 756.

On the question,

Will the Senate agree to the motion?

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

YEA-48

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

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 757 (Pr. No. 1066) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 757?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 757.

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

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

YEA-48

Table with 4 columns of names: Armstrong, Belan, Bell, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Fumo, Gerlach, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Loeper, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Robbins, Salvatore, Schwartz, Slocum, Stapleton, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh, Wenger, White, Williams.

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 758 (Pr. No. 1067) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Academy of Natural Sciences.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 758?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 758.

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

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

YEA-48

Table with 4 columns of names: Armstrong, Belan, Bell, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Fumo, Gerlach, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Loeper, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Robbins, Salvatore, Schwartz, Slocum, Stapleton, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh, Wenger, White, Williams.

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 759 (Pr. No. 1068) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 759?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 759.

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

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

YEA-48

Table with 4 columns of names: Armstrong, Belan, Bell, Boscola, Brightbill, Conti, Corman, Costa, Dent, Greenleaf, Hart, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Piccola, Punt, Rhoades, Slocum, Stapleton, Stout, Tartaglione, Thompson, Tilghman, Tomlinson, Wagner, Waugh.

Earl	LaValle	Robbins	Wenger
Fumo	Lemmond	Salvatore	White
Gerlach	Loeper	Schwartz	Williams

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 760 (Pr. No. 1069) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Franklin Institute Science Museum.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 760?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 760.

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

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

YEA-48

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

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 761 (Pr. No. 1070) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Mercer Museum in Doylestown, Pennsylvania.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 761?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 761.

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

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

YEA-48

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

NAY-1

Wozniak

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

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

SENATE CONCURS IN HOUSE AMENDMENTS

SB 762 (Pr. No. 1071) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, Pennsylvania.

On the question, Will the Senate concur in the amendments made by the House to Senate Bill No. 762?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 762.

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

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

YEA-48

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

NAY-1

Wozniak

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

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

CONSIDERATION OF CALENDAR RESUMED

SECOND CONSIDERATION CALENDAR

BILLS ON SECOND CONSIDERATION

HB 124 (Pr. No. 1591) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting sexual intercourse with animals; further providing for theft from a motor vehicle; and making the appearance in public while under the influence of a controlled substance an offense.

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

HB 314 (Pr. No. 321) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the State Veterans' Commission.

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

BILLS OVER IN ORDER

SB 648, SB 669 and SB 767 -- Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILLS ON SECOND CONSIDERATION

SB 852 (Pr. No. 954) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for written or telephonic price quotations from contractors.

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

HB 1335 (Pr. No. 1582) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, prohibiting the location of methadone treatment facilities in certain locations.

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

SENATE CONCURRENT RESOLUTION

No. 8, ADOPTED

Senator LOEPER, without objection, called up from page 7 of the Calendar, **Senate Concurrent Resolution No. 8**, entitled:

A Concurrent Resolution directing the Joint State Government Commission to create a bipartisan task force to study the feasibility of changing the date of general primary elections and municipal primary elections to September.

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

On the question,
Will the Senate adopt the resolution?
A voice vote having been taken, the question was determined in the affirmative.

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

**UNFINISHED BUSINESS
REPORT FROM COMMITTEE**

Senator MURPHY, from the Committee on Aging and Youth, reported the following bill:

SB 886 (Pr. No. 1000)

An Act amending the act of March 11, 1971 (P.L.104, No.3), entitled, as amended, Senior Citizens Rebate and Assistance Act, further defining income to exclude a portion of railroad retirement benefits and Federal Social Security benefits; and providing for appropriations.

SENATE RESOLUTIONS ADOPTED

Senators JUBELIRER, RHOADES, MELLOW, BRIGHTBILL, FUMO, CONTI, STAPLETON, THOMPSON, SALVATORE, MURPHY, GERLACH, WENGER, HOLL, WAGNER, MOWERY, CORMAN, STOUT, WHITE, DENT, GREENLEAF, BELAN, ROBBINS, WOZNIAK, BOSCOLA, HART, MUSTO, TOMLINSON and LEMMOND, by unanimous consent, offered Senate Resolution No. 77, entitled:

A Resolution recognizing the week of July 17 through 24, 1999, as "Big 33 Week" in Pennsylvania.

Which was read, considered and adopted.

Senator MELLOW, by unanimous consent, offered Senate Resolution No. 78, entitled:

A Resolution declaring the first Tuesday of June as "Pennsylvania Anti-Violence Day."

Which was read, considered and adopted.

Senators MURPHY, BELAN and ROBBINS, by unanimous consent, offered Senate Resolution No. 79, entitled:

A Resolution designating the week of May 9 through 15, 1999, as "Pennsylvania One Call Week."

Which was read, considered and adopted.

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Mr. and Mrs. Eugene Witmer, Mr. and Mrs. Lewis Dunn, Mr. and Mrs. Donald Beck, Mr. and Mrs. Miles Suydam, Mr. and Mrs. Leo Heiland, Mr. and Mrs. Richard Yoder, Mr. and Mrs. Eugene McComsey, Mr. and Mrs. Paul R. Wantz, Sr., Mr. and Mrs. Robert Ault, Mr. and Mrs. Augustus Dracoules, James L. Shenberger, Christopher L. Ryder, Scott Keemer, Jarrod N. Good, Alfred C. Alspach, Barbara Kellam, Jeremiah J. Baltzer, Zachary A. Leight, Michael W. Naff and to the Lancaster County Fulton Grange by Senator Armstrong.

Congratulations of the Senate were extended to Joseph Mueller, Margaret Patchel McCurdy, Julie Marie Sobek and to Andy York by Senator Belan.

Congratulations of the Senate were extended to Mr. and Mrs. William Hury, Mr. and Mrs. Joseph Bell, Mr. and Mrs. Alexander Hendrick, Mr. and Mrs. William Bramble, Benjamin Rampson, Jeff Smith, Glen Sides, Ryan Beard, Thomas J. Weiss, Jeffrey Scott Kirby, Michael Robert Carroll, Jr., Michael Stephen Pesce, Stacey Latocha, Laura Beaumont, Kim Wilcox and to Bethany Presbyterian Church of Mendenhall by Senator Bell.

Congratulations of the Senate were extended to Mr. and Mrs. Thomas I. Kelley, Mr. and Mrs. Edward J. Gazboda, Brian Justin Suzuki, Linda A. Dickerson, Lawrence E. Harris, David

Paul Zerega, Anne Feeney, Kevin Ray Suzuki and to the 1999 Pittsburgh Martial Arts Championships Tournament by Senator Bodack.

Congratulations of the Senate were extended to Christopher M. Gorbos, Ian Gillen, Marguerite Tremaine, Caroline Grace Iglie, Andrew Herd, Richard Gurin, Meghan Marie Sedlak, Sara Elizabeth Iglie, Meghan Fitzmaurice, Jarod S. Simpson, Richard Master, Richard Scrak, Andrea Marie Docking, Kimberly A. Racciato, Stephen L. Ennico, Eric Charles Karasek, Denise Welsler, Richard Brewer, Melissa Harry, Kevin Ahearn, Victoria Leach, Amy Guerreiro, Marybeth Colton, Denise Birk, Molly Kistler, Elizabeth Billiard and to the Wildlands Conservancy's Lehigh River Sojourn Committee by Senator Boscola.

Congratulations of the Senate were extended to Louise Tusak by Senators Boscola and Dent.

Congratulations of the Senate were extended to Mr. and Mrs. Lee Shollenberger, Honorable JoAnn Shultz, Leslie Taylor, Cedar Crest Middle School Odyssey of the Mind Team of Lebanon, County of Lebanon Transit Authority, Lebanon County Conservation District, Community Fire Company No. 1 of North Whitehall Township and to the Lebanon Valley Family YMCA by Senator Brightbill.

Congratulations of the Senate were extended to Mr. and Mrs. Darwin Dobson, Mr. and Mrs. John O'Keefe, Endre Oroszvary, Ryan Lewis, Kelly Ann Brackney, Adria Vizzi Holub, Crystal Goepfert, Jennifer Elizabeth Barkan, Jennifer Heather Goetz, Joseph Ziemba, Thomas Werd, Kurt Michael Schroeder, Michael R. C. Gillis, Jr., Micah Carl Kalt, Theodore R. Schroeder, Jr., Fries Rebellion Bicentennial Celebration, citizens of the Borough of Trumbauersville, Network of Victim Assistance of Doylestown and to Police Agencies of Bucks County by Senator Conti.

Congratulations of the Senate were extended to Robert E. Moore by Senators Conti, Tomlinson, and Greenleaf.

Congratulations of the Senate were extended to Gorman and Carol Findley, Andrew S. Hull, Charles J. Mogish, Melanie Hunt, Robert Neil Mulfinger, Aaron Monson, Nathaniel Lee Schoch, Reverend Jonathan D. Riedel, Jerry T. Noviello, Beth Michelle Fuller, Christina Burns, Rick A. Harvey, Elizabeth Snyder, Jesse Weaver, Jason Michael Bender, Jennifer Newman, Sue Mitchell, Jamie Crater, Brandon M. Walker, John Michael Aitkin, Wesley Baker, Bald Eagle Area Junior-Senior High School Boys' Track and Field Team and to the Milesburg Lions Club by Senator Corman.

Congratulations of the Senate were extended to Ian Schaming, Jeanne Kaczorowski, Timothy Patrick Reedy, Bob Weid, Debra Neumeyer and to Myrna Antonio-Hall by Senator Costa.

Congratulations of the Senate were extended to Kitty and Van Merle-Smith, Rosemarie Sullivan, George C. Spill, Stephen M. Kareha, Kevin N. Harney, Honorable James Knoll Gardner, Reverend Daniel G. Gambet, Reverend Dr. Conrad W. Raker, James Arthur Mertz II, Adrian Ramsay, Katie Steigerwalt, Elaine Papir, Francis Laurence, Carl Maurer, Eric Strauss, Eileen Fischmann, Dan Reevey, Edward Meehan, Merrily Custer, students in the Say Yes! To the Challenge of

Excellence Program, Lehigh Carbon Community College, of Schnecksville, LaFarge Corporation Whitehall Plant, Cetrionia Ambulance Corps and to American Fence, Inc., of Whitehall, by Senator Dent.

Congratulations of the Senate were extended to Curtis H. Barnette, Edith Ritter and to the Bethlehem Steel Corporation by Senators Dent and Boscola.

Congratulations of the Senate were extended to Steven Boyko by Senators Dent and Brightbill.

Congratulations of the Senate were extended to Eleanor Musgrave, Nathan Shufan, Anthony Kellog, Brian Delehunt, Cynthia Angelotti, Gerard Allgeier, Frank Peter Hodas, Michele Boyle, Linda Stevenson, Richard A. Southworth, New Motors of Erie, Morris Coupling Company of Erie and to Crandell & Associates Inc. Realtors of Erie by Senator Earll.

Congratulations of the Senate were extended to Gary D. Smith, Norman H. Loudenslager, Anna Germano and to Catholic Social Services of the Archdiocese of Philadelphia by Senator Fumo.

Congratulations of the Senate were extended to James Jeffrey Smith, Michael A. Smola, Yvette Hausler, Tracey Danielle Andrews, Alyson Joan Melo, Kimberly Ann Gradel, Great Valley Nature Center of Devault, Saint Peter's Parish of Pottstown and to Croft, Drozd, Barr & Company, PC of Exton by Senator Gerlach.

Congratulations of the Senate were extended to Douglas Grove, Matthew B. Ames, Corey M. Brooks, Andrew L. Fagan, Benjamin Kail, A. Joseph DelSordo III, L. John DeLaurentis, Susan Bitner, Dorothy Long, Donald Weaver, Leonard M. Piracci, Sarah Louise Paulsworth, Timothy A. Parker, Sadye Goldman, Peter D. Blood, Carolyn Weingard, Julie Kristin Shimborski, Mary Klingler, Matthew J. Young, John Owen Devlin, Michael George Raggi, Cpl. William A. Sydnor Post 3398, Veterans of Foreign Wars, of Willow Grove and to the Children's Hospital of Philadelphia Specialty Care Center by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Dosch, Mr. and Mrs. Edmund Grzywinski, Mr. and Mrs. Russel Winter, Michael Kearney, Evan Karrs, Bruno Schwarz, D. Tyler Gourley, Mark Selko, Michael Webb, Van Hughes, Daniel Alvan Plymire, Adam Garret Fisher, Kevin Scott Friess and to Richard M. Derbis by Senator Hart.

Congratulations of the Senate were extended to Mr. and Mrs. Paul Niglio and to Charles Warren Snyder by Senator Helfrick.

Congratulations of the Senate were extended to Joseph A. Reimel, John Humma III, Virginia Holman Yerkes, John Fusaro, David Christopher White, Jeffrey Dougherty, Daniel Q. Morris, Kevin Anthony Kopko, Kevin J. Flanagan III, Blake Kimble Rogers, Jason E. Brookhart, Rotary Club of North Penn, Hatfield Township Arboretum, The Times Herald of Norristown and to the Perkiomen Township Fire Company by Senator Holl.

Congratulations of the Senate were extended to Samuel Reed, Vanessa K. Williams, Delilah Winder, Mary K. Dougherty, David Kelter, Judy D. Kane, Elaine Coleman, William Tracy, Stephen M. Kane, Cornelia Ann Merrick, Nicholas Creeden Hudak, Matthew Joseph Schussler, Shawn Robert Busciacco, Peter Joonsuk Hwang, Tuskegee Airmen, Inc., Philadelphia

Association of Retail Druggists and to The Philadelphia and Vicinity Club of The National Association of Negro Business and Professional Women's Club, Inc., by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Frank Gunsallus, Sr., Mr. and Mrs. Warden Hoover, Mr. and Mrs. Elliot E. Clark, Sr., Mr. and Mrs. Kenneth M. Foster, Sr., Mr. and Mrs. Jay I. Miller and to Elmer Carpenter by Senator Jubelirer.

Congratulations of the Senate were extended to Sophia Shumar, Michael W. Swearman, Louis Edward Ridgley III, Michael B. Rath, Julius Nathaniel Ridgley, Adam J. Mann, Jonathan D. Hile, John M. Peters, Leonard B. Sampson, Vaughn M. Hamrock, Benjamin J. Pramuk, Matthew V. Nicol, Gregory R. Kessler, David V. Braum, Jr., Gregory R. Sinal, Christopher L. Walters, Joel C. Seelye, Bradley J. Rumbaugh, Daniel Rockwell, Louis P. T. Jamison, Scott D. Meredith, D. Andrew Burkhart, James Ducar, Ryan L. Hernley and to Frazier Middle School of Perryopolis by Senator Kasunic.

Congratulations of the Senate were extended to the First Episcopal District of the African Methodist Episcopal Church of Philadelphia and to the Oxford Circle Athletic Association of Philadelphia by Senator Kitchen.

Congratulations of the Senate were extended to Stella Jeannette Moore, Steven D. Conn, Honorable Ron Klink, Jody Danks, Jay C. Danks, A. G. Bobby Fouche and to Paul Snyder, Sr., by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. Anthony Joseph Costanza by Senator LaValle.

Congratulations of the Senate were extended to Mr. and Mrs. Milan W. Shepherd, Sr., Mr. and Mrs. Russell Humiston, Mr. and Mrs. Leonard Blazick, Mr. and Mrs. Leonard Harvey, Aaron John Stredny, R. J. Barna, Timothy Jadick, Dorothy Schilling, Kathryn Lynn Foresman, Christa R. Gilpin, Megan Llewellyn, Michelle N. Kolosky, Heather Vodzak, Rachel L. Kmetz, Angelica Patterson, Danielle E. Morton, Jenn Mehrrens, Jeffrey Alan Ryan, Benjamin Richard Osterhout, Michael Stoko, Robert Z. Belles, Clinton Leet, Judie Kalbaugh, Troy D. Mueller, Jonathan George Nied, Paul G. Talaga, Paul J. Dougal, Alice C. Tinsley, Biagio Trama and to the Unigraphic Color Corporation of Harveys Lake by Senator Lemmond.

Congratulations of the Senate were extended to the Honorable J. Scot Chadwick and to the Honorable Sandra J. Major by Senators Lemmond and Madigan.

Congratulations of the Senate were extended to Margaret J. Green, Joseph P. Batory, Michael Renneisen, Dr. Otto F. Muller, Stephen Tizzoni, Devin Battenberg, Frank Ryczak, Eric Ryczak and to the Lansdowne Public Library by Senator Loeper.

Congratulations of the Senate were extended to Reverend and Mrs. Donald L. Baker, Mr. and Mrs. Kenneth K. McLaughlin, Mr. and Mrs. Marwill Gillett, Mr. and Mrs. Glen E. Waltz, Mr. and Mrs. Ward Carson, Mr. and Mrs. Robert A. Chambers, Mr. and Mrs. Joseph S. Gansel, Mr. and Mrs. James W. Ward, Mr. and Mrs. Donald R. Packard, Mr. and Mrs. Robert B. Eberlin, Mr. and Mrs. Carl L. Helms, Mr. and Mrs. Irvin S. Ulmer, Eloise Hulslander, Talitha Coolbaugh, Katie E. Nichols, Helen R. Chaffee, Andrew Lars Stager, Ross Duffield, Chevy Troutman, Michael Bailey, Nathan Boatman, Jamie Thomas,

Loyalsock Township School District Odyssey of the Mind Team, WATTNESS Robotics Team, Troy High School, Athens High School, Towanda High School, Sayre High School, Northeast Bradford High School, MB Tech, International Paper, Ingersoll-Rand Co., Taylor Packing Company, Towanda Lions Club, Northern Tier Industry and Education Consortium, Proctor and Gamble, State Line Auto Auction, Endless Mountains Productions, OSRAM Sylvania, Time Warner, Paper Magic Group, Inc., E. I. DuPont de Nemours & Co., GPU Energy and to Citizens and Northern Bank by Senator Madigan.

Congratulations of the Senate were extended to Alan Graf, Amanda Lin Stevens, Amanda Smith, Jennifer P. Fanning, Heather Granza, Allison Margaret Fritch, Alicia Ann Warburton, Carrie Davis, Carla Fasulo, Jennifer Diane DeMartino, Christina Antonia Tighe, Krysten Weaver, Daniel Fisk, Christopher Minello, James Houlston, Vincent Lubrano, Ray A. Alberigi, Vivian Smith and to St. Mary's Church of Old Forge by Senator Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. Reuben Keesler by Senators Mellow and Lemmond.

Congratulations of the Senate were extended to Monsignor Andrew J. McGowan by Senators Mellow and O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Robert E. George, Mr. and Mrs. Alvin L. Wiest, Mr. and Mrs. Wendell Ditmer, Richard H. and Mildred G. Novinger, William J. Fry, Leonard McLaughlin, Ken O. Roseberry, Braynard Kurkowski, Christopher L. Bowen, Andrew D. Gilbert, Adam S. Keefer, Brett L. Davidson, Casey McGreevy, Durwin L. Ellerman II, Wesley R. Grover, Andrew J. Thumma, Jeffrey A. Pimentel, Andrew Michael Takach, Esther S. Hempt, Jonathan E. Rossi, James A. Rudick and to Calvary Evangelical Lutheran Church of Mechanicsburg by Senator Mowery.

Congratulations of the Senate were extended to Mr. and Mrs. H. Robert Williams, Edward C. Felicetti, Louis Bucci, Dr. Harvey M. Rubin, Eric J. Shean, OUTREACH Teen and Family Services, Inc., of Allegheny County, and to the Neonatal Intensive Care Unit of Mercy Children's Medical Center of Pittsburgh by Senator Murphy.

Congratulations of the Senate were extended to Mr. and Mrs. Raymond Capozucca, Nicole Caroll Craze, Amanda Sally Craze, John Comodi, Charles M. Krupa, Monsignor John C. Masakowski, Martin F. Quinn, Katie Walck, John Earley, Sister M. Angelica Bove and to St. Francis of Assisi Roman Catholic Church of Nanticoke by Senator Musto.

Congratulations of the Senate were extended to Harry Eisenbise, Vincent T. Shemanski, J. Carl Borelli, La Salle Academy Girls' Basketball Team, Zion (Spies) Evangelical Lutheran Church of Berks County, Reading Police Beneficial Association, 1999 Kutztown University Men's Baseball Team and to the Peanut Bar of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Gerald Panza, Mr. and Mrs. Benjamin Rodger Grove, Mr. and Mrs. Angel Paredes, Charles E. Berry, Jr., Joyce Endsley, Angeline Garramone Costabile, Joseph E. Ibberson, John L. Rautzahn, Progress Immanuel Presbyterian Church of Harrisburg, Hershey Junior Bears Squirt "A" Ice Hockey Team

and to the Harrisburg Chapter of the Naval Armed Guard by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. Harold Talhelm, citizens of Penn National Community of Fayetteville, Blue Ridge Summit Lions Club and to Gettysburg College by Senator Punt.

Congratulations of the Senate were extended to Mr. and Mrs. Delbert Christman, Angela Gula, Tammy Scherer, Robert W. Wall III, Helen Seybrecht, Nathan Banditelli, Stephen H. Phillips II, Richard Yuengling, Jr., Lisa Jane Peretz, George Czarnecki, Francis W. Flexer, Matthew Thomas, Anthony Feller, Robbie Thomas, Mark Donnelly, Thomas B. Wassil, Michael Bacsick III, Schuylkill River Sojourn, citizens of the Village of Brockton, Tamaqua Little League, Jim Thorpe Area Senior High School, The Pottsville Republican/Evening Herald New Horizons Team and to Alcoa Engineered Products Group of Cressona by Senator Rhoades.

Congratulations of the Senate were extended to Mr. and Mrs. James Ralph Merry, Steven Holowell, Clark Hoffman, Kipp Vanderwende, John Charles Schepp, Richard H. Smith, Jr., Rachel Griffin, Wayne C. Stratos, Sperry Farms, Inc., of Atlantic, Wintronics, Inc., of Sharon, and to Saegertown Manufacturing Corporation by Senator Robbins.

Congratulations of the Senate were extended to Dr. Lila Stein Kroser, Katie Ann Kopacz, Peter J. Liacouras and to Ellis Coffee Company of Philadelphia by Senator Salvatore.

Congratulations of the Senate were extended to Barbara A. Mitchell, Graham S. Finney, Neffrettie D. Bey, Theda Rodriques, Hilma Cooper, Edith P. Williams, Nancy E. Parrish, Annie Palmer, Covenant House of Philadelphia and to the Philadelphia Home and School Council by Senator Schwartz.

Congratulations of the Senate were extended to Mr. and Mrs. Clair Neiswonger, O. Walter Swanson, Richard Lee Lindell, Benjamin J. Darr, Nicholas Loudon, Stacie Kite, Carole J. Harshbarger, Samuel Bowers, First Night Bradford and to the Brookville Mining Equipment Corporation by Senator Slocum.

Congratulations of the Senate were extended to Mr. and Mrs. John P. Havrilla, Mr. and Mrs. Jack Norton, Mr. and Mrs. Ronald J. VanDervort, Mr. and Mrs. Ken Bussard, Mr. and Mrs. James B. Wylie, Mr. and Mrs. Richard Laube, Mr. and Mrs. Orlando Martini, Matthew Burnheimer, Derek Lambert, Mark Kaza, David B. Craft, Timothy McGill, Jeremy Holiday, Joshua McCall and to Ray Ann Lindsey by Senator Stapleton.

Congratulations of the Senate were extended to Mr. and Mrs. Charles B. Wagner, Mr. and Mrs. Dick Thistlethwaite, Mr. and Mrs. Albert Weizen, Mr. and Mrs. Morris Samuels, Mr. and Mrs. Angelo Cianelli, Bryan Dunn, Mary Ellen Chaney, Ron Paglia, Betty Smutney and to The Greater Canonsburg Heritage Society by Senator Stout.

Congratulations of the Senate were extended to the Defense Industrial Supply Center of Philadelphia by Senator Tartaglione.

Congratulations of the Senate were extended to Charles W. Humphrey, Douglas R. Snyder, Jason P. Hoover, Richard Hamilton, Joseph LeBresco, Matthew P. McLaughlin, Matthew M. Arnold, Thomas M. Rossiter, Jr., Matthew J. Koepke, Eric Allen Myers, Rose Linda Scott, Lauren Amelia Turnbull,

Matthew J. Sherman, Irene C. Beaupre, Karen M. Cantrell-Borda, Gwenyth Lewis, Curtis L. Herbert, Goshen Grange No. 121 and to the West Chester Area Sports Association by Senator Thompson.

Congratulations of the Senate were extended to Arthur L. Wheeler by Senator Tilghman.

Congratulations of the Senate were extended to Theresa Sarcewicz, Jo Kleinmann Wood, Joseph DiGirolamo, Ronald H. Sherratt, Michael William Gallagher, Herbert Mandel, John Wilshire, Jr., Marie Wisniewski, Jason Matthew Bloom and to Soroptimist International of Indian Rock, Inc., by Senator Tomlinson.

Congratulations of the Senate were extended to Dr. Wendy Warner, Helen Kennedy, Jean L. Ryersbach, Bina M. Leahy, Ruth Frank, Connie L. Barna, Paul Fisher Lineberry, Jr., and to Marguerite Lenfest by Senators Tomlinson and Conti.

Congratulations of the Senate were extended to Ray Meyer and to the citizens of Elizabeth on the first Maritime Day Memorial Service by Senator Wagner.

Congratulations of the Senate were extended to Mr. and Mrs. Carl O. Arnold, Andrew David Gibbs, Bob Yost, Anthony Lee Campbell, Sheryl Vojcsik, Dwight Johnston, Pearl M. Leister, Brogue Lioness Club, Dallastown Area School District and to the York Township Police Department by Senator Waugh.

Congratulations of the Senate were extended to Walter Baum and to William E. Ansalvish by Senator Wenger.

Congratulations of the Senate were extended to John and Sally Dechant Family, Dan Crytzer, Ethan Nicholas, Tyler Ginter, Ben Sullivan, Brandon Scott Bunch, Timothy Allan Parker, Joyce L. Murray, John Van Gehuchten, Carole Hoovler, Bradley David Craig, Justin Michael Jeffers, Quinn Aaron Hepler, Jason Robert Molnar, Jason Charles Parker, Joyce L. Murray and to the Clarion County World War II veterans of the D-Day Invasion of Normandy by Senator White.

Congratulations of the Senate were extended to Reverend Reginald C. Johnson by Senator Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Frank Primel, Mr. and Mrs. William C. Jeske, Mr. and Mrs. Francis Ondovick, Mr. and Mrs. Lewis Lazer, Mr. and Mrs. Orrin L. Meek, Mr. and Mrs. James E. Civis, Mr. and Mrs. Eli C. Mansour, Mr. and Mrs. John Sprincz, Mr. and Mrs. Clarence Ohler, Mr. and Mrs. Thomas J. Leslie, Mr. and Mrs. William Werner, John O. Hunter, Evelyn Natoli, Dennis Pannacci, Brian P. Lushko, William Emil Labuda, Bernice Mihalick and to Thomas B. Kephart 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 Clement Harold Smith by Senator Conti.

Condolences of the Senate were extended to the family of the late John S. Pidcock by Senator Dent.

Condolences of the Senate were extended to the family of the late Naomi M. Truxon by Senator Hughes.

Condolences of the Senate were extended to the family of the late Edwin G. Johnson by Senator Jubelirer.

Condolences of the Senate were extended to the family of the late Jose J. Marroquin and to the family of the late Reverend Dr. Scott Alphonso White, Sr., by Senator Piccola.

POSTHUMOUS CITATIONS

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

A posthumous citation honoring the late Martin J. Bechtel was extended to the family by Senator Boscola.

A posthumous citation honoring the late Tom Kane, the late Camille Mainwaring, and the late Gertie Fox was extended to their families by Senator Dent.

A posthumous citation honoring the late Gregory B. Adams was extended to the family by Senator White.

DISCHARGE PETITION

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

In the Senate, May 11, 1999

A PETITION

To place before the Senate the nomination of Maritza Robert as a member of the Minority Business Development of Pennsylvania.

TO: The President Officer of the Senate:

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Maritza Robert as a member of the Minority Business Development of Pennsylvania, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Raphael J. Musto
Robert J. Mellow
Michael A. O'Pake
Richard A. Kasunic
J. Barry Stout
Vincent J. Fumo

The PRESIDENT. This communication will be laid on the table.

BILLS ON FIRST CONSIDERATION

Senator WAUGH. 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.

The bills were as follows:

SB 172, SB 234, SB 260, SB 405, SB 602, SB 839, SB 849, SB 886, SB 930, SB 970, HB 132, HB 321 and HB 443.

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

PETITIONS AND REMONSTRANCES

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

Senator GREENLEAF. Mr. President, I thank the Senate for passing Senate Bill No. 846, which amends Section 9711 of the Judicial Code, which adds an aggravating circumstance to the list of circumstances on which the prosecutor may seek the death penalty. Specifically, this legislation adds an aggravating circumstance that permits the prosecutor to seek the death penalty in cases where the defendant committed the killing in order to collect life insurance proceeds.

Section 9711 prescribes a procedure for determining whether a person convicted of first degree murder receives life imprisonment or the death penalty. In order to impose the death penalty, the jury must unanimously find at least one aggravating circumstance and no mitigating circumstances, or that the aggravating circumstances outweigh the mitigating circumstances, otherwise the verdict must be life imprisonment. Currently, Section 9711 lists 18 aggravating circumstances and 8 mitigating circumstances. The aggravating circumstances must be proven beyond a reasonable doubt, and mitigating circumstances must be proven by the preponderance of evidence.

Michael Marino, the district attorney of Montgomery County, suggested this legislation to me in response to a case in which a husband killed his wife, allegedly to collect life insurance proceeds and to pay his debts. Mr. Marino was unable to seek the death penalty in this particular heinous crime because there was no applicable aggravating circumstance. In other words, the killing for life insurance proceeds was not at that time, and is not today, an aggravating circumstance. I certainly agree with Mr. Marino that murdering someone to collect life insurance proceeds is cold-hearted and is similar in nature to a contract killing, which is already listed as an aggravating circumstance.

So the Senate, by adopting this legislation, with House concurrence and the Governor's signature, will place this as an aggravating circumstance to be considered. It definitely would not guarantee the death penalty, but it would allow the jury to consider the death penalty in those cases in which a person kills an individual in order to collect life insurance proceeds.

Thank you.

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 COUNCIL OF TRUSTEES OF
MILLERSVILLE UNIVERSITY OF PENNSYLVANIA
OF THE STATE SYSTEM OF HIGHER EDUCATION

May 11, 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, Abram W. Diffenbach, 296 Strasburg Pike, Lancaster 17602, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2005, and until his successor is appointed and qualified, vice Joseph E. Hennessey, Lancaster, whose term expired.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA BOARD OF PROBATION AND PAROLE

May 11, 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, Allen Castor, Jr., 121 Pine Crest Lane, Lansdale 19446, Montgomery County, Twenty-fourth Senatorial District, for reappointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until his successor is appointed and qualified, but not longer than ninety days beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE PENNSYLVANIA BOARD OF PROBATION AND PAROLE

May 11, 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, Gary R. Lucht, 1300 Fieldcrest Drive, Erie 16505, Erie County, Forty-ninth Senatorial District, for reappointment as a member of the Pennsylvania Board of Probation and Parole, to serve for a term of six years or until his successor is appointed and qualified, but not longer than ninety days beyond that period.

THOMAS J. RIDGE
Governor

MEMBER OF THE STATE TRANSPORTATION COMMISSION

May 11, 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, Ronald D. Ertley, Chestnut Ridge, Country Club Road, Dallas 18612, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the State Transportation Commission, to serve for a term of six years and

until his successor is appointed and qualified, but not longer than six months beyond that period, vice Robert A. Gleason, Jr., Johnstown, resigned.

THOMAS J. RIDGE
Governor

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives informed the Senate that the House adopted Report of Committee of Conference on SB 557.

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:

May 11, 1999

Senators SCHWARTZ, STOUT, STAPLETON, KASUNIC, BOSCOLA, BELAN, BODACK, KITCHEN and MUSTO presented to the Chair SB 961, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for academic recovery for schools with low student performance on State tests; establishing the Academic Recovery Oversight Committee; further providing for duties of the Department of Education, for school improvement grants, for academic capacity building grants and for duties of the Department of Education; and making an appropriation.

Which was committed to the Committee on EDUCATION, May 11, 1999.

Senators MOWERY, STOUT, WAUGH, BOSCOLA, SLOCUM and WHITE presented to the Chair SB 962, entitled:

An Act amending the act of June 24, 1968 (P.L.237, No.111), entitled Policemen and Firemen Collective Bargaining Act, prohibiting collective bargaining relating to the training and use of automated external defibrillators.

