

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, MAY 8, 2002

SESSION OF 2002 186TH OF THE GENERAL ASSEMBLY

No. 36

SENATE

WEDNESDAY, May 8, 2002

The Senate met at 11 a.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Robert C. Jubelirer) in the Chair.

PRAYER

The Chaplain, Reverend R.T. JONES, of Christian Tabernacle Family Community Church, Elkins Park, offered the following prayer:

Eternal Master, the Giver and Sustainer of life, we rise to say good morning. We thank You for our last night's slumber and our rising this morning. We thank You for this august body, these men and these women of the Senate. We pray that they will have wisdom, knowledge, and understanding as they guide the legislative process of this great Commonwealth of Pennsylvania, recognizing that there are problems and difficulties that arise each and every day, but give them strength to meet every challenge. Give them the courage to say no when they must say no, and say yes when it is time to say yes.

The Republicans and Democrats who make up this body, give them wisdom to understand that on time we must come together to work together for the good of our Commonwealth. Remember, we pray today, to strengthen them, to give them courage as they go about their course of duty on this day we pray, thank God. Amen and amen.

The PRESIDENT. The Chair thanks Reverend Jones, who is the guest today of Senator Kitchen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 7, 2002.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator BRIGHTBILL, and agreed to by voice vote, further reading was dispensed with and the Journal was approved.

REPORT FROM COMMITTEE

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

SB 1257 (Pr. No. 2002) (Amended)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of environmental terrorism; and providing a penalty.

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator BRIGHTBILL.

Senator BRIGHTBILL. Mr. President, I ask for a legislative leave for Senator Bell.

The PRESIDENT. Senator BRIGHTBILL requests a legislative leave for Senator Bell. Without objection, the leave will be granted.

The Chair recognizes the gentlewoman from Montgomery, Senator C. WILLIAMS.

Senator C. WILLIAMS. Mr. President, I would like legislative leaves for Senator Fumo, Senator Kasunic, and Senator O'Pake.

The PRESIDENT. Senator C. WILLIAMS requests legislative leaves for Senator Fumo, Senator O'Pake, and Senator Kasunic. Without objection, the leaves will be granted.

LEAVE OF ABSENCE

Senator BRIGHTBILL asked and obtained a leave of absence for Senator D. WHITE, for today's Session, for personal reasons.

CALENDAR

**SENATE RESOLUTION No. 232
CALLED UP OUT OF ORDER, ADOPTED**

Senator BRIGHTBILL, without objection, called up from page 10 of the Calendar, as a Special Order of Business, **Senate Resolution No. 232**, entitled:

A Resolution recognizing the contributions of the American Gold Star Mothers.

On the question,
Will the Senate adopt the resolution?

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson

Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR TIMOTHY F.
MURPHY PRESENTED TO THE SENATE**

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

Senator MURPHY. Mr. President, I would like to call the Senate's attention to an incredible record of a hockey team that is present with us today from Bethel Park High School. I know we have had many champions here in the past, but this is actually a team that has an incredible record, undefeated and untied at 27-0-0. They also have the distinction of being the only AAA hockey team in Pennsylvania high school history to finish a season undefeated and untied, and they are actually a three-peat team. For the last 3 years, Bethel Park High School Hockey Team has been State champions in Class AAA.

I would like the Senate to welcome the members of the hockey team and also coach Jim McVay, assistant coach Kip Guenther, and business manager Dave Zabkar. These fellows are dressed in the outfits they wore when they played in a Canadian tournament, in which they did well against the Canadian teams, and I think they defeated the number-one Canadian high school hockey team as well.

The PRESIDENT. This fine group of young people are already standing, and so we want to congratulate them and welcome them to the Senate of Pennsylvania.

(Applause.)

**GUESTS OF SENATOR JAMES J.
RHOADES PRESENTED TO THE SENATE**

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

Senator RHOADES. Mr. President, today, as is an annual activity for us, Mr. Ned Eisenhuth, a teacher at Minersville Area School District, has brought two of his students here who are being rewarded for their excellent performance in the classroom, who are serving as Pages for us today. With us is Heather Drebtko, who is in the honors curriculum and has a distinguished honors honor roll status. She is a varsity cheerleader, majorette captain, senior concert choir, a member of SADD, the German club, and the Spirit club. Joining her is Lenny Kramer, who is also in Mr. Eisenhuth's class and is in the academic curriculum. His honor roll status is high honors, and he belongs to the German club, band, and participates in track and field and cross-country.

I would appreciate it if the Senate would extend to them its warm welcome.

The PRESIDENT. Would the guests of Senator Rhoades kindly rise so we may give you a warm welcome to the Senate of Pennsylvania.

(Applