

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

WEDNESDAY, OCTOBER 8, 2008

SESSION OF 2008 192ND OF THE GENERAL ASSEMBLY

No. 64

SENATE

WEDNESDAY, October 8, 2008

The Senate met at 10 a.m., Eastern Daylight Saving Time.

The PRESIDENT pro tempore (Joseph B. Scarnati III) in the Chair.

PRAYER

The Chaplain, Reverend LOUIS BUTCHER, of Brightside Baptist Church, Lancaster, offered the following prayer:

Let us pray.

Our father and our God, we come today with thanksgiving in our hearts and praise on our lips to You, the sovereign of the universe. We observe Your handiwork, and we certainly stand in awe. You are truly an awesome God. Today, we have much to be thankful for. First, You have smiled upon this nation and its people. Despite our problems, we remain the land of the free and the home of the brave. You have endowed us with life, liberty, and the pursuit of happiness, which has made us the greatest nation on Earth.

We come now to ask Your blessings upon the various elements of this union. Be gracious to our President and the branches of our government. Grant wisdom and insight to lead Your people prudently. Watch over us and keep us safe in a world prone to terrorism and violence. Bless our children and our seasoned citizens, the millions of workers who make this republic strong. More than that, remember our courageous young men and women who stand in harm's way to defend our freedom around the globe.

Bless the Commonwealth of Pennsylvania, if You will. Give unto us prosperity and good will. Bless each branch of our State government, and shed Your grace upon the Senate where we stand. Give wisdom to these legislators that they may, in a bipartisan way, do what is best for the citizens of this State. Be with the leadership and help them to make wise decisions.

We ask these things of You with humility and reverence. Grant them, if You will, in Jesus' name. Amen.

The PRESIDENT pro tempore. The Chair thanks Reverend Butcher, who is the guest today of Senator Armstrong.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS FROM THE GOVERNOR

RECALL COMMUNICATIONS REFERRED TO COMMITTEE

The PRESIDENT pro tempore 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 PENNSYLVANIA ECONOMIC DEVELOPMENT FINANCING AUTHORITY

October 8, 2008

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 12, 2008, for the appointment of David E. Landau, 11 Oak Knoll Drive, Wallingford 19086, Delaware County, Ninth Senatorial District, as a member of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years and until his successor is appointed and qualified, vice William Davis, Williamsport, resigned.

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

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA ECONOMIC DEVELOPMENT FINANCING AUTHORITY

October 8, 2008

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 13, 2008, for the appointment of Fred P. Rinaldi, Esquire, One Lee Court, Old Forge 18518, Lackawanna County, Twenty-second Senatorial District, as a member of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years and until his successor is appointed and qualified, vice C. Talbot Heppenstall, Jr., Pittsburgh, resigned.

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

EDWARD G. RENDELL
Governor

HOUSE MESSAGES**SENATE BILL RETURNED WITH AMENDMENTS**

The Clerk of the House of Representatives returned to the Senate **SB 768**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT pro tempore. Pursuant to Senate Rule XIV, section 6, this bill will be referred to the Committee on Rules and Executive Nominations.

HOUSE CONCURS IN SENATE BILLS

The Clerk of the House of Representatives returned to the Senate **SB 908** and **SB 1019**, with the information the House has passed the same without amendments.

BILLS INTRODUCED AND REFERRED

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

October 8, 2008

Senators ORIE and COSTA presented to the Chair **SB 1602**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for an inmate medical services program, for deposits and for recovery of costs.

Which was committed to the Committee on JUDICIARY, October 8, 2008.

Senators McILHINNEY, COSTA, RAFFERTY, BAKER, FONTANA, CORMAN, M. WHITE, ERICKSON, ORIE, TOMLINSON, GORDNER, O'PAKE, WASHINGTON, BOSCOLA, RHOADES, KASUNIC, PILEGGI, MUSTO, BRUBAKER, C. WILLIAMS, MELLOW, BROWNE and GREENLEAF presented to the Chair **SB 1603**, entitled:

An Act providing for quarterly interim payments to certain providers of community mental retardation services; and providing for powers and duties of the Department of Public Welfare.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, October 8, 2008.

Senators WAUGH, PILEGGI, WONDERLING, ORIE, RHOADES and BRUBAKER presented to the Chair **SB 1604**, entitled:

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, further providing for the composition of the State Horse Racing Commission.

Which was committed to the Committee on STATE GOVERNMENT, October 8, 2008.

Senators WAUGH, RAFFERTY, MUSTO, FONTANA, TARTAGLIONE, LOGAN, WONDERLING, PUNT,

BRUBAKER, TOMLINSON, STACK, GREENLEAF, WASHINGTON and BOSCOLA presented to the Chair **SB 1605**, entitled:

An Act establishing a grant program for municipal fire and emergency services organizations; and providing for grant funding.

Which was committed to the Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 8, 2008.

Senators WAUGH, ERICKSON, RAFFERTY, MUSTO, FONTANA, COSTA, TARTAGLIONE, LOGAN, WONDERLING, PUNT, BRUBAKER, TOMLINSON, GREENLEAF, M. WHITE, ORIE, WASHINGTON and FUMO presented to the Chair **SB 1606**, entitled:

An Act providing for the establishment and operation of the Pennsylvania Law Enforcement Officer Alert System; and imposing powers and duties on the Pennsylvania State Police and the Department of Transportation.

Which was committed to the Committee on LAW AND JUSTICE, October 8, 2008.

Senator WAUGH presented to the Chair **SB 1607**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, providing for a referendum and question when damages are not agreed to; and further providing for county to furnish bond when seeking possession of land.

Which was committed to the Committee on LOCAL GOVERNMENT, October 8, 2008.

Senators ORIE, RAFFERTY, C. WILLIAMS, COSTA, FONTANA, WAUGH, O'PAKE, WONDERLING, LOGAN, TOMLINSON, PICCOLA, STACK and WASHINGTON presented to the Chair **SB 1608**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, requiring criminal background checks.

Which was committed to the Committee on EDUCATION, October 8, 2008.

Senator ORIE presented to the Chair **SB 1609**, entitled:

An Act designating a portion of Route 8 in the Borough of Etna, Allegheny County, as the Chief Warrant Officer Michael J. Novosel Memorial Highway; and making a related repeal.

Which was committed to the Committee on TRANSPORTATION, October 8, 2008.

Senators McILHINNEY, FONTANA, M. WHITE, COSTA, TARTAGLIONE, ERICKSON, O'PAKE, RHOADES, MUSTO, RAFFERTY, BOSCOLA, WAUGH, LOGAN and STACK presented to the Chair **SB 1610**, entitled:

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

Which was committed to the Committee on FINANCE, October 8, 2008.

RESOLUTION INTRODUCED AND REFERRED

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

October 8, 2008

Senators ORIE, WASHINGTON, RAFFERTY, KASUNIC, RHOADES, WAUGH, KITCHEN and GREENLEAF presented to the Chair **SR 413**, entitled:

A Resolution memorializing the Congress of the United States to amend existing "food-to-fuel" mandates and immediately embark on a series of policy remedies aimed at the production of advanced biofuels.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 8, 2008.

BILLS SIGNED

The PRESIDENT pro tempore (Joseph B. Scarnati III) in the presence of the Senate signed the following bills:

SB 684, SB 908, SB 1019, SB 1225, SB 1308, SB 1503, HB 420, HB 1147, HB 1634 and HB 2233.

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

The SECRETARY. Consent has been given for the Committee on Environmental Resources and Energy to meet off the floor to consider certain Environmental Quality Board regulations.

LEGISLATIVE LEAVES

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

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

The PRESIDENT pro tempore. Senator Pileggi requests a temporary Capitol leave for Senator Piccola.

The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I request legislative leaves for Senator Mellow and Senator Washington.

The PRESIDENT pro tempore. Senator O'Pake requests legislative leaves for Senator Mellow and Senator Washington.

Without objection, the leaves will be granted.

CALENDAR**THIRD CONSIDERATION CALENDAR****HB 1723 CALLED UP OUT OF ORDER**

HB 1723 (Pr. No. 4513) -- Without objection, the bill was called up out of order, from page 5 of the Third Consideration Calendar, by Senator PILEGGI, as a Special Order of Business.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 1723 (Pr. No. 4513) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating a section of US Route 15 in Tioga Township, Tioga County, as the Senator Roger A. Madigan Highway; designating the bridge on State Route 655 on Main Street, Belleville, Union Township, Mifflin County, as the Curt Zook Memorial Bridge; designating the Newtown 413 Bypass as the Officer Gregg Memorial Bypass; and designating the Walnut Street Bridge in the City of Johnstown, Cambria County, as the Martin Luther King, Jr., Memorial Bridge.

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

On the question,
Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this is a road-naming bill including the amendment that we adopted yesterday designating a section of U.S. Route 15 in Tioga County as the Senator Roger A. Madigan Highway.

And the question recurring,
Shall the bill pass finally?

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

YEA-49

Armstrong	Fontana	Orie	Tomlinson
Baker	Fumo	Piccola	Vance
Boscola	Gordner	Pileggi	Washington
Browne	Greenleaf	Pippy	Waugh
Brubaker	Hughes	Punt	White, Donald
Corman	Kasunic	Rafferty	White, Mary Jo
Costa	Kitchen	Regola	Williams, Anthony H.
Dinniman	LaValle	Rhoades	Williams, Constance
Earl	Logan	Robbins	Wonderling
Eichelberger	McIlhinney	Scarnati	Wozniak
Erickson	Mellow	Stack	
Ferlo	Musto	Stout	
Folmer	O'Pake	Tartaglione	

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR JOHN EICHELBERGER
PRESENTED TO THE SENATE**

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Blair, Senator Eichelberger.

Senator EICHELBERGER. Mr. President, it is a privilege for me to welcome today, as a guest Page, 11-year-old Patrick Reagan Keefer, who is here with me from Fulton County. He is from McConnellsburg. He is a fifth grader at Fulton County Christian

School, and he already has quite an impressive resume for his young age. He is a member of the 4H gun club and Little League baseball and basketball teams. He has assisted with many campaigns, including county treasurer races and county commissioner races, and he has been to three National Republican Conventions, including the most recent one in Minnesota.

Patrick is here with his mother, a Fulton County commissioner, Bonnie Mellott-Keefer, who is seated in the gallery, and Bonnie has been a good friend of mine for a long time. Mr. President, please join me in offering Patrick and his mother our traditional warm Senate welcome.

The PRESIDENT pro tempore. Would the guests of Senator Eichelberger please rise so the Senate may welcome you.

(Applause.)

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

Senator ROBBINS. Mr. President, I just want to add to the story of Patrick. He also collects autographs, and he has gotten hundreds of autographs of political leaders. If any Senator in here would want to give Patrick their autograph, he would certainly appreciate it, and he would take that back home with great pride.

Thank you, Mr. President.

GUEST OF SENATOR J. BARRY STOUT PRESENTED TO THE SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Washington, Senator Stout.

Senator STOUT. Mr. President, it is my honor and pleasure today to introduce a young lady in the gallery who is visiting the Capitol. Her name is Michelle Ferenz. Michelle is a senior at California University of Pennsylvania majoring in social work, and she has been recognized as a University Scholar. This semester, she has served as an intern in my district office, and she has had a lot of interfacing with the senior citizens and other constituents in my district. I am really impressed with her enthusiasm and the work she has done. So I think it has been a good experience for her. She will be pursuing a master's degree next year.

Now I would like her to be recognized. She is a resident of Bentleyville. She and her husband have lived there for the last 9 years, and she is originally a resident of Charleroi. Would the Senate give a warm welcome to Michelle Ferenz.

The PRESIDENT pro tempore. Would the guest of Senator Stout please rise for a Senate welcome.

(Applause.)

GUESTS OF SENATOR MICHAEL A. O'PAKE PRESENTED TO THE SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, also in the gallery are Mr. and Mrs. James P. Stewart of Mooresville, in Berks County. Jim supported the Prospectus Berco's 14th Annual Golf Tournament fundraiser by winning A Day at the Capitol with your State Senator. This was a surprise birthday present for his wife, Sally. Jim is a buyer with Carpenter Technology Corporation in Reading, a specialty steel manufacturer, and Sally is a CPA with the CPA firm of Reinsel Kuntz Leshner. They have two sons, ages 6 and 4.

They are in the gallery, and I ask that the Chair extend the usual warm welcome of the Senate to Mr. and Mrs. James P. Stewart.

The PRESIDENT pro tempore. Would the guests of Senator O'Pake please rise so the Senate may welcome you.

(Applause.)

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILLS OUT OF ORDER

Without objection, the following bills on today's Calendar were called out of order by Senator PILEGGI, as Special Orders of Business.

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

HB 1845 (Pr. No. 4528) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentence for murder and murder of unborn child; providing for the offense of criminal homicide of law enforcement officer and for the offense of assault of law enforcement officer; imposing penalties; further providing for false reports to law enforcement authorities; in firearms, further providing for ineligibility for possession or dealing, for required licensure, for emergency prohibitions, for licenses, for possession with altered manufacturer's number, for sale or transfer, for Pennsylvania State Police, for altering or obliterating marks of identification, for firearm tracing and for procedure; establishing the Straw Purchase Prevention Education Program and the Straw Purchase Prevention Education Fund; further providing for limitation of actions; prescribing sentences for offenses committed against law enforcement officer; and abrogating a regulation.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this is the bill that amends the laws regarding straw purchases, and also, we placed an amendment in the bill yesterday that deals with assaults on police officers.

And the question recurring,

Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington

Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 2499 (Pr. No. 4523) -- The Senate proceeded to consideration of the bill, entitled:

An Act regulating massage therapy; establishing the State Board of Massage Therapy; providing for funds, for licensure, for disciplinary action, for remedies, for penalties and for preemption.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this is a bill that deals with massage therapy and licensure for massage therapy.

And the question recurring,
Shall the bill pass finally?

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

YEA-48

Baker	Fontana	Musto	Stack
Boscola	Fumo	O'Pake	Stout
Browne	Gordner	Orie	Tartaglione
Brubaker	Greenleaf	Piccola	Tomlinson
Corman	Hughes	Pileggi	Vance
Costa	Kasunic	Pippy	Washington
Dinniman	Kitchen	Punt	Waugh
Earll	LaValle	Rafferty	White, Donald
Eichelberger	Logan	Regola	Williams, Anthony H.
Erickson	Madigan	Rhoades	Williams, Constance
Ferlo	McIlhinney	Robbins	Wonderling
Folmer	Mellow	Scarnati	Wozniak

NAY-2

Armstrong White, Mary Jo

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

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

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 647 (Pr. No. 4519) -- The Senate proceeded to consideration of the bill, entitled:

An Act relating to crane operator licensure; establishing the State Board of Crane Operators; conferring powers and imposing duties relative to regulating the practice of crane operation; imposing penalties; and making an appropriation.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this bill deals with crane operator licensure.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 1664 (Pr. No. 4520) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for theft of leased property; and, in wiretapping and electronic surveillance, further providing for disclosure of contents and for expiration of chapter.

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

On the question,
Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this is a bill that deals with amendments to the State's wiretap law.

And the question recurring,
Shall the bill pass finally?

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

YEA-49

Armstrong	Fontana	Orie	Tomlinson
Baker	Gordner	Piccola	Vance
Boscola	Greenleaf	Pileggi	Washington
Browne	Hughes	Pippy	Waugh
Brubaker	Kasunic	Punt	White, Donald
Corman	Kitchen	Rafferty	White, Mary Jo
Costa	LaValle	Regola	Williams, Anthony H.
Dinniman	Logan	Rhoades	Williams, Constance
Earl	Madigan	Robbins	Wonderling
Eichelberger	McIlhinney	Scarnati	Wozniak
Erickson	Mellow	Stack	
Ferlo	Musto	Stout	
Folmer	O'Pake	Tartaglione	

NAY-1

Fumo

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

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

HB 2722 (Pr. No. 4224) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the bridges on State Route 830 over Interstate 80 in Washington Township, Jefferson County, as the SFC Michael J. Tully Memorial Bridges.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

Senator PILEGGI. Mr. President, for the information of the Members, this bill names a bridge in Washington Township, Jefferson County.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earl	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Piccola has returned, and his temporary Capitol leave is cancelled.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

RECONSIDERATION OF HB 2499

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 2499 (Pr. No. 4523) -- Senator O'PAKE. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 2499, Printer's No. 4523, passed finally.

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

And the question recurring,
Shall the bill pass finally?

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

YEA-47

Baker	Fontana	O'Pake	Stout
Boscola	Fumo	Orie	Tartaglione
Browne	Gordner	Piccola	Tomlinson
Brubaker	Greenleaf	Pileggi	Vance
Corman	Hughes	Pippy	Washington
Costa	Kasunic	Punt	Waugh
Dinniman	Kitchen	Rafferty	White, Donald
Earll	LaValle	Regola	Williams, Anthony H.
Eichelberger	Madigan	Rhoades	Williams, Constance
Erickson	McIlhinney	Robbins	Wonderling
Ferlo	Mellow	Scarnati	Wozniak
Folmer	Musto	Stack	

NAY-3

Armstrong	Logan	White, Mary Jo
-----------	-------	----------------

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

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

BILL ON CONCURRENCE IN HOUSE AMENDMENTS AS AMENDED

SENATE CONCURS IN HOUSE AMENDMENTS AS AMENDED

SB 740 (Pr. No. 2499) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing certain lands in Centre County to be conveyed; authorizing the Borough of Old Forge, Lackawanna County, to transfer, sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act; authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to the Philadelphia Regional Port Authority certain lands situate in the 39th Ward of the City of Philadelphia; and providing for Commonwealth ownership of submerged lands; and authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Military and Veterans' Affairs, to grant and convey to the Schuylkill YMCA certain lands and building situate in the Borough of Pottsville, Schuylkill County.

On the question,

Will the Senate concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 740?

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

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose, first, of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room, to be followed by a Republican caucus in the Majority Caucus Room.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, at the conclusion of the meeting of the Committee on Rules and Executive Nominations, I ask that the Democrats report to our caucus room.

The PRESIDENT pro tempore. For purposes of a meeting of the Committee on Rules and Executive Nominations, to be followed by Republican and Democratic caucuses, without objection, the Senate stands in recess.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEE

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

SB 263 (Pr. No. 2453) (Rereported) (*Concurrence*)

An Act amending the act of June 21, 1939 (P.L.566, No.284), known as The Pennsylvania Occupational Disease Act, providing further benefits.

SB 768 (Pr. No. 2431) (Rereported) (*Concurrence*)

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, further providing for the definitions of "commercial lending activities" and "commercial lending institutions" and for the First Industries Program.

SB 1107 (Pr. No. 2472) (Rereported) (Concurrence)

An Act amending Titles 23 (Domestic Relations) and 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for modification of existing custody orders; and providing for protection of deployed members of the Pennsylvania National Guard and reserve components in child custody arrangements.

SB 1504 (Pr. No. 2454) (Rereported) (Concurrence)

An Act providing for the highway capital budget project itemization for the fiscal year 2008-2009 to be financed from current revenue or by the incurring of debt.

CONSIDERATION OF CALENDAR RESUMED**BILL ON CONCURRENCE IN HOUSE AMENDMENTS TO SENATE AMENDMENTS AS AMENDED****SENATE CONCURS IN HOUSE AMENDMENTS TO SENATE AMENDMENTS AS AMENDED**

HB 1096 (Pr. No. 4527) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for definitions; establishing the Uniform Construction Code Review and Advisory Council; and further providing for revised or successor codes and for training of inspectors.

On the question,

Will the Senate concur in the amendments made by the House to Senate amendments, as further amended by the Senate, to House Bill No. 1096?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate amendments, as further amended by the Senate, to House Bill No. 1096.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earl	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

THIRD CONSIDERATION CALENDAR RESUMED**BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE**

HB 2200 (Pr. No. 4526) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for director of operations, secretary, employees and consultants; repealing provisions relating to office of trial staff; further providing for bureaus and offices; providing for other bureaus, offices and positions; further providing for electric utility definitions; providing for energy efficiency and conservation program and for energy efficiency and conservation; further providing for duties of electric distribution companies and for market power remediation; and providing for procurement, for additional alternative energy sources and for carbon dioxide sequestration network.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator TOMLINSON. Mr. President, I rise to ask for support for House Bill No. 2200 as amended by the Senate. I think this is very, very important legislation for our consumers today who consume power and energy in Pennsylvania. House Bill No. 2200 is, I think, a large step forward. The Governor of the State of Pennsylvania, Ed Rendell, has been a leader in a new energy policy, and this legislation contains many of those items in there.

It includes demand-side reduction, conservation, that I think is going to help the consumer, in the long run, to reduce the demand on power. We are requiring a reduction of 3 percent by the year 2013 and 4 1/2 percent for peak power, and I think that is extremely important as we go forward with an energy policy, Mr. President. It also contains language in there that we will have smart meters. It is not mandated, but it allows for the deployment of smart meters through a depreciation process, through new home construction process, and through the depreciation of 15 years, and for anyone who wants to purchase a smart meter which they feel will help them manage their electric load better.

I think probably the most important reason that we do this is the procurement language. As many of you know, we fought, in the last few months, trying to get mitigation for rate caps coming off. So that is a year or 2 away in some instances, and I think we have more time to fight that battle, but something that I think will help the consumer immediately will be the fact that we have new procurement standards. We no longer are going to use market pricing. We are going to use best pricing or least price for the consumer, and I think that helps the consumer in the end, when utilities are able to go out and compete for power as they purchase it for the distribution company.

I think that by offering these different tools and giving some latitude, people are not locked into buying power in 1 day for the rest of their contracts. Many of you are aware of the Pike County

situation, where after the episode of Katrina, Pike County and that utility up there were forced to buy their power the day after the hurricane, and of course, the rates were extremely high. Under our provisions here for procurement, we would be able to prevent that. And so for that reason, I think that would be a huge step forward in trying to bring electric rates down for the consumers in Pennsylvania.

I am disappointed. I fought hard to try to get mitigation. I do not think that is possible now, but I do not think that chapter is closed. I think that we are going to stand here and fight hard in these next 2 years and fight for mitigation or fight to make sure that any rate increases when the caps come off are not onerous for our consumers. But I think it is important today that we step forward and take these steps when it comes to demand-side reduction, to energy conservation, and to procurement, to make sure that we are moving forward with a very sensible energy policy in Pennsylvania.

I want to thank several people here. I want to thank Senator Boscola, my counterpart on the committee, for her hard fight and her cooperation. I want to thank my counterparts in the House, Representative McCall and Representative Preston. I want to thank our staffs. Fran Cleaver and Kathy Eakin have worked extremely hard, along with Bernie Kieklak and Christopher Craig, who have done an outstanding job, particularly, I think, in representing the interests of the consumer in this.

We are very, very fortunate in Pennsylvania to have some very strong utility companies, and we are, in fact, an exporter of power. We are, in fact, very energy-independent. We export probably 40 percent of the power we produce. Thirty-five percent of our power is produced by nuclear, and we are, of course, very, very rich in coal resources in Pennsylvania. So I think we have a great base in our energy policies and in our energy companies here to be able to go on and move into some of our alternative energies, to move into a better energy policy, as the Governor has asked for.

So I think this is a great compromise bill. It has been hard-fought. There are very, very strong and passionate positions on both sides of this issue. But I think it is time now to move forward, help the consumer, move forward with a forward-thinking energy policy that the Governor has put forward, and pass this bill today. So for that reason, Mr. President, I ask for a favorable vote on House Bill No. 2200 as amended by the Senate.

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

Senator BOSCOLA. Mr. President, as we all know, electric rate caps are scheduled to expire in Pennsylvania's five largest electric companies in 2010. And if we do nothing, if we do nothing to protect millions of electric customers from rate shock, the people we represent will see their bills go up by 30, 40, 50, and up to 70 percent in some areas, and that will be overnight.

Today, in House Bill No. 2200, we can finally do something to help millions of ratepayers hold on to more of their money instead of having to send it to their electric company. The procurement provisions contained in this bill will force power companies to purchase least-cost fuel instead of purchasing coal or natural gas or uranium at prevailing market rates, which is more expensive. It also gives Pennsylvania's Consumer Advocate the

tools he needs to keep electric prices as low as possible in the future. That is why our Consumer Advocate endorses this bill today, and personally assured me late last night that passing House Bill No. 2200 today is the right thing to do.

The other major provision of this bill deals with energy conservation and some very important steps that we all need to take for electric use. So-called smart meters by themselves are not magically -- anyone's monthly electric bill is not going to go down just because you are getting a smart meter. That will not happen. But this new technology will reward customers who are smart enough to realize that they can use electricity when it is cheapest during off-peak hours and pay a lower rate. We also made sure that smart meters would not be mandated for every single ratepayer. Not only is that a smarter approach to smart meter deployment, but it will also save electric customers hundreds of millions of dollars paying for something that will not provide a real benefit in their own households.

There is also strong market manipulation language in House Bill No. 2200, and that is what Senator Mellow insisted on being part of this bill. He should be commended for that, and we should not overlook that critical provision, because it will insure that real competition will not be undermined by existing power companies manipulating the wholesale market or the retail market to their own advantage.

What is not contained in this bill, unfortunately, is a real rate relief mitigation plan that I think the Senate needs to pass eventually. As everyone in this Chamber knows, that is what I have been fighting for for the past 2 years, and I do not doubt anybody knows that I am passionate about it, and this is just the beginning of this fight. Now, have we reached an agreement on mitigation yet? No. Despite our best efforts and ongoing negotiations that lasted into early morning, we have not. But I believe we are getting there.

And I know for a fact that we are closer to real rate mitigation now than we were 2 weeks ago or 2 months ago or 2 years ago. If there is anyone who wants to dispute that, you just have to take my word for it. And you can ask Senator Pileggi and Senator Tomlinson. They both sat in marathon sessions, negotiating sessions, and they want what we all want. We want Pennsylvania power companies to put up their own money to make it easier for customers to afford the new deregulated electric rates in 2010 and 2011. To do that will cost billions of dollars, billions, billions, that the companies would have given to their shareholders or slickly added to their profits.

So real rate relief, not just some Christmas card program or a plan to add some coupons, stuff some coupons in your pocket and save \$10 off your next purchase of a \$30,000 solar panel, that is not real rate relief. Just because it did not all come together at the eleventh hour like it does in the movies does not mean that we are done and that mitigation is dead. I have too much respect for Senator Pileggi, Chairman Tomlinson, Senator Fumo, and Senator Mellow to doubt that we will have a mitigation plan in place before rate caps come off. I also know that Governor Rendell will not rest until we have a mitigation plan in place that helps the ratepayers, small businesses, and our most vulnerable industries from this rate shock.

Together, we have put a tremendous amount of time into making this bill good for ratepayers and good for Pennsylvania. I

want to thank Senator Pileggi and Kathy Eakin and Dave Woods on his staff, Senator Tomlinson for going above and beyond the call of duty on this very, very complicated issue, and of course, my shopping partner, Fran Cleaver on his staff. I want to also thank Senator Mellow and Senator Fumo for their faith in me during these times when the obstacles seemed almost insurmountable, and both Gladys Brown and Christopher "Wing Man" Craig, who distinguished themselves in the heat of so many battles here and so many late, late nights and early mornings of hard, hard work.

Our job is not finished. There is still a lot of work to do. As of today, we have 449 days left to get it done before the rate caps come off, and get it done right. And as of today, after talking to Governor Rendell, he had indicated that he will take the bus that he goes around in across the State, and we are going to talk rate mitigation come January and February and take that bus to every corner of the State until we get a rate mitigation plan in effect before 2010.

Thank you, Mr. President. I thank everybody for all their hard work, and let us try to move forward. Thank you.

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

Senator RHOADES. Mr. President, first, I want to applaud everyone who has worked so hard on this particular issue - Senator Tomlinson and his staff, Senator Pileggi, and everyone who has been involved and committed to this. I really do think we have a good piece of legislation, but I am going to agree with the gentlewoman from Northampton, because I will tell you what, 10 years ago may have been--and I say may have been--the first and the only time I voted for deregulation.

But the decision I made then was based on what I perceived to be the statements made to me, and as I saw it, that this would result in lower or at least the same level playing field rates for consumers. There was no talk then of a cost increase. There was no talk of a projection increase. There was no talk of a 35- or 40-percent increase at the end. And we still allowed the stranded costs. Then I look over that 10-year period, and the local company I have has made billions of dollars of profit, has been able to distribute very fine dividends to its stockholders. That is fine. That is excellent. That is good.

We have gone from a regulated monopoly to an unregulated monopoly, and I have problems with that. I do not want to move on any piece of legislation until I see the mitigation piece and how it is going to affect the consumers. Then I will say we should do the whole thing. I want to see how it affects the consumers, what it is going to mean to them, and how we are going to put it in place. I know, I hear, well, we will give them a 75-percent break, then a 50-percent break, then a 25-percent break, but as a company borrows that money, you know who is going to end up paying the interest on it. Or I will tell you what, you put your deposit in, and I will give you 6 percent now. Why do I have to go through that gyration when I should have had an understanding, at least it was projected to me, that all things will remain basically the same, except now, you will be able to go out and be at least more competitive. I have not seen that.

Another grave concern I have, too, is I want to make sure that PPL retirees, and those are the people I am talking about, have their pension system put in a separate account. I do not want to

end up like Bethlehem Steel, where it ended up that they closed down, and then I had people looking for pensions. I want these kinds of things to be understood, and I want to know what the consumer is really going to have to pay before I can pass on anything. So for that reason, I will be voting "no."

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Allegheny, Senator Ferlo.

Senator FERLO. Mr. President, with all due respect to all the self-congratulatory accolades being expressed, I am very disappointed in the final outcome represented in this bill, House Bill No. 2200, and it quite honestly represents a sucker punch in the face of electric ratepayers, both individual homeowners and ratepayers at a residential level, as well as those in the small business community, and even larger businesses that are going to have to continue to bear exorbitant rate hikes and rate increases when it comes to electricity.

I am disappointed mostly because as a benchmark piece of legislation, this legislation does not admit or declare in some type of form the horrendous failure that so-called electric choice has been. The State legislature should be held accountable for a bad decision made over 10 years ago in creating so-called electric choice. The only electric choice we have, basically, is to continue to pay exorbitant electric rates.

There is no true competition. There is basically an almost fraudulent methodology by which electricity is purchased on the PJM marketplace. We have companies going to Wall Street, blatantly and with very clear annual statements and reports, even documenting the amount of profiteering that they are going to make off the backs of ratepayers. And as one of my most brilliant colleagues reported at a press conference in June, the rate hikes will basically represent probably the largest tax increase on the backs of Pennsylvania residents and businesses, although it will not be in the form of taxes. It will come through the back door in the form of higher electric rates.

Needless to say, I am less than pleased. I have three amendments here. Two deal, actually, with the issue that everybody seems to say they want, and that is rate mitigation. Well, I have two amendments right here. One is to extend the rate caps to 2013. Another one is to implement a more modified rate cap over a 5-year period at 9 percent per year, which would at least create less pain for residents and small businesses. I am also concerned, at a third level, about the fact that this legislature, just 2 1/2 years ago, removed the so-called Chapter 14 provisions, which at least provided some consumer protections under the Public Utility Commission code.

We have had over 60 house fires in this State in the last 2 years since the removal of the Chapter 14 consumer rights provisions, where people have actually died in their houses, people trying to keep gas and light on either illegally or inappropriately, or during the winter months, trying to use kerosene heaters, lighting wood and fuel. That is a horrendous situation, and given the harsh reality of the economics of this country right now, today, and what everybody admits is going to be hard times for the next several years, I find it reprehensible that we are not able to proceed with some level of rate cap mitigation in this bill and, as well, some restoration of consumer rights to provide opportunities to ban winter shutoffs, to allow a more rational and reasonable reconnect policy as to how much people have to pay to get

their gas and light put back on by the utility company, to allow the Public Utility Commission to reenter as the mediator between the utility companies' narrow self-interests and the ratepayer. Right now, say you are on the phone with some operator, you do not even know if the operator works in China or India or Asia, and you are trying to argue about some consumer right that you feel you have to try to get a more reasonable reconnection. You have no rights whatsoever. We should restore that. And I have amendments that do that.

It is clear, however, that there are important elements in this bill that I certainly would not want to oppose or argue with, because I have fought hard. I have fought hard for some of the provisions that are in this bill, including the provision for the least-cost purchase price, and that is very important. And there are other elements of this bill that none of us would want to argue about, because, in fact, they are moving forward in trying to create a more level playing field between outright profiteering and the ability of small businesses and residences to survive in our Commonwealth with a needed, basic right to electricity.

So I am betwixt and between. There is not majority support to support these amendments, so I am not going to go forward in a Don Quixote fashion and offer amendments on the mitigation side of the equation, and I believe that come January, when people will be freezing to death, maybe there will be an ability for both sides of the aisle, in a nonpartisan way, to come together to talk about restoring some of the consumer protections.

So at this eleventh hour, as my colleague reported, I think it is important that we move forward on the bill, but I do think it is inappropriate that we were not able--and we keep saying we are rushed, it is the eleventh hour. I mean, we do not set the agenda on this side of the aisle. You all do on the aisle opposite. I do not know what says that we have to leave today. I know there is an election coming up in a few weeks. I do not know what says that we cannot reconvene to really deal with the rate cap mitigation. It is not rocket science.

So I am very disappointed, but I think it is important that we try to move forward on this bill, and accordingly, Mr. President, I will not be offering the amendments. Thank you.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Beaver, Senator LaValle.

Senator LaVALLE. Mr. President, as most people probably know, up until about an hour ago, I was prepared to vote "no" on this bill simply because I really wanted to see rate cap mitigation included. I thought that was the direction we were going. Since that time, and I want to be on record, the Governor has assured us that beginning in January, he will do all that he can to address that issue. Senator Boscola has been committed to addressing the issue and working as hard as she can possibly work to get the rate cap mitigation included, or at least address that issue next year. So although I am not very happy with not having it in now, I am prepared to vote "yes."

As Senator Ferlo said, there are some good things in the bill. However, you know, I am not going to be here next year, so the guy who takes my place when the rates go sky high, he can take all the complaining, and I will be one of the complainers. So, hopefully, we will do something to relieve him of that pain.

Thank you, Mr. President.

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

Senator FUMO. Mr. President, I want to thank Senator Ferlo for not offering his amendments today, because I think that would have ultimately denied us the opportunity of voting on House Bill No. 2200. I want to thank Senator LaValle and the other Members of my Caucus who were negative and are now positive. But I also want to echo some of the comments, in two particular areas.

This is not a bad bill. This is not a vote against mitigation, which we all seem to want, in one form or another, but this is a step in the right direction. The procurement portions of this bill will result in immediate ratepayer savings. As was mentioned earlier, and I just want to reemphasize, this legislation will change the current law and force utilities to purchase their electricity at the least possible rate, the lowest-cost rate, not the phony market rate that the current law allows them to do.

Secondly, it will require them to have a mix in their portfolio of long-term, short-term, and middle-term contracts, which will ultimately also benefit the consumer. It will require them, in that portfolio, to have at least some long-term contracts, more than 4 years, but not less than 20. And as was also said, the amendment will impose significant safeguards intended to prevent market manipulation and self-dealing.

In addition to that, the bill has been amended to say that the maximum fine will not be \$5 million, which to some of these large utilities is just merely the cost of operation, but rather \$20 million, which is some pain.

Then, on the demand side, we do have long-term goals and positions that will save us energy in the long run. But like everything else, no one wants to hear about that, because it is not going to really kick in for 8 to 10 years. But it is there, and future generations will be the beneficiaries of that. In addition, we did not mandate smart meters, but we made them optional. We did say in new construction, where they really are practical, they will be put in.

So this is not a bad vote for anybody. What has been explained to me in the main argument that I have heard is that, gee, we blew an opportunity. We had some leverage. We had no leverage with utility companies on this bill. This was similar to the guy who stands there with a gun to his head and says to the other guy, if you move, I will shoot. There was no leverage against utility companies in this bill.

Next, I want to address, because I, too, will not be here, but I was here in 1996 when I not only voted against deregulation, I predicted that there would not be any competition, and regrettably, my prediction has come true. But then I sued PECO, and I was the one who got the 8-percent reduction and the current caps that we have. Now I am beginning to think it was the right thing to do. We saved people billions of dollars, but when it comes off, they are going to be upset.

In addition to that, the people have not yet gotten the message. That is why I think the utility companies have made a major strategic mistake by not attempting to resolve mitigation at this stage. What is going to happen is every day they delay in coming to the table, and every day we do not do anything about mitigation in the next Session, more and more pressure is going to be built up

against them. And I know the reality here, having served here over 30 years. We are usually dealing with this lobbyist versus that lobbyist, this union versus this construction company, and all these special interests. For the first time, when this begins to become a reality, the power base will not be with any lobbyist, will not be with any special interest group. It will be with those who are with the people. The people will rebel. The people will demand mitigation far in excess, far in excess to what we are willing to compromise with today. But the utilities will ultimately pay for that arrogance.

Lastly, because I will not be here, the way to serve consumers is not to get \$1.5 billion, \$2 billion, \$5 billion, \$10 billion, \$20 billion into this, because we are now dealing with an unregulated utility industry. We have never done that before. They were always regulated, until 1996, when we deregulated, and then immediately, they had the caps imposed upon them so no one ever suffered or saw the reality of an unregulated monopoly, and that is what we have here. So when that happens, getting \$1 billion or \$10 billion is not going to help, because they are not regulated. They will just get it back again. It is a shell game. The only real way to protect the consumer is to devise a scheme that would have in it some sort of index with a ceiling that would go forth in perpetuity, and that ceiling might be inflation plus 2 percent, 3 percent, or whatever. But that will do two things. That will give consumers predictability in where their rates are going, it will protect them from the gouging, and it will also give utility companies predictability. That should be the goal you strive for in the next Session.

But in the end, voting for this bill is a major step forward, and this will save consumers and ratepayers money right now. It is not that we are not doing anything for them. We are. We would like to do more. We will do this now, given the reality. So I urge everyone to vote in the affirmative, and from what I understand on our side of the aisle, that will be a reality. I am very happy about that, and I want to thank my colleagues for that, and I would hope on the other side that we can get very near that unanimous number as well, to show the public that we do care, that we do have concerns for what is going to hit them. Because right now, they are getting beat up every which way from Sunday with the stock market, with their IRAs, savings accounts, the cost of food, the cost of gasoline, the cost of heating oil. We can help them with this. This is a step in that direction, and we should do more, and I am positive we will do more in the next Session.

Thank you, Mr. President.

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

Senator TOMLINSON. Mr. President, I will be brief. I just want to reiterate that the utilities were never held at leverage. The utilities were never who we could get anything out of. It was always the Governor's proposal on energy. It was the Governor whom I was looking forward to bringing in to help us, against the utilities, to bring about mitigation. The Governor stepped up, the Governor stepped in, and the Governor had meetings.

The Governor called in all the CEOs and executives from the utility companies. I was in some of those meetings, and my colleagues from the other side of the aisle were in some of those meetings, and we tried very, very hard. And some utilities

stepped up. Some utilities offered some plans. Some utilities did not. I do not think it is something we can do piecemeal. I do not think it is something we can do with one utility and not with another utility. We just did not get all of the utilities together. But that is not a reason not to vote for this legislation.

This legislation-- I cannot believe that the utilities can be happy about the procurement language that we are about to propose. I think this procurement language helps the consumer, gives the PUC oversight over these contracts, allows them to look at these contracts to make sure that there is not any manipulation in the contracts. So I think we have given more tools to the consumer by allowing this.

Right now, there are actually two cases before the PUC. If we vote this out and the Governor signs this, that will give the PUC the power to actually help the consumer in those two rate cases because we changed the standards from market to best price or least price for the consumer, instead of market price. So I think it is extremely important to the consumer that we move this forward. It is extremely important when we start moving this energy policy into the new technologies, into the meters. Not everyone believes in universal meters and mandatory meters, but it is a technology that we have to move into. It is a technology that I think, in the future, is going to show more benefit to the consumer. And certainly, we should start to manage our demand side. We have to bring that peak power load down.

So there is a lot of good in this legislation. It is extremely important, I think, that we move forward, and the fight is not over. I want to thank Senator LaValle for his passion in the meetings that we have had on this. He has done a wonderful job standing up for the consumer. I want to thank Senator Ferlo for his passion, and I know he is going to continue to be here to help us fight that fight. But the leverage is not on this legislation, the leverage was on the Governor holding up his legislation to help me leverage the utilities. The Governor has done that, and I am confident the Governor is going to continue to help us fight the utilities and fight and bring about an equitable settlement with them.

So, with that, I think this is a very good bill. It is a good compromise bill. I think the administration has given up a lot to get this done, and I think we have given up a lot to get this done. Not everybody is totally happy with this. I know the Governor would like to have seen a little bit more. I would like to have seen a little bit more. I think it is a good compromise bill, and I ask for an affirmative vote. I would also like to thank Senator Fumo, whom I did not mention before, who has worked very, very hard to try to bring this thing together. And I thank Senator Fumo very much for his help on this.

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

Senator PILEGGI. Mr. President, I will be brief. I do not want to repeat all of the comments that have been made, many of them valid. I do want to address a couple of comments made, the comments by Senator Ferlo regarding the shutoff legislation that was contained in an amendment he planned to offer. I had told him privately, and I will repeat publicly, that I am willing to work with him on that important issue as we move toward the next Session, and hopefully we can reach an improvement in the cur-

rent law as it pertains to people facing both shutoff notices and the difficult task of being reconnected to utilities once they go through a shutoff process.

As to the issue of mitigation, I share Senator Boscola's comments as to the importance of that litigation being worked on and addressed here. I have said publicly that that was probably the most important topic that we needed to address in the various topics of energy legislation. Unfortunately, we simply were not able to reach an agreement on legislation to deal with that now, but I will continue to work with Senator Boscola and the other Members of the Senate who are interested in this topic. It is something that we absolutely have to do for consumers in Pennsylvania going forward.

I do want to commend Senator Tomlinson for his leadership on this issue and his patience over, now, almost 2 years in working through these issues; Senator Boscola and the leadership on the other side of the aisle, Senator Mellow and Senator Fumo, in working through these difficult issues; and also their staffs who worked very long hours. Although not complete because we do not have the mitigation legislation as part of this package, I think this is a tremendous improvement in the law in Pennsylvania on demand-side management and on procurement, and it is certainly something worthy of support by every Member of this body. I urge an affirmative vote.

Thank you, Mr. President.

LEGISLATIVE LEAVE

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

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

The PRESIDENT pro tempore. Senator Pileggi requests a legislative leave for Senator Punt. Without objection, the leave will be granted.

And the question recurring,
Shall the bill pass finally?

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

YEA-47

Armstrong	Fumo	O'Pake	Tartaglione
Baker	Gordner	Orie	Tomlinson
Boscola	Greenleaf	Piccola	Vance
Browne	Hughes	Pileggi	Washington
Brubaker	Kasunic	Pippy	Waugh
Corman	Kitchen	Punt	White, Donald
Costa	LaValle	Rafferty	White, Mary Jo
Dinniman	Logan	Regola	Williams, Anthony H.
Earll	Madigan	Robbins	Williams, Constance
Erickson	Mellhinney	Scarnati	Wonderling
Ferlo	Mellow	Stack	Wozniak
Fontana	Musto	Stout	

NAY-3

Eichelberger	Folmer	Rhoades
--------------	--------	---------

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

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

HB 2294 (Pr. No. 4525) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the licensure of persons providing debt management services and for the powers and duties of the Department of Banking; requiring surety bonds; prohibiting certain fees and costs; providing for debt management plans; and prohibiting certain acts by persons providing debt management 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 PRESIDENT pro tempore. The Chair recognizes the gentleman from Allegheny, Senator Costa.

Senator COSTA. Mr. President, I offer remarks for the record.

The PRESIDENT pro tempore. The remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentleman from Allegheny, Senator COSTA:)

Mr. President, I rise in support of this bill and to make a few brief remarks.

First, I would like to thank Senator Browne, Senator Greenleaf, Senator Stack, and Senator Fumo for their work on this important piece of legislation. Their efforts helped to address many of the concerns expressed by nonprofit consumer credit counseling agencies and made this bill a much better product.

For the first time, this legislation establishes a regulatory framework governing consumer credit counseling agencies, both for-profit and nonprofit agencies. We are in the midst of one of the greatest financial crises in our nation's history. A large part of the problem we are experiencing has to do with consumer debt. For better or worse, many in our communities have gotten in over their heads. In this atmosphere, many will rely on credit counseling agencies to provide advice and guidance, as well as assistance to put them into a debt management or debt settlement program.

Now is a great time for this legislation because it will impose strong regulation through the Department of Banking on the entities that will provide this important advice and services to consumers. Currently, there is no requirement to be licensed to offer debt management services or debt settlement services in Pennsylvania.

The bill would require that those offering debt management services be licensed, bonded, and certified. Further, the bill offers significant enforcement powers to the Department of Banking as well as remedies for aggrieved persons. The bill sets limitations on fees a consumer may be charged. This is an important consumer protection change to the law, as there currently are no limitations on the fees a consumer may be charged.

The legislation requires entities offering debt management services or debt settlement services to be licensed by the department and to operate according to regulations promulgated by the department. Those offering debt management services would also be required to renew their license on a yearly basis.

The application for a license would require the applicant to disclose any ownership interest of any officer, director, agent, or employee in an

affiliate, subsidiary, or any business that will provide any service to a consumer. The applicant would have to prove financial stability by providing, as evidence, an audit opinion from an independent certified public accountant. The applicant would have to prove it is insured against dishonesty, fraud, theft, and other malfeasance on the part of its employees, officers, directors, or principals.

The legislation gives the Attorney General enforcement action pursuant to the Unfair Trade Practices Act as well as provides individuals with a private right of action under the Unfair Trade Practices Act.

The licensee is required to file an annual report with the department concerning the services conducted in the previous year and authorizes a \$100-per-day fine for every day the report is late. Most significantly, the licensee is required to provide a free consumer education program to consumers before even offering a debt management plan to a consumer. The consumer education program must be designed to improve personal and household financial management and financial literacy. It must also be tailored for each consumer to provide education about budgeting, saving, investing, debt management, and maintaining credit-worthiness.

Before the consumer enters into an agreement, a financial analysis of the situation must be prepared with a good-faith determination of how the consumer will benefit from the debt management services with an explanation of that benefit. The licensee would be prohibited from providing debt management services absent that benefit. The licensee is required to orally review the analysis, budget, and debt management services and provide copies of them to the consumer.

Mr. President, this bill contains significant consumer protections in this previously unregulated area. I ask for an affirmative vote on the bill.

Thank you.

And the question recurring,
Shall the bill pass finally?

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

YEA-43

Armstrong	Folmer	O'Pake	Stack
Baker	Fontana	Orie	Stout
Boscola	Gordner	Piccola	Tomlinson
Browne	Greenleaf	Pileggi	Vance
Brubaker	Kasunic	Pippy	Waugh
Corman	LaValle	Punt	White, Donald
Costa	Logan	Rafferty	White, Mary Jo
Dinniman	Madigan	Regola	Williams, Anthony H.
Earll	McIlhinney	Rhoades	Wonderling
Eichelberger	Mellow	Robbins	Wozniak
Erickson	Musto	Scarnati	

NAY-7

Ferlo	Hughes	Tartaglione	Williams, Constance
Fumo	Kitchen	Washington	

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

Ordered, That the Secretary of the Senate 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 2289 (Pr. No. 4518) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for desecration, theft or sale of venerated objects.

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-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 2188 (Pr. No. 4521) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for court-appointed conservators to bring residential, commercial and industrial buildings into municipal code compliance when owners fail to comply.

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-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling

Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 2629 (Pr. No. 4517) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for licensure.

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-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 347 (Pr. No. 4509) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in general provisions, further providing for definitions; in registration of vehicles, further providing for issuance and reissuance of registration plates and for lost, stolen, damaged or illegible registration plate; in licensing of drivers, further providing for issuance and content of driver's license; in commercial drivers, further providing for definitions for requirement for commercial driver's license, for commer-

cial driver's license qualification standards and for disqualification; in fees, further providing for exemptions from other fees; in rules of the road in general, further providing for speed timing devices; in inspection of vehicles, further providing for inspection by police or Commonwealth personnel; in size, weight and load, further providing for securing loads in vehicles, for height of vehicles and for permit for movement during course of manufacture; in powers of department and local authorities, further providing for promulgation of rules and regulations by department; and in snowmobiles and all-terrain vehicles, further providing for definitions.

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-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 1543 (Pr. No. 4489) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for expungement of criminal history record.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

The PRESIDENT pro tempore. The Chair recognizes the gentlewoman from Philadelphia, Senator Kitchen.

Senator KITCHEN. Mr. President, this is a very important bill, and it will help hundreds of people across Pennsylvania,

especially our young people. I would like to thank Senator Pileggi, Senator Greenleaf, Senator Mellow, and Senator Costa. We have been working together for several years, and this did not go quite as far as I would like, or as far as some of the people who are working on it would like, but at least this is a step in the right direction. So I would like to thank all Members of the Senate for considering this bill. Thank you.

And the question recurring,
Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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 2034 (Pr. No. 3198) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for long-term care patient access to pharmaceuticals; and conferring powers and duties on the State Board of Pharmacy.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.

Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 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. 1

SENATE CONCURS IN HOUSE AMENDMENTS

SB 263 (Pr. No. 2453) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 21, 1939 (P.L.566, No.284), known as The Pennsylvania Occupational Disease Act, providing further benefits.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 263?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 263.

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

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 768 (Pr. No. 2431) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, further providing for the definitions of "commercial lending activities" and "commercial lending institutions" and for the First Industries Program.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 768?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 768.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1107 (Pr. No. 2472) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations) and 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for modification of existing custody orders; and providing for protection of deployed members of the Pennsylvania National Guard and reserve components in child custody arrangements.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1107?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1107.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1504 (Pr. No. 2454) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the highway capital budget project itemization for the fiscal year 2008-2009 to be financed from current revenue or by the incurring of debt.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1504?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1504.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald

Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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

THIRD CONSIDERATION CALENDAR RESUMED

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

HB 2525 (Pr. No. 4524) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 7, 1982 (P.L. 784, No. 225), known as the Dog Law, further providing for definitions, for issuance of dog licenses, for applications for dog licenses, for license certificates, for kennels, for requirements for kennels, for out-of-State dealer license, for bills of sale, for revocation, suspension or refusal of kennel licenses, for transportation of dogs, for health certificates for importation, for inspections of premises and dogs and for additional duties of department; providing for refusal of entry and for the Canine Health Board; further providing for seizure and detention of dogs, for confinement of dogs, for dog bites, for registration, for certain requirements, for control of dangerous dogs, for public safety, for selling, bartering or trading dogs, for damages caused by coyotes, for burdens of proof, for enforcement and for violations; providing for exemption; further defining "re-leasing agency"; and making editorial changes.

Considered the third time and agreed to,

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

On the question,
Shall the bill pass finally?

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lancaster, Senator Brubaker.

Senator BRUBAKER. Mr. President, I appreciate this opportunity to make remarks here today on House Bill No. 2525. This important legislation provides for a humane and healthy environment for dogs living in commercial breeding operations, something that an overwhelming number of Pennsylvanians desire for this Assembly to do.

I believe that breeding dogs, including the commercial breeding of dogs, can be conducted humanely. There are numerous--let me emphasize--there are numerous good and reputable breeders in Pennsylvania. This legislation allows for a doubling of the primary enclosure; unfettered access to outdoor exercise, except in situations approved by a veterinary board; a prohibition on wire flooring; veterinary care every 6 months for all dogs in kennels; a prohibition on the stacking of cages; and a Canine Health

Board made up of veterinarians who will determine ventilation, lighting standards, and types of flooring that will be permitted based on acceptable animal husbandry practices. No longer will a dog in a licensed kennel in Pennsylvania be permitted to spend its entire life in a cage, never setting foot on solid ground. We were able to make these improvements while still providing for an environment in which the business of breeding dogs in Pennsylvania can continue. As I said when House Bill No. 2525 came to the Senate, I would not support a bill that arbitrarily shuts down kennels regardless of the quality of their breeding operation.

The work of this bill required a great deal of bipartisan cooperation by numerous people, including those persons in the Governor's Office, in the House and in the Senate, many interested parties, and volumes and volumes of people from the general public. We have heard thousands of people who spoke on this issue through e-mails, letters, phone calls, and visits. Let me guarantee you, your voice was heard, and I applaud you for being involved in your legislative process. The various interest groups on this were well-represented and were available at all times.

Representative Hanna and Representative Hershey in the House and their staffs worked tirelessly on this bill all through this summer. Chairman O'Pake, my counterpart on the Senate Committee on Agriculture and Rural Affairs, and Neil McAuliffe on Senator O'Pake's staff guided this bill through the committee with expertise and professionalism at all times. My fellow committee members listened and worked with me to improve House Bill No. 2525, and I appreciate their dedication to this issue.

I applaud Senator Armstrong and his staff, including Russ Miller, for their willingness to have a discussion which was necessary to move this bill forward through the Committee on Appropriations. Senator Pileggi was instrumental in moving this forward as well. Of course, we could not be here without the diligence of Governor Rendell on this issue. Secretary Steve Crawford was also always accessible and reasonable and willing to talk through some very difficult negotiations. Will Danowski, Greg Thall, and the staff of the Department of Agriculture worked tirelessly on this issue as well.

This bill is not perfect in the eyes of many. But perhaps, in an effort to gain perfect legislation, many times we end up with no legislation. House Bill No. 2525 came out of the House of Representatives with only 17 negative votes out of 203 Members. It received unanimous and bipartisan support for the amendments offered in the Senate Committee on Agriculture and Rural Affairs, and received unanimous and bipartisan support for the amendments offered in the Senate Committee on Appropriations.

This is the process of democracy. Everyone agreed something needed to be done. What that something looked like is where we all differ, but we all agreed that through a collaborative process, we could ultimately unite in House Bill No. 2525 as it came out of the Committee on Appropriations.

As a result of this, treatment of dogs in Pennsylvania will continue to be improved and will be treated in a humane and healthy manner. I urge my colleagues to support House Bill No. 2525 in its current form so we can send this bill back to the House of Representatives for concurrence and for the Governor to sign. Thank you.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I also rise in support of House Bill No. 2525, and I urge my colleagues on both sides of the aisle to support it. First of all, I would like to commend Senator Brubaker and his staff. They did an excellent job working with the many interests involved in this and in taking a 91-page bill that came from the House of Representatives and actually improving upon it. The Governor's Office was most cooperative, as were the humane societies, the veterinarians, and all those who had an interest in improving the quality of life for our dogs who are in commercial kennels throughout Pennsylvania.

This is the puppy mill bill that has been written about and discussed so fervently in the past few months, even making national headlines. Unfortunately, because of the inhumane actions of a few commercial kennel operators, Pennsylvania had gained a reputation nationally as the puppy mill capital of the East Coast. It is a reputation that stained our image and one that we need to address, which we did here. I got over 5,000 e-mails in 1 day from all across the nation. I am sure most of you had the same experience.

House Bill No. 2525, which is now 101 pages long, will go a long way in improving conditions in Pennsylvania. It creates a new definition for commercial kennels, and it will specify how they must house dogs, treat them, exercise them, and provide proper veterinary care. It gives the Department of Agriculture the power it needs to enforce these provisions. It also provides that dogs in commercial kennels can only be euthanized by a veterinarian. I think all of us were shocked this past summer when a breeder in my senatorial district decided to shoot all of his dogs, 80 of them, rather than provide minimal veterinary care for some of them.