Which was committed to the Committee on LABOR AND INDUSTRY, May 11, 1999.

Senators TOMLINSON, COSTA, PICCOLA, LOEPER, MELLOW, RHOADES and SCHWARTZ presented to the Chair SB 963, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), entitled Public School Code of 1949, further providing for funding for charter schools.

Which was committed to the Committee on EDUCATION, May 11, 1999.

Senators O'PAKE, KUKOVICH, MUSTO, SCHWARTZ, WHITE, STOUT, BELAN, STAPLETON, MELLOW and HUGHES presented to the Chair SB 964, entitled:

An Act amending the act of November 22, 1978 (P.L.1166, No.274), entitled Pennsylvania Commission on Crime and Delinquency Law, further providing for powers and duties of the Pennsylvania Commission on Crime and Delinquency.

Which was committed to the Committee on JUDICIARY, May 11, 1999.

Senators O'PAKE, MUSTO, STAPLETON, SLOCUM, EARLL and HART presented to the Chair SB 965, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the removal by referendum of elected municipal officers in home rule charter municipalities where the charter authorizes such removal.

Which was committed to the Committee on STATE GOVERNMENT, May 11, 1999.

PETITIONS AND REMONSTRANCES (Continued)

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

Senator WAGNER. Mr. President, I rise to talk about an issue, since we are under Petitions and Remonstrances, that I am sure has been an issue of great public concern in the last several weeks since the tragic incident that occurred in Littleton, Colorado. It was a very tragic incident for a number of reasons: the innocent people who died as a result of that tragic incident, most of whom were very young people; another important reason that this occurred in schools that are considered to be safe places in this country; and also another very important reason that we all ponder and wonder why this occurred. In other words, the motive and the fact that the perpetrators of the crime were very young people.

Mr. President, there have been a number of tragic incidents that have occurred in the last several years in this country, and I would like to just list a few of them. On April 20, 1999, two heavily armed students, aged 17 and 18, allegedly killed 15 people in Littleton, Colorado. Mr. President, there have been a number of other incidents, one of which occurred in Pennsylvania on April 24, 1998, when a 14-year-old boy allegedly shot a science teacher to death in front of students at a middle school graduation in Edinboro. But it gets worse. Back on March 24, 1998, two boys, aged 13 and 11, killed four classmates and a teacher in Jonesboro, Arkansas. There have been a number of other incidents, Mr. President, where very young people the age of 14 were involved in homicides at schools across this country. I will not list them all, but what this all tells us is that a serious epidemic of youth violence is upon us in ways we never thought of before in America.

And, Mr. President, in the wake of these and other similar incidents, millions of parents across the country are asking, why? Why have these incidents occurred? Why do teenagers slaughter their classmates? What prompts them to resort to violence? What can we do to help our children and our neighbors' children cope with this problem and begin to reverse the tide of violence in our schools across America? Mr.

President, there is no single answer to this question, and certainly no easy answer to any of these questions, and they have been discussed publicly in meetings in Washington and State capitals across America.

Mr. President, I think there is one issue that needs to be discussed. Last week I introduced legislation that addresses one contributing factor to teen violence, and that is graphically violent interactive video games. The legislation would make it more difficult for children to buy, to rent, and to play games that are graphically violent and interactive in nature. My legislation, Mr. President, is not a panacea. It addresses one aspect of a complicated problem, a problem that quite frankly can be best addressed by parents overseeing their children, and I want to stress that as being the most important element and not necessarily this legislation or any legislation that this General Assembly or the Congress of the United States could pass.

Mr. President, any parent out there who is not paying attention to the video games that their children are playing at very young ages, 8, 10, 12, 14, better start paying attention. Why is that, Mr. President? Because there is a growing concern about the violent interactive games that children are playing and the negative impact that that is having on their development, and it is missing many of the adults throughout this country. And, quite frankly, it was missing me, and I have children. Interactive video games are one of the most popular forms of entertainment in today's society, especially among adolescents. Mr. President, consumers in the United States spend nearly twice as much on video games, \$10 billion, compared to movies, \$5 billion. Now that is a statistic that most people would never realize, that video games are twice as popular in this country as movies, especially to our children.

A 1993 study found that the most popular video game category among seventh and eighth graders and younger is fantasy violence, and I repeat that, fantasy violence. When I am talking about video games, I am not talking about a passive person sitting watching a movie, I am talking about someone playing a game where they are interacting in the violence as part of the game. The same study found that boys who play violent video games tend to have a lower self-concept in areas of academic ability, peer acceptance, and behavior. Since the study was done, video games have become more graphic and much more violent. Out of the \$10 billion spent each year on video games, 50 percent of that relates to violent interactive video games, equal to the amount of money spent on the movies that I talked about earlier.

While there is much debate about the effects of violent video games, some researchers believe that children who play them are more likely to resort to violence. They argue that the interactive nature of the games makes them more potentially dangerous than passively watching violent movies or violent television. Children become desensitized to violence not just by watching it, but more importantly, by participating in it in interactive video games.

One analyst, a retired Army Lieutenant Colonel, who was featured two Sundays ago on "60 Minutes," goes a step further. In his book on killing, "The Psychological Cost of Learning to Kill in War and Society," David Grossman finds disturbing

parallels between today's violent video games and the methods used by the military to teach how to kill. People are naturally reluctant to take a life, and the military has long struggled to learn how to teach them to do that. According to Grossman, military trainers use drilling to make firing a weapon an automatic response. Shooting ranges with pop-up targets were one of the first tools used to increase the shooting response in the military. Grossman says such training increased the Army's fire rate from 10 to 15 percent in World War II to more than 90 percent in Vietnam. And, Mr. President, I know firsthand, being in the military, that his information and data are correct. Today, Grossman says the military has begun to use virtual firing ranges that are very similar to the point-and-shoot video games that I am talking about here today. He worries that children who play the games may become conditioned to kill and, I repeat, to kill without thinking if they are faced with a stressful situation.