Since the bill arrived here 3 weeks ago, it has been amended by the Senate Committee on Agriculture and Rural Affairs and the Committee on Appropriations. As a result of these amendments, I believe we are passing a far better bill than what came over here from the House. The Governor has said he will sign this bill, and most of the major shareholders are also in support. I urge an affirmative vote on House Bill No. 2525.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lancaster, Senator Armstrong.

Senator ARMSTRONG. Mr. President, I just want to put on the record some information so it is clarified from my point of view. One of the sticking points of this legislation was what they call unfettered access, so that a dog in an enclosure could have access to an exercise area at any time. What this bill did was it vastly increased the area of the enclosure where a dog lives, but then they had this exercise area out there which would be double that size. The problem we have with kennels that are built, current kennels, is it would be very expensive to retrofit them, and they would be much, much bigger.

We said, how about if you have an area that would be even bigger than the area that current law would have set? In other words, let us say it is 200 feet, they have an area that is 400 feet that they could take them to that is not unfettered, but they would take the dogs there and leave them there for a couple of hours and bring them back. Well, the administration brought up a good point, saying that if the dog warden shows up and says, well, has

your dog been exercised, they could say, well, you just missed them, because the dogs were out there for 2 hours, and we just put them back in the cage 10 minutes ago, and you missed them. So we said, well, how about if we have some system in which you can verify positively through microchips or through video systems that they were in an exercise area that would be even greater than what this law will have. And they said, well, that is something they would consider, because if not, some of these kennel owners would be put out of business. So what they said was, if you come up with a plan in which you can go before the Canine Health Board and show them what your program is for exercise, they can rule on this on a case-by-case basis, and if you have an exercise area which you can prove they have been in so many hours a day, they would sign off on it.

So that is a very important part of this legislation, because without that, a lot of these kennel owners may be put out of business, and we do not want to hurt anybody out there. I appreciate the administration being willing to work with us on this, and I do support the bill and thank all those people who worked diligently on this.

Thank you, Mr. President.

And the question recurring,
Shall the bill pass finally?

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

YEA-49

Armstrong	Fumo	Orie	Tomlinson
Baker	Gordner	Piccola	Vance
Boscola	Greenleaf	Pileggi	Washington
Browne	Hughes	Pippy	Waugh
Brubaker	Kasunic	Punt	White, Donald
Corman	Kitchen	Rafferty	White, Mary Jo
Costa	LaValle	Regola	Williams, Anthony H.
Dinniman	Logan	Rhoades	Williams, Constance
Earll	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	Stout	
Fontana	O'Pake	Tartaglione	

NAY-1

Eichelberger

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

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

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE AMENDMENTS TO SENATE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to House amendments to **SB 740**.

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 100** and **SB 295**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT pro tempore. Pursuant to Senate Rule XIV, section 6, the bills will be referred to the Committee on Rules and Executive Nominations.

**HOUSE CONCURS IN SENATE AMENDMENTS
TO HOUSE BILLS**

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 44** and **HB 834**.

DISCHARGE PETITION

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

October 8, 2008

A PETITION

To place before the Senate the nomination of Fred P. Rinaldi, Esquire, as a member of the Pennsylvania Economic Development Financing Authority.

TO: The Presiding 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 Fred P. Rinaldi, Esquire, Old Forge, Pennsylvania, as a member of the Pennsylvania Economic Development Financing Authority, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert D. Robbins
Joseph B. Scarnati III
Dominic F. Pileggi
Jane C. Orie
Michael L. Waugh

The PRESIDENT pro tempore. The communication will be laid on the table.

**COMMUNICATIONS FROM THE GOVERNOR
REPORTED FROM COMMITTEE ON RULES
AND EXECUTIVE NOMINATIONS**

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

**MEMBER OF THE PENNSYLVANIA ECONOMIC
DEVELOPMENT FINANCING AUTHORITY**

October 8, 2008

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 12, 2008, for the appointment of David E. Landau, 11 Oak Knoll Drive, Wallingford 19086, Delaware County, Ninth Senatorial District, as a member of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years and until his successor is appointed and qualified, vice William Davis, Williamsport, resigned.

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

EDWARD G. RENDELL
Governor

**MEMBER OF THE PENNSYLVANIA ECONOMIC
DEVELOPMENT FINANCING AUTHORITY**

October 8, 2008

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 13, 2008, for the appointment of Fred P. Rinaldi, Esquire, One Lee Court, Old Forge 18518, Lackawanna County, Twenty-second Senatorial District, as a member of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years and until his successor is appointed and qualified, vice C. Talbot Heppenstall, Jr., Pittsburgh, resigned.

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

EDWARD G. RENDELL
Governor

NOMINATIONS RETURNED TO THE GOVERNOR

Senator ROBBINS. Mr. President, I request that the nominations just read by the Clerk be returned to His Excellency, the Governor.

COMMUNICATION FROM THE GOVERNOR**NOMINATION REFERRED TO COMMITTEE**

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

**COMMONWEALTH TRUSTEE OF THE
UNIVERSITY OF PITTSBURGH OF THE
COMMONWEALTH SYSTEM OF HIGHER EDUCATION**

October 8, 2008

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, Ira J. Gumberg, 5222 Wilkins Heights Road, Pittsburgh 15217, Allegheny County, Forty-third Senatorial District, for reappointment as a Commonwealth Trustee of the University

of Pittsburgh of the Commonwealth System of Higher Education, to serve until October 5, 2012, and until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILLS

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 647, HB 747, HB 949, HB 1027, HB 1044, HB 1511, HB 1664, HB 1723, HB 1845 and HB 2499.**

SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 763 and SB 1258**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT pro tempore. Pursuant to Senate Rule XIV, section 6, this bill will be referred to the Committee on Rules and Executive Nominations.

CONSIDERATION OF CALENDAR RESUMED

BILL ON CONCURRENCE IN HOUSE AMENDMENTS AS AMENDED

SENATE CONCURS IN HOUSE AMENDMENTS AS AMENDED

SB 1114 (Pr. No. 2489) -- The Senate proceeded to consideration of the bill, entitled:

An Act designating the scenic view adjacent to State Route 40 in Wharton Township, Fayette County, as the "Blue Star Point Lookout"; designating the portion of US Route 20, known as West 26th Street, in Millcreek Township, Erie County, from Peninsula Drive to Powell Avenue as the John W. Groters Memorial Highway; designating a portion of Cottman Avenue (Route 73), Burholme section, City of Philadelphia, as the Police Sergeant Stephen Liczbinski Memorial Highway; designating the bridge on State Route 259 dividing Bolivar Borough and Fairfield Township, Westmoreland County, as the Glenn McMaster Memorial Bridge.

On the question,

Will the Senate concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 1114?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House, as further amended by the Senate, to Senate Bill No. 1114.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earl	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

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

SB 1413 (Pr. No. 2476) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for revocation of habitual offender's license, for driving while operating privilege is suspended or revoked, for permitting violation of title, for homicide by vehicle and for habitual offenders.

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-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earl	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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

HB 2644 (Pr. No. 3986) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 10, 1974 (P.L.852, No.287), referred to as the Underground Utility Line Protection Law, further providing for duties of facility owners.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earl	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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 return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Rules and Executive Nominations to add Senate Bill No. 1028 to the agenda for today's meeting.

LEGISLATIVE LEAVES

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I request legislative leaves for Senator Connie Williams and Senator Dinniman.

The PRESIDENT pro tempore. Senator O'Pake requests legislative leaves for Senator Connie Williams and Senator Dinniman. Without objection, the leaves will be granted.

RECESS

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

Senator PILEGGI. Mr. President, I request a recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room.

The PRESIDENT pro tempore. For the purpose of a meeting of the Committee on Rules and Executive Nominations to be held in the Rules room, without objection, the Senate stands in recess.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEE

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

SB 100 (Pr. No. 2484) (Rereported) (*Concurrence*)

An Act providing for the regulation of home improvement contracts and for the registration of certain contractors; prohibiting certain acts; and providing for penalties.

SB 295 (Pr. No. 2485) (Rereported) (*Concurrence*)

An Act providing for idling restrictions on diesel-powered motor vehicles; and imposing a penalty.

SB 763 (Pr. No. 2500) (Rereported) (*Concurrence*)

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions; further providing for the levying of the mercantile or business privilege tax; transferring the Optional Occupation Tax Elimination Act and further providing for definitions, for earned income tax rate limits, for resolutions and for binding referendums and providing for applicability of income tax on personal income; and repealing the Optional Occupation Tax Elimination Act and provisions of the Taxpayer Relief Act.

SB 1028 (Pr. No. 2471) (Rereported) (*Concurrence*)

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for public roads.

SB 1258 (Pr. No. 2487) (Rereported) (*Concurrence*)

An Act amending the act of May 21, 1943 (P.L.571, No.254), known as The Fourth to Eighth Class and Selective County Assessment Law, expanding the scope of the act; further providing for application of the act and for appeals by municipalities; and making a related repeal.

LEGISLATIVE LEAVE

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

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

The PRESIDENT pro tempore. Senator Pileggi requests a legislative leave for Senator Brubaker. Without objection, the leave will be granted.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 2

SB 295 CALLED UP OUT OF ORDER

SB 295 (Pr. No. 2485) -- Without objection, the bill was called up out of order, from page 1 of Supplemental Calendar No. 2, by Senator PILEGGI, as a Special Order of Business.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 295 (Pr. No. 2485) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for idling restrictions on diesel-powered motor vehicles; and imposing a penalty.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 295?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 295.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 100 (Pr. No. 2484) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the regulation of home improvement contracts and for the registration of certain contractors; prohibiting certain acts; and providing for penalties.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 100?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 100.

On the question,

Will the Senate agree to the motion?

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

Senator PILEGGI. Mr. President, on behalf of Senator Brubaker, I offer remarks for the record in connection with Senate Bill No. 100.

The PRESIDENT pro tempore. The remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentleman from Delaware, Senator PILEGGI, on behalf of the gentleman from Lancaster, Senator BRUBAKER:)

I am going to support this bill, but I note the Pennsylvania Landscape and Nursery Association's opposition to Senate Bill No. 100. This important industry generates \$5.6 billion per year in economic activity, employing nearly 100,000 Pennsylvanians.

Pennsylvania is one of the top producers of nursery and floriculture in the nation. The green industry is the fastest growing agricultural sector in Pennsylvania, and as chairman of the Senate Committee on Agriculture and Rural Affairs, I feel it is important to reflect their concerns.

Member companies of the PLNA specialize in the installation and maintenance of plant material but are subject to the provisions of Senate Bill No. 100 because they may also install walkways, irrigation, retaining walls, and other hardscape features in conjunction with the installation of plant material.

Under this legislation, our landscapers will fall under sometimes duplicate, paperwork-heavy regulatory systems. As I said, I will support this bill, as I believe it is a strong bill that will improve consumer protection. But I look forward to working with my colleagues to address this issue in the next legislative Session so that Pennsylvania's important and growing landscape and nursery industry can follow one set of reasonable rules. Thank you.

And the question recurring,

Will the Senate agree to the motion?

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

YEA-39

Baker	Gordner	Musto	Stout
Boscola	Greenleaf	Orie	Tartaglione
Browne	Hughes	Pileggi	Tomlinson
Brubaker	Kasunic	Pippy	Washington
Corman	Kitchen	Punt	Waugh
Costa	LaValle	Rafferty	Williams, Anthony H.

Dinniman	Logan	Rhoades	Williams, Constance
Erickson	Madigan	Robbins	Wonderling
Fontana	McIlhinney	Scarnati	Wozniak
Fumo	Mellow	Stack	

NAY-11

Armstrong	Ferlo	Piccola	White, Donald
Earll	Folmer	Regola	White, Mary Jo
Eichelberger	O'Pake	Vance	

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.

SB 1258 CALLED UP OUT OF ORDER

SB 1258 (Pr. No. 2487) -- Without objection, the bill was called up out of order, from page 2 of Supplemental Calendar No. 2, by Senator PILEGGI, as a Special Order of Business.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1258 (Pr. No. 2487) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 21, 1943 (P.L.571, No.254), known as The Fourth to Eighth Class and Selective County Assessment Law, expanding the scope of the act; further providing for application of the act and for appeals by municipalities; and making a related repeal.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1258?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1258.

On the question,

Will the Senate agree to the motion?

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

YEA-38

Armstrong	Fontana	Musto	Robbins
Baker	Fumo	O'Pake	Scarnati
Boscola	Greenleaf	Orie	Stout
Browne	Hughes	Piccola	Tomlinson
Corman	Kasunic	Pileggi	Washington
Costa	LaValle	Pippy	Waugh
Dinniman	Logan	Punt	White, Donald
Earll	Madigan	Rafferty	Wozniak
Erickson	McIlhinney	Regola	
Folmer	Mellow	Rhoades	

NAY-12

Brubaker	Gordner	Tartaglione	Williams, Anthony H.
Eichelberger	Kitchen	Vance	Williams, Constance
Ferlo	Stack	White, Mary Jo	Wonderling

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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 763 (Pr. No. 2500) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions; further providing for the levying of the mercantile or business privilege tax; transferring the Optional Occupation Tax Elimination Act and further providing for definitions, for earned income tax rate limits, for resolutions and for binding referendums and providing for applicability of income tax on personal income; and repealing the Optional Occupation Tax Elimination Act and provisions of the Taxpayer Relief Act.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 763?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 763.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1028 (Pr. No. 2471) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for public roads.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 1028?

Senator PILEGGI. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1028.

On the question,

Will the Senate agree to the motion?

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

YEA-50

Armstrong	Fontana	O'Pake	Tartaglione
Baker	Fumo	Orie	Tomlinson
Boscola	Gordner	Piccola	Vance
Browne	Greenleaf	Pileggi	Washington
Brubaker	Hughes	Pippy	Waugh
Corman	Kasunic	Punt	White, Donald
Costa	Kitchen	Rafferty	White, Mary Jo
Dinniman	LaValle	Regola	Williams, Anthony H.
Earll	Logan	Rhoades	Williams, Constance
Eichelberger	Madigan	Robbins	Wonderling
Erickson	McIlhinney	Scarnati	Wozniak
Ferlo	Mellow	Stack	
Folmer	Musto	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.

SENATE RESOLUTIONS ADOPTED

Senator TOMLINSON, by unanimous consent, offered **Senate Resolution No. 414**, entitled:

A Resolution designating the week of October 6 through 12, 2008, as "Learn and Serve Challenge Week" in Pennsylvania.

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

Senators C. WILLIAMS, WONDERLING, PILEGGI, COSTA, FUMO, PIPPY, FONTANA, STACK, BOSCOLA, STOUT, BAKER, TARTAGLIONE, ERICKSON, EARLL, KASUNIC, HUGHES, BROWNE, MUSTO, LAVALLE, FERLO, BRUBAKER and GREENLEAF, by unanimous consent, offered **Senate Resolution No. 415**, entitled:

A Resolution designating November 19, 2008, as "Pennsylvania Geographic Information System Day."

On the question,

Will the Senate adopt the resolution?

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, I offer the following remarks for the record on behalf of Senator Connie Williams.

The PRESIDENT pro tempore. The remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentleman from Berks, Senator O'PAKE, on behalf of the gentlewoman from Montgomery, Senator CONNIE WILLIAMS:)

I ask for your support in declaring November 19, 2008, as "Pennsylvania GIS Day." GIS, or Geographic Information System, is a progressive technology that has transformed the way we live and work.

Have you ever wondered how the navigation system in your car actually knows where to go? How can a tiny iPod store 25,000 songs? How do soldiers know every inch of their surroundings when they are at the base of huge mountain ranges? The answer, ladies and gentlemen, is GIS technology.

Geospatial technologies, like GIS, global positioning systems (GPS), and digital mapping, have become everyday tools that we rely on to deliver public safety and emergency response. It is used in medicine, economic development, homeland security, education, workforce analysis, transportation, agriculture, historical preservation, and even for travel and advertising.

If you would like to see some good examples of GIS technology, you should take a few minutes to visit some of the GIS exhibits in the Capitol Rotunda on November 19. You will be amazed at how this type of technology has changed daily living.

The United States Department of Labor has identified geospatial technology, biotechnology, and nanotechnology as the three technologies with the greatest potential for growth and job creation. Employment in the geospatial technology industry is growing by 10 percent to 13 percent per year, and the demand for geospatial technology services is creating new jobs in a wide range of fields. Pennsylvania is a leader in research and training in geospatial technology and is home to many of the nation's leading geospatial technology firms.

I hope you will join me in drawing attention to GIS by declaring November 19, 2008, as "Pennsylvania GIS Day."

And the question recurring,

Will the Senate adopt the resolution?

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

Senators ORIE, PILEGGI, RAFFERTY, FERLO, FONTANA, COSTA, KASUNIC, TARTAGLIONE, BOSCOLA, GREENLEAF, ERICKSON, STOUT, STACK, WONDERLING, PIPPY, A. WILLIAMS, EARLL, MUSTO, LAVALLE, FUMO and VANCE, by unanimous consent, offered **Senate Resolution No. 416**, entitled:

A Resolution designating October 30, 2008, as "Cogan's Syndrome Awareness Day" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDENT pro tempore. The Chair recognizes the gentlewoman from Allegheny, Senator Orie.

Senator ORIE. Mr. President, I offer my remarks for the record.

The PRESIDENT pro tempore. The remarks will be spread upon the record.

(The following prepared remarks were made part of the record at the request of the gentlewoman from Allegheny, Senator ORIE:)

Cogan's Syndrome is thought to be an autoimmune disorder. At the onset of Cogan's Syndrome, patients experience red, painful and light-sensitive eyes and blurred vision. Shortly following the eye symptoms, patients develop dizziness, balance problems, ringing in the ears, and hearing loss. The symptoms of Cogan's Syndrome can progress rapidly to bilateral deafness that can become permanent within 2 years.

Cogan's Syndrome primarily targets children and young adults 20 to 30 years of age. Many people with Cogan's Syndrome have permanent visual or hearing damage. However, most patients are able to manage their symptoms and limit complications of the disease with treatment.

Those of you who have served in the House within the past 11 years may recall John Stouffer, who was a messenger. He is one individual whom I personally know who has been afflicted with Cogan's Syndrome, and it has taken a toll on him.

I offer this resolution to have the Senate designate October 30, 2008, as "Cogan's Syndrome Awareness Day" in Pennsylvania.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators ARMSTRONG and BRUBAKER, by unanimous consent, offered **Senate Resolution No. 417**, entitled:

A Resolution designating November 8, 2008, as "Charles Demuth Day" in Pennsylvania.

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

Senators GORDNER and STACK, by unanimous consent, offered **Senate Resolution No. 418**, entitled:

A Resolution designating the month of November 2008 as "Lung Cancer Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator GORDNER. Mr. President, just very briefly, this designates the month of November as "Lung Cancer Awareness Month."

I was contacted by a constituent who is a little younger than I am, and she recently found out that she has stage IV lung cancer. She has two young children, and she has never smoked in her life. She had been under care for 2 years, and they had looked at a variety of different types of ailments, including breast cancer, until they finally diagnosed lung cancer. Again, because she had never been a smoker, they frankly did not look at that immediately, and then, unfortunately, once they did discover the true reason for her ailments, they realized that she was in stage IV.

It is hard to believe, but lung cancer is the leading cause of cancer deaths in the world, this nation, and this Commonwealth. In 2007, over 160,000 people died of lung cancer. There are an estimated 213,000 new cases of lung cancer and 439 deaths from lung cancer each day in this nation. Very frankly, the doctors have given her a limited amount of time to live. She is living each day as if it could be her last. She felt very strongly, when contacting my office, that she wanted to have this resolution introduced so she could do everything she could to make sure that people are aware of the significance of lung cancer, whether they smoke or not, and lead to efforts to try to eradicate this ailment.

Thank you, Mr. President, for allowing me to say these words, and I ask the Senate for its adoption.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Philadelphia, Senator Stack.

Senator STACK. Mr. President, I am happy to rise with my colleague, Senator Gordner, on this important issue.

Interestingly enough, I also-- it was a different constituent who had contacted me with regard to lung cancer, and as Senator Gordner pointed out, it is a terrible disease, with 160,000 people passing away from lung cancer in 2007. Among the leading causes of lung cancer are smoking, secondhand smoke, which this body has dealt with intimately, radon, and on-the-job exposure to carcinogens.

So, too many people contract this terrible disease, and far too many people pass away from lung cancer. As Senator Gordner pointed out, it is great that constituents contact us to talk about how important is the issue of awareness, whether it is in the medical community or our community at large, awareness and education about lung cancer and prevention is necessary to reduce the incidence of this disease.

So it is my hope, along with my colleague, Senator Gordner, that we will help raise awareness of the disease of lung cancer and unanimously pass this resolution.

And the question recurring,

Will the Senate adopt the resolution?

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

UNFINISHED BUSINESS PETITIONS AND REMONSTRANCES

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Philadelphia, Senator Stack.

Senator STACK. Mr. President, last night, this Chamber, I think, struck a decisive blow against violence against police officers in Philadelphia and across this State. I want to take this opportunity to thank all my colleagues in this Chamber for helping us attach my amendment, which placed a 20-year mandatory minimum sentence on offenders who would shoot a firearm at police officers.

We had a great team effort here in the State Senate, not only my colleagues from Philadelphia, but also Senator Pileggi and his tremendous staff and, of course, my friends and colleagues, Senator Orié and Senator Rafferty, with whom I have worked on many law enforcement issues. I was proud that we were able to adopt the language, which is so important in my Senate district,

for one, because the last four Philadelphia police officers who have been killed by guns in the line of duty have all been from my Senate district. But it is not confined to Philadelphia. In fact, in Pennsylvania, gun violence against police officers is up 83 percent. In the rest of the country, it is up as well, only 13 percent. I am glad that we were able to take some action.

I have been notified that the House unanimously passed our legislation with our strong 20-year mandatory minimum language, and now we are just waiting for the Governor to sign it. In fact, we call on him to sign that legislation to take a decisive blow against violence against our police officers. After all, they are the ones who keep us safe, and we all owe them a debt of gratitude.

So, I want to thank the Senate on behalf of police officers, and once again, I would like to thank my colleagues, Senator Rafferty, Senator Pileggi, and Senator Orie.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Montgomery, Senator Rafferty.

Senator RAFFERTY. Mr. President, I am proud to stand here today with Senator Stack to congratulate the Members of the Senate and the House for passage of this bill.

Unfortunately, we are seeing a growing trend in this country of disrespect for authority. We today, in the Commonwealth of Pennsylvania, sent a strong statement to the criminal element that if you so much as attempt to harm one of our police officers, you will serve a 20-year mandatory sentence. There is no discretion. If you have a gun in your hand, and you discharge it in the direction of a police officer, 20 years in prison. We owe that to our police officers, who day in and day out put their lives on the line, and we need to send that message to the criminal element to say it is not going to happen here in Pennsylvania. It is not going to be tolerated here in Pennsylvania.

Mr. President, with my friends and colleagues, Senator Stack from Philadelphia County, Senator Orie from Allegheny County, and our staffs, in particular Mike, Matt, and Mark, we were able to fashion this amendment and put it into the bill, which will go to enhance criminal penalties and, at the same time, let our police officers know of our support for them. I do want to thank, as well, Senator Pileggi and his staff and Senator Mellow and his staff for working with us on this amendment.

There are a number of people who will run around now and take credit for it. It originated in the Senate of Pennsylvania, in this Chamber. The Senate of Pennsylvania is the one that said we need to take action, and we did so with this amendment. I am proud today to see that it passed both Chambers.

May God continue to bless the men and women who serve us in the law enforcement community here in the Commonwealth of Pennsylvania.

Thank you, Mr. President.

JOURNALS APPROVED

The PRESIDENT pro tempore. The Journals of the Sessions of September 23, 2008, and September 24, 2008, are now in print.

The Clerk proceeded to read the Journals of the Sessions of September 23, 2008, and September 24, 2008, when, on motion of Senator PILEGGI, and agreed to by voice vote, further reading was dispensed with and the Journals were approved.

CONGRATULATORY RESOLUTIONS

The PRESIDENT pro tempore laid before the Senate the following resolutions, which were read, considered, and adopted by voice vote:

Congratulations of the Senate were extended to Mr. and Mrs. George Krause, Chaplain Grover George DeVault, Ethan Andrew Wentworth and to Manheim Township Middle School by Senator Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Gasper, Mr. and Mrs. Robert D. Moore, Mr. and Mrs. Albert Schickner, Mr. and Mrs. Samuel Bosch, Mr. and Mrs. Leo Beilman, Mr. and Mrs. Joseph B. Gries, Mr. and Mrs. Anthony Adamitis, Mr. and Mrs. Donald Stanton, Ryan S. Williams, Kyle Piazza, Alexander Barbolish, Anna Tensa Bauer, Rachael Scarpa, Mae Sylvia, Sabino Picarello, Kendra M. Hubert, Charlotte Montross Hadsall, Andrew J. Bergey, Rudy Schemitz, Jr., Robert John Michael Knash, Allied Services Foundation of Clarks Summit and to the Oakdale United Methodist Church of Hunlock Creek by Senator Baker.

Congratulations of the Senate were extended to John P. Moses by Senators Baker, Mellow, and Musto.

Congratulations of the Senate were extended to Mr. and Mrs. Toby Bell, Reverend Clyde R. McRae, Jeffrey A. Parks, Albert William Hoppes, Timothy Woodbridge, Marilyn Muniz, David Thomas Harrington, Brian Witmer, James Policelli, Kenneth Shook, Joseph Oblick, citizens of the Borough of Fountain Hill and St. Luke's Hospital and Health Network, Pinebrook Services for Children and Youth of Allentown, Liberty Fire Company No. 2 of Bangor and to Wegmans of Allentown by Senator Boscola.

Congratulations of the Senate were extended to Rocco Fiorentino, Visual Impairment and Blindness Services of Bethlehem and to the Holy Family Parish by Senators Boscola and Browne.

Congratulations of the Senate were extended to Vincent Vicari and to Frank Oieni by Senators Boscola and Wonderling.

Congratulations of the Senate were extended to Mr. and Mrs. Scott MacLaren, Dr. Kimberly S. Filipkowski, Charles Kirkwood, Connie Roberts, Michael J. Baxter and to Sharon Taylor by Senator Boscola and others.

Congratulations of the Senate were extended to Mr. and Mrs. Ray Hamm, Mr. and Mrs. Arthur W. Laudenslager, Mr. and Mrs. Wilbur Diehl, Dr. Bruce Basch, Scott Stevenson, Judith Kaminski, Cetronia Ambulance Corps of Allentown, Housing Association and Development Corporation of Allentown, Trexler Library at Muhlenberg College of Allentown and to ProtoCAM of Northampton by Senator Browne.

Congratulations of the Senate were extended to Mr. and Mrs. William Grube, Dr. Alan S. Brau, Dr. Rajeev Rohatgi, Dr. Jay S. Talsania, Air Products and to the Wildlands Conservancy by Senator Browne and others.

Congratulations of the Senate were extended to Mr. and Mrs. William F. Becker, Mr. and Mrs. Michael Leininger, Mr. and Mrs. Leon Stoltzfus, Mr. and Mrs. Stephen P. Meier, Esther Kass, Adam Joseph Kilp, David Denlinger, Rachelle Hinerman, Dana Elizabeth Sensenig, Warwick High School Marching Band, St. Luke's Episcopal Church of Mount Joy, New Holland Manufacturing Center, St. Luke's United Church of Christ of Lititz and

to Lancaster Farmland Trust and the Lancaster County Agricultural Preserve Board by Senator Brubaker.