As a public official, Mr. President, and more importantly as a parent, I wish there was conclusive evidence of this whole issue of violent video games. However, I know instinctively that there is a direct correlation in the kind of violence I am talking about today and the popularity of violent interactive video games. The level of graphic violence in video games far exceeds that which is permitted in R-rated movies. And again I repeat, children 8, 10, and 12 can purchase these games, can rent these games, can play these games. They cannot go to a movie where they sit passively and watch violence, but they are permitted in our society today in our free market system to buy, to rent, to play these interactive video games. Why is there not some rating system in place similar to movies with violent interactive video games or the video game category in general?

Mr. President, that is what I am really talking about, and I am suggesting the following:

Number one, I am asking that all parents and guardians of children monitor and control video games that their children are playing. And I as a parent have begun to do that more recently and have become very astute in knowing what my children are participating in and playing in terms of video games in general, mainly due to the fact that 50 percent of them out there are violent in nature, and when I say violent in nature I am talking about decapitation, I am talking about dismemberment, I am talking about bloodshed beyond belief, where the person playing the game is initiating the violence. And that is the problem with these violent interactive video games. We are teaching our children how to kill. We are desensitizing them to violence.

Number two, I have introduced legislation that would make it a summary offense to sell, to rent, or otherwise provide violent video games to people under the age of 18. A violent video game is one that contains scenes of graphic violence, as defined by the Entertainment Software Ratings Board. The ratings issued by the board would have to be made available at all businesses that sell, rent, or have video games. That is really what this legislation does, and I would like to see it adopted in Pennsylvania.

Number three, I have also introduced a resolution urging Congress to require video game purchasers to submit their products to the Entertainment Software Ratings Board for review and rating so that all video games are appropriately

rated, similar to how movies are rated, so that parents have an idea how violent these video games truly are.

Mr. President, what I am proposing is not censorship. Individuals and companies would still be free to create, sell, and rent violent video games. They could not, however, offer such games to minors, and that is really the issue here. We live in a free society, but there are certain things that should not be in the hands of children, Mr. President, that are freely in the hands of children in our society. They are teaching them things they should not be taught and desensitizing them to violence at home, in video parlors, while running their computers with disk games, in schools with disk games on the computers. They are available everywhere. And, Mr. President, that is truly what this legislation is all about.

In the last issue of Time magazine, it talks about kids growing up on-line and how they dwell in a world that many times is unreal and many times is not teaching them what we think technology is teaching them. It is teaching them the wrong things.

And, Mr. President, I know many of my colleagues have joined me as cosponsors of this legislation. I ask that more colleagues take a look at it. I actually have videos showing how violent these games are. I have had professionals in the area of psychology speak to it, and I appreciate the opportunity, Mr. President, to say a few words about it.

Thank you.

The PRESIDENT. The Chair thanks Senator Wagner. I am sure the other Members of the Senate feel the same way.

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 5**

**NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS AMENDED
ON THIRD CONSIDERATION AND FINAL PASSAGE**

HB 994 (Pr. No. 1804) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation for the MCP Hahnemann University and for the continuation of pediatric services.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Hart	Mowery	Tartaglione
Belan	Helfrick	Murphy	Thompson
Bell	Holl	Musto	Tilghman
Boscola	Hughes	O'Pake	Tomlinson
Brightbill	Jubelirer	Piccola	Wagner
Corti	Kasunic	Punt	Waugh
Corman	Kitchen	Rhoades	Wenger
Costa	Kukovich	Robbins	White

Dent	LaValle	Salvatore	Williams
Earl	Lemmond	Schwartz	Wozniak
Fumo	Loeper	Slocum	
Gerlach	Madigan	Stapleton	
Greenleaf	Mellow	Stout	

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 4**

**SENATE CONCURS IN HOUSE AMENDMENTS
AS AMENDED**

SB 740 (Pr. No. 1113) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

On the question,

Will the Senate concur in the amendments made by the Senate to House amendments to Senate Bill No. 740?

Senator LOEPER. Mr. President, I move that the Senate do concur in the amendments made by the Senate to House amendments to Senate Bill No. 740.

On the question,

Will the Senate agree to the motion?

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

YEA-49

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

NAY-0

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

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

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Mark S. Schweiker) in the presence of the Senate signed the following bills:

SB 492, SB 557, SB 737, SB 738, SB 739, SB 741, SB 742, SB 743, SB 753, SB 755, SB 756, SB 757, SB 758, SB 759, SB 760, SB 761, SB 762 and SB 763.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the presence of the Senate signed the following bills:

SB 484, SB 485, SB 486, SB 502 and HB 102.

ANNOUNCEMENT BY THE SECRETARY

The following announcement was read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETING

WEDNESDAY, MAY 12, 1999

1:00 P.M.	LAW AND JUSTICE (public hearing to consider issues affecting wine producing and grape growing industries in Pennsylvania. These issues will include, but not be limited to, Senate Bill No. 13)	Room 8E-A East Wing
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ADJOURNMENT

Senator LOEPER. Mr. President, I move the Senate do now adjourn until Monday, June 7, 1999, at 2 p.m., Eastern Daylight Saving Time.

The PRESIDENT. The motion was agreed to.

The Senate adjourned at 5:18 p.m., Eastern Daylight Saving Time.