Congratulations of the Senate were extended to Dr. Michael K. Curley by Senators Brubaker and Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. Burton Henry, Mr. and Mrs. Larry L. Harshbarger, Mr. and Mrs. John J. Hayward, Mr. and Mrs. Harold D. Penepacker, Mr. and Mrs. Michael W. Barner, Mr. and Mrs. George E. Hackenberry, Jr., Mr. and Mrs. William R. Frazee, Mr. and Mrs. Robert E. Beatty, Mr. and Mrs. Melvin Shrock, Mr. and Mrs. Forrest Clay Erdley, Mr. and Mrs. James P. Fritz, Mr. and Mrs. Mike Ammon, Mr. and Mrs. Dennis M. King, the Reverend James Bramer, Dr. David M. Rice, Julianna G. Miller, Stewart Kirk, Kyle Joseph Krisch, Chalmer Kline, Beth A. Rocco, Stanley Forrest Stewart, Lucien Ryan, Colin Morella, Dennis L. Campbell, Andrew Gary Parzanese, Ethan R. Lucas, Mountain View Elementary School of Mifflin, Penn State Cooperative Extension in Juniata County, Fike Brothers Carpet One Floor and Home of Yeagertown, citizens of the Village of Boalsburg, Bellefonte Family YMCA, McVeytown Presbyterian Church, Animal Hospital of Rye and to the Mount Nittany Medical Center of State College by Senator Corman.

Congratulations of the Senate were extended to the Honorable William Peduto, Dr. Lynn C. Yanyo, Josh Baker, Scott Feher, Martha W. Isler, Richard K. Rubinoff, University of Pittsburgh College of General Studies and to St. Michael's the Archangel Orthodox Church of Rankin by Senator Costa.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Rider, the Reverend Carl A. Turner, Sr., Dr. Dorothy H.L. Carroll, Dr. Levi Wingard, Andy Wilson, Lucy C. Lanza, Richard A. Kunsch, Sr., Samuel J. McMaster, Dallas Krapf, Dale Krapf, Joanne Campbell Brown, Dolly Wideman-Scott, Ismael Ishaka, Sittina Andhuindine, Jarrett Clary, Maurice J. Comeau, Krishanth Paramjothy, Frank Milliman, James Stormer, Margaret Gusz, Mary Lou Amole, Robert Lee Kirkner III, Kevin Charles Helm, John Richard Jengo, Evan S. Kroboth, Dallas E. Matthews, Steven J. Plaughter, Joseph R. Polito, Jr., Kathleen P. Shields, Sean O'Brien, Gene Williams, Joseph P. Brennan, Paoli Village Shoppes, All4 of Kimberton, Barclay Friends Nursing Home of West Chester, citizens of Tredyffrin Township, West Chester Railroad Heritage Association, Crime Victims' Center of Chester County, Inc., Epsilon Omega Zeta Chapter of Zeta Phi Beta Sorority, Inc., of West Chester, and to the School at Church Farm of Exton by Senator Dinniman.

Congratulations of the Senate were extended to Calvin M. Books by Senators Dinniman and O'Pake.

Congratulations of the Senate were extended to John A. Ciccarone and to Dansko, Inc., of West Grove, by Senators Dinniman and Pileggi.

Congratulations of the Senate were extended to Rhoda Mavromanolis, Jarad Stephen Winget and to Joseph Padraic McGroarty by Senators Dinniman and Rafferty.

Congratulations of the Senate were extended to Dr. Zane H. Gates, Vera Athella Foster Jay, Shirley Pechter, Donald Joseph Gallace, Brian C. Isenberg, Peter B. Hart, Mount Union VFW 13- and 14-Year-Old All-Star Baseball Team and to the Mount Union VFW 15- and 16-Year-Old All-Star Baseball Team by Senator Eichelberger.

Congratulations of the Senate were extended to Colonel Roger R. Ullman, Nancy C. Derby, Thomas Joseph Dugan and to Christine Olinger Toy by Senator Erickson.

Congratulations of the Senate were extended to the Honorable Luke Robert Ravenstahl, Dr. Karol L. Galcik, Justin Daniel Jankowski and to Kyle Sarver by Senator Ferlo.

Congratulations of the Senate were extended to Senior Master Sergeant Richard S. Rettew, Alexander Moffitt, Spencer D. Kenley, Lebanon Family Health Services and to the Pennsylvania National Guard at Fort Indiantown Gap by Senator Folmer.

Congratulations of the Senate were extended to Davis James Baratta and to Brandon Wolfe by Senator Fontana.

Congratulations of the Senate were extended to Jason Tarap by Senators Fontana and Pippy.

Congratulations of the Senate were extended to Fred Druding, Sr., Kelly McGuire and to Philadelphia Mennonite High School by Senator Fumo.

Congratulations of the Senate were extended to the Reverend and Mrs. Charles Hess, Mr. and Mrs. Robert J. Forcheskie, Mr. and Mrs. Melvin Reed, Mr. and Mrs. Edward Burket, Mr. and Mrs. Blake Snyder, Mr. and Mrs. Wayne Laidacker, Mr. and Mrs. Francis Callahan, Sr., the Honorable Donna J. Coombe, Andrew Robert Dorion, Jonathan Michael Benkovic, Kevin T. Hower, Herbert Eugene Wiand, Donald N. Rishe, Paul D. Metrocavage, Jordan Tyler Dunkelberger, Tucker Alan Swigart, Murray Holdren, Nathaniel D. Linn, First United Methodist Church of Mount Carmel and to Durdach Bros., Inc., of Paxinos, by Senator Gordner.

Congratulations of the Senate were extended to Mr. and Mrs. Walter Ringer, Mr. and Mrs. Louis Wagenheiser, the Honorable R. Sam Valenza, Chief Rocco Wack, Agnes M. Judge, Matthew D. Craig, Chad Mueller, Kyle R. McCarney, Matt Burns, Thomas E. Parsons, Christopher Magni, William B. Eagan, Clifton McFatridge, Viola E. Keller, John T. Acton, Jacqueline Litzenberger, Samuel B. Kenney, Patricia Levenberg, Joseph Fuchs, John Mahon, Mark J. Roberts, Jr., Fort Washington Fire Company No. 1, Greater Willow Grove Golf Open and to the Willow Grove Foundation by Senator Greenleaf.

Congratulations of the Senate were extended to Bruce Goodman by Senators Greenleaf and Rafferty.

Congratulations of the Senate were extended to the Reverend Dr. La Verne Adams, Bishop Felix F. Poser, the Reverend Jeffrey N. Leath, the Reverend Ralph Ciampa and to Chaplain Christopher Brown by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Ralph Leister, the Honorable Bob Bastian, Sarah Bell McDonald, James T. Pruss, North Star High School Girls' Volleyball Team of Boswell, World War II Veterans and to the Laurel Highland Telephone Company of Stahlstown by Senator Kasunic.

Congratulations of the Senate were extended to the Reverend Paul R. Lee, Dr. Traci Lynn, Willie J. Daniels, Jr., Denise Wright, Hattie M. Johnson, Deloris Holloway James, Alvin Fink, Kathleen Goodwin and to Alpha J. Jordan by Senator Kitchen.

Congratulations of the Senate were extended to the Honorable Frank L. Oliver by Senator Kitchen and others.

Congratulations of the Senate were extended to Mark Wallace, Daniel L. Lesnick, Matthew J. Uhring, Joshua T.

Schumacher and to the citizens of the City of Lower Burrell by Senator Logan.

Congratulations of the Senate were extended to Mr. and Mrs. Charles DeWalt, Mr. and Mrs. James Hulslander, Mr. and Mrs. Richard Rockefeller, Mr. and Mrs. Craig W. Griffis, Mr. and Mrs. Harry Jones, Chief Francis Lindsey, Marie Martha Wygrala, Robert Waltz, Quinn Michael Yeager, Joyce A. Grant, Eric R. Warner, Joshua Allan Harris, Nicholas E. Weisbrod and to Jonathon Charles Harris by Senator Madigan.

Congratulations of the Senate were extended to the Honorable Kathy Babb, Jacob Thomas Cinciripini, Tatjana Skokna, Mac Mackenzie, Christopher B. Chandor, Charles McHenry, Barbara Clark, Erik Phillip Payn and to the Yardley-Makefield Fire Company by Senator McIlhinney.

Congratulations of the Senate were extended to Dr. Norman L. Loux by Senators McIlhinney and Greenleaf.

Congratulations of the Senate were extended to Anastasiya Koziychuk, Nikolaj Folmer, Sarah Scott and to Maryann Molishus by Senators McIlhinney and Tomlinson.

Congratulations of the Senate were extended to Kyle Patrick Haab, Lillian Goldstein, Louis A. Nivert, Sara Worley and to Catholic Social Services of Lackawanna County by Senator Mel-low.

Congratulations of the Senate were extended to Jillian Layaou, Sheryl Ann Klus and to Joseph J. Rymar by Senator Musto.

Congratulations of the Senate were extended to Mr. and Mrs. William Matthews, Rose M. Caltagirone, Eric Thomas Houghton, Anthony J. Perate, Michael F. Perate, Richard J. Kline, Stephen L. Bonino, Samuel Quinn Dieffenbach, Christian W. Jones, David J.P. Tobias, Ryan T. Dzojko, Alexander P. Moffitt, members of the Rotary Club of Reading, members of Christ Delong's United Church of Christ of Topton, management and employees of the Bally Block Company and to the members of Washington Presbyterian Church of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Dr. James C. Manley, Robert T. Stehle, Nick Petar Jovonovich, Steven Francis Comer, Philip Joseph Marchetti, Megan McLaughlin, Bruno Sammartino, Saint Ursula Parish of Allison Park, Mars Area High School Boys' Soccer Team, Parental Stress Center of Pittsburgh and to the Mediation Council of Western Pennsylvania by Senator Orie.

Congratulations of the Senate were extended to Carlow University of Pittsburgh by Senators Orie and Ferlo.

Congratulations of the Senate were extended to the Butler County Symphony Association by Senators Orie, D. White, and Robbins.

Congratulations of the Senate were extended to the Allegheny Valley Association of Churches by Senator Orie and others.

Congratulations of the Senate were extended to Mr. and Mrs. Harry Kelly, Mr. and Mrs. Richard Miller, Mr. and Mrs. Leroy Hoover, Mr. and Mrs. Darrell Carlson, Mr. and Mrs. Steve Heinbaugh, Mr. and Mrs. Rickie Yeager, Mr. and Mrs. Kendall Hanna, Mr. and Mrs. Gary DeFlorentis, Mr. and Mrs. Timothy Neher, Mr. and Mrs. Earl Black, Mr. and Mrs. Kevin Noll, Mr. and Mrs. Mike Rothermel, Dr. Deborah L. Wortham, Jennifer Fetter, Miranda Crotsley, Skip Becker, William Lehr, Jr., Roberta K. Davis, Lynne R. Ravas, David F. Scott, Isom Mobley

III, Adam Feeser, Fritz Fire Protection, Inc., of Penbrook, Gilbert L. Dailey Funeral Home of Penbrook, Penbrook Church of God, Pennsylvania Properties of Penbrook and to St. Stephen's Episcopal School of Harrisburg by Senator Piccola.

Congratulations of the Senate were extended to the Reverend Dr. Ronnie B. Tucker, Sr., by Senators Piccola and Punt.

Congratulations of the Senate were extended to the Senator John J. Shumaker Public Safety Center at Harrisburg Area Community College by Senators Piccola and Vance.

Congratulations of the Senate were extended to the Robert J. Dietz 2008 Class of Eagles by Senator Piccola and others.

Congratulations of the Senate were extended to Chief David D. Houser, Jr., Carol Shireen Kelly Petersen, Jered Benjamin Hook and to Nathan Alan Iler by Senator Pileggi.

Congratulations of the Senate were extended to Albie Mercer, Andy J. Gallagher, David J. Vaglia, Shaun Michael Corrigan, Edward M. Doychak, Jr., Katie Bradford, Erik Nathaniel Hess, Joseph F. Mort, Andrew J. Hinch, Noah Wenzel, Ken Wagner, Nancy B. Smith, Susan Gold, Carlie McGinty, Joe Ravita, Jay Weaver, Lorraine Wagner, Carrie A. Hahn and to Peters Township Veterans of Foreign Wars Post 764 Ambulance Service by Senator Pippy.

Congratulations of the Senate were extended to J. Christopher Donahue by Senators Pippy and Costa.

Congratulations of the Senate were extended to the Reverend Timothy J. Kielley, Patrick Naugle, Jerry J. Warnement and to the Landis McCleaf Detachment of the Marine Corps League of Chambersburg by Senator Punt.

Congratulations of the Senate were extended to Chief Noel A. Roy, David Mendenko, Daniel Scott Melville, Howard Michael Kelly II, Brian Patrick Dix, Community Health and Dental Care of Pottstown, Methacton 16 and Under Girls' Softball Team, Friendship Hook, Ladder, Hose and Ambulance Company of Royersford and to the Audubon Recreation Association 12-Year-Old All-Star Baseball Team by Senator Rafferty.

Congratulations of the Senate were extended to Elizabeth L. Haines by Senators Rafferty and Wonderling.

Congratulations of the Senate were extended to Montgomery County Community College by Senator Rafferty and others.

Congratulations of the Senate were extended to Joseph Garchar, Christopher John Lukas, Rebecca Snyder, Michael Barlock and to the West Newton Community Festival Committee by Senator Regola.

Congratulations of the Senate were extended to Jarrod Nathan Kunkel and to Esther Roberts by Senator Rhoades.

Congratulations of the Senate were extended to Mr. and Mrs. Paul W. Gerasimek, Mr. and Mrs. O. Leon Watson, Mr. and Mrs. Willis Fry, Cadet Lieutenant Colonel Nichole L. McCandless, Captain Sandra M. Fleming, Captain Daniel R. Wilson, Dr. Bernie Hoyt, Andrew Michael Bullman, Dale W. Deist, Helen Bradford Gallant, Steve Gurgovits, Christopher Gallick, Kelsy Daugherty, Domenic Andolina, Elizabeth H. George, Bruce W. Stainbrook, Ellen M. Aurand, Earle F. Bogacki, Titusville Council on the Arts, Greenville Business and Professional Women, Crawford County Farm Bureau, Farrell Moose Lodge 55 and to the Bloomfield Township Volunteer Fire Department by Senator Robbins.

Congratulations of the Senate were extended to Mr. and Mrs. James D. McCarrier, Mr. and Mrs. Robert F. Bish, Mr. and Mrs. Paul Johnson, Mr. and Mrs. Myles Shippling, Mr. and Mrs. Carl McKinley, Mr. and Mrs. Donald W. Himes, Mr. and Mrs. E. DeRoy Tubbs, Mr. and Mrs. Irvin Grinnen, Dr. Warren H. Riegel, Aaron L. Haag, Caleb McGarvey, Zacharey James Vancise, BFG Manufacturing Services of Punxsutawney, Hitachi Metals Automotive Components USA, LLC, of Lawrenceville, Cliffe's and The Prescription Center of Ridgway, Ridgway YMCA, Ward Manufacturing, LLC, of Blossburg, Emery Towers of Bradford and to the Ridgway Trinity United Methodist Church by Senator Scarnati.

Congratulations of the Senate were extended to Minna Wolf, Richard Bowes, Shanin Specter, Joseph Dietrich and to Saint Leo Council No. 1294 of the Knights of Columbus by Senator Stack.

Congratulations of the Senate were extended to Dr. and Mrs. Thomas C. Wilkinson, Mr. and Mrs. Louis Allen Boissin, Mr. and Mrs. Harry Cope, Sr., Mr. and Mrs. Charles Bishop, Mr. and Mrs. James Skoda, Mr. and Mrs. Eugene Brumage, Mr. and Mrs. Stanley R. Kazarick, Mr. and Mrs. William P. Guy, Mr. and Mrs. David Vaglia, Mr. and Mrs. James R. Church, Mr. and Mrs. Stanley Warco, Mr. and Mrs. Frank Cargiene, Mr. and Mrs. George R. Brown, Mr. and Mrs. Peter Lucas, Mr. and Mrs. James Speck, Thomas P. Fuller, Sandy Seybold and to the Donora Smog Museum by Senator Stout.

Congratulations of the Senate were extended to the Honorable Michael A. Nutter, Angel Ortiz, Michael Cardone, Jr., Charity Reed, Gwen Adams, Nina Reid, Teresa Carter, Minnie Farrell, Tia Scott, Dorothy Purvis, Doris Lanier, Josephine Smith, Nancy Cherone, Matt Pappajohn, Marchelle Bailey, Thomas K. Gilhool, Kendra Davis, Ashley Vasquez, Enrique Richardson, Aida Rosado, Mary Jackson, Cardinal Bevilacqua Community Center of Philadelphia and to the Mann Older Adult Center of Philadelphia by Senator Tartaglione.

Congratulations of the Senate were extended to Michael Cardone, Jr., by Senators Tartaglione, Kitchen, and Stack.

Congratulations of the Senate were extended to Lieutenant General Ronald S. Coleman, Rear Admiral (Select) Kenneth J. Braithwaite II, Colonel Harris H. Brooks, Colonel Philip M. DeHennis, Rudy Young, Joseph Farrell, Stephen J. Harmelin, Gayle Benjamin, Melissa Wallace, Marina Salvatore, Audrey Rubanich, Dorothy Vosik, Alexandra Myers, Corey Pinkas, Stephanie Andreoli, Shane Britton, Alyssa Booth and to George Daka by Senator Tomlinson.

Congratulations of the Senate were extended to Bucks County Technical High School and to the Ancient Order of Hibernians, Michael Dougherty Division 1 Bucks County, by Senators Tomlinson and McIlhinney.

Congratulations of the Senate were extended to Dr. Sister Francesca Onley by Senators Tomlinson, Stack, and McIlhinney.

Congratulations of the Senate were extended to the Reverend Dr. Robert B. Ives, Jason Wesley Smith II, Andrew Frohm, E. Raymond Dumas, Jacob P. Hilliard, Sean Kunst, Karen F. Snider, Harold W. Fry, Dylan Michael Wright, Thomas Marcucci, Cumberland Valley High School Boys' Water Polo Team of Mechanicsburg and to the West Shore Chamber of Commerce of Camp Hill by Senator Vance.

Congratulations of the Senate were extended to Mr. and Mrs. Martin B. McCann, Jr., the Honorable Harold James, Michael Joseph Phillips, Lane Michael Ackerman, Brendan Michael Williams, Richard Duncan, Kenneth G. Hoffman, Jan Marino, Omari R. Bingam, Leandra Rae Poole, Erica Chandler, Carl George and to Janes Memorial United Methodist Church of Philadelphia by Senator Washington.

Congratulations of the Senate were extended to Mr. and Mrs. Henry Ritter, Kagen T. Shue, Ritchie P. Blymier, Michael J. Schiffhauer, Patrick J. Walker, Christopher Thomas Nielson Olson, Margaret Manifold Lanus Schuman, David Walker, Joseph Yahnke, Julie Yahnke, Dylan Oliver and to Anne Marie Scheeler by Senator Waugh.

Congratulations of the Senate were extended to the Reverend and Mrs. James McCauley, the Reverend and Mrs. Richard Molgaard, Mr. and Mrs. Dale Sleppy, Mr. and Mrs. John Alois, Mr. and Mrs. John Graham, Mr. and Mrs. Charles Brocious, Mr. and Mrs. William Smith, Mr. and Mrs. Joseph C. Lydic, Mr. and Mrs. Harold G. Behm, Mr. and Mrs. Ronald Hawkins, Mr. and Mrs. Alfred J. Novak, Mr. and Mrs. Don Santillo, Vincent Joseph Gray, David James Clawson II, Brett McCracken, Mary Beth Renze, Homer-Center High School of Homer City, 422 Homes of Indiana, Union Township Fire Company and to the Brady Township Fire, Rescue and Ambulance Company by Senator D. White.

Congratulations of the Senate were extended to Mr. and Mrs. Cecil Gourley, Mr. and Mrs. William McKissick, Mr. and Mrs. Bill Krepp, Mr. and Mrs. James Hanna, Travis John Campbell, Bradley J. Maher, Evan John Huff, Hillary Moore, Eric Williams, Seventh Street Elementary School of Franklin and to the Erie Street Church of God of Franklin by Senator M.J. White.

Congratulations of the Senate were extended to Doloris S. Miller, Donald C. Miller, Sr., Ruth Arlyne Price-Campbell and to Mercy Fitzgerald Hospital of Darby by Senator A.H. Williams.

Congratulations of the Senate were extended to Madaline Maria Glenn Dunn by Senators A.H. Williams and Hughes.

Congratulations of the Senate were extended to bench2BUSINESS by Senators A.H. Williams, C. Williams, and Wonderling.

Congratulations of the Senate were extended to Mr. and Mrs. Cecile Bean, Beth McGowen, Anthony J. Carli, Matthew Denis Kavanagh, Marianne Vollandt, Kyle M. McClure, Robert John Masciantonio, Sharon Hyland Keyser, Michael Tachau Anderson, Susan Tachau, Rachael Jones, David DeStefano, Abby Silverman, Christopher Parisi, Karisa Nelson, Dan Kelly, Genevieve Jordan, employees of the Home Depot of Plymouth Meeting, employees of the Home Depot of King of Prussia, members of Washington Fire Company No. 1 of Conshohocken, members of Conshohocken Fire Company No. 2, Norristown Area High School Marching Band, the third grade class at Plymouth Meeting Friends School and to Troop Bala One of the Boy Scouts of America of Bala Cynwyd by Senator C. Williams.

Congratulations of the Senate were extended to Superintendent of Police Joseph J. Daly by Senators C. Williams and Erickson.

Congratulations of the Senate were extended to Mr. and Mrs. Richard Miller, Mr. and Mrs. Bob Byers, Mr. and Mrs. Charles

Habecker, the Honorable John J. Horner, Jr., Chief Scott C. McElree, Howard Campbell, James Van Horn, Joseph Anthony Marlin, Frank W. Hawk, Andrew Rockwell Carter, Ryan Stephen Hassick, James Smith, Quakertown Veterinary Clinic, Children's Developmental Program, Inc., of Quakertown, Family YMCA of Easton, Phillipsburg and Vicinity, Williams Restaurant of Easton, Tender Care Pediatrics of Easton and to Rheteck, Inc., of Coopersburg, by Senator Wonderling.

Congratulations of the Senate were extended to Mr. and Mrs. Giacomo Famularo, Chief Richard Nace and to Raymond J. DeRaymond by Senators Wonderling and Boscola.

Congratulations of the Senate were extended to Margaret Walson and to Edward Walson by Senators Wonderling and Browne.

Congratulations of the Senate were extended to Mr. and Mrs. William Grube, the Reverend Daniel G. Gambet, Dale Remaley, Donald Battle, Connie J. Deemer, Kim W. Snyder, Mary Kositz, Phyllis Bindics, Frederick W. Rentschler, Brett Morrow, Joe Lennert, Bob Gilly, Robert P. Daday, Kevin Cassese and the Lehigh University Lacrosse Team, Saucon Creek Watershed Association of Hellertown, Friends of Hall Square of Nazareth, Air Products and Chemicals, Inc., of Allentown, Lehigh Valley Hospital and Health Network of Allentown, Roxy Theatre of Northampton, Penn Treaty Network of America of Allentown, OraSure Technologies, Inc., of Bethlehem, Just Born, Inc., of Bethlehem, Dunn and Bradstreet Center Valley WISE Group of Bethlehem, Highmark Blue Shield of Allentown, Two Rivers Health and Wellness Foundation of Easton and to the Bethlehem Area Vocational School, Northampton Campus, by Senator Wonderling and others.

Congratulations of the Senate were extended to Mr. and Mrs. Edward H. Summerson, Mr. and Mrs. Franklin R. Gentzyel, Mr. and Mrs. Collis Smeal, Mr. and Mrs. Fred Arnold, Mr. and Mrs. William Housley, Mr. and Mrs. R. Charles Louder, Mr. and Mrs. Boyd Lehman, Mr. and Mrs. Richard Boxler, Mr. and Mrs. Edwin Causer, Michael Daniel Sexton, Zack Higgins, Alison Terndrup, Vanessa Ashurst, Alivia Lucas, Colleen Long, Chelsea Seeley, Luke M. Ingraham, Chris Whiting, Elizabeth Jeanne Gleason, Harriet Goff, Christian Home of Johnstown, Inc., Memorial Medical Center, Ricker Brothers Florist and Gifts of Lock Haven and to the citizens of the City of Lock Haven by Senator Wozniak.

CONDOLENCE RESOLUTION

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

Condolences of the Senate were extended to the family of the late Carole Lucille Salvi by Senator Washington.

POSTHUMOUS CITATIONS

The PRESIDENT pro tempore laid before the Senate the following citations, which were read, considered, and adopted by voice vote:

A posthumous citation honoring the late Alton W. Knappenberger was extended to the family by Senators Dinniman and O'Pake.

A posthumous citation honoring the late Helen Richey was extended to the family by Senator Logan.

A posthumous citation honoring the late William Basilone was extended to the family by Senator Robbins.

A posthumous citation honoring the late James C. Ebbert was extended to the family by Senator Wonderling.

BILLS SIGNED

The PRESIDENT pro tempore (Joseph B. Scarnati III) in the presence of the Senate signed the following bills:

SB 100, SB 263, SB 295, SB 740, SB 763, SB 768, SB 1028, SB 1107, SB 1258, SB 1504, HB 44, HB 647, HB 747, HB 834, HB 949, HB 1027, HB 1044, HB 1511, HB 1664, HB 1723, HB 1845, HB 2034, HB 2499 and HB 2722.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILLS

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 301, HB 1096, HB 2200, HB 2289, HB 2294, HB 2525 and HB 2629.**

BILLS SIGNED

The PRESIDENT pro tempore (Joseph B. Scarnati III) in the presence of the Senate signed the following bills:

HB 301, HB 1096, HB 2200, HB 2289, HB 2294, HB 2525, HB 2629 and HB 2644.

SENATE CONCURRENT RESOLUTION ADOPTED

WEEKLY RECESS

Senator PILEGGI offered the following resolution, which was read, considered, and adopted by voice vote:

In the Senate, October 8, 2008

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Regular Session of the Senate recesses this week, it reconvene at the call of the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14, of the Pennsylvania Constitution, that when the Regular Session of the House of Representatives recesses this week, it reconvene at the call of the Speaker of the House of Representatives.

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

REMAINING BILLS ON CALENDAR LAID ON THE TABLE

Senator PILEGGI. Mr. President, I move that the remaining items on today's Calendar be laid upon the table.

The PRESIDENT pro tempore. Senator Pileggi requests that the remaining items on today's Calendar be laid upon the table.

The motion was agreed to by voice vote.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, OCTOBER 8, 2008

Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bills No. 100, 263, 295, 763, 768, 1028, 1107, 1114, 1258 and 1504; and certain executive nominations)	Rules Cmte. Conf. Rm.
---------------	--	--------------------------

Off the Floor	ENVIRONMENTAL RESOURCES AND ENERGY (to consider certain Environmental Quality Board regulations, including diesel truck idling and triennial review of water quality standards)	Rules Cmte. Conf. Rm.
---------------	---	--------------------------

TUESDAY, OCTOBER 14, 2008

11:00 A.M.	PUBLIC HEALTH AND WELFARE (public hearing on Senate Bill No. 1255)	Room 8E-A East Wing
------------	---	------------------------

RECESS

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

Senator PILEGGI. Mr. President, I move that the Senate do now recess to the call of the President pro tempore.

The motion was agreed to by voice vote.

AFTER RECESS

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

RECESS

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

Senator PILEGGI. Mr. President, I move that the Senate do now recess until Thursday, November 20, 2008, at 3:30 p.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate recessed at 1:51 p.m., Eastern Daylight Saving Time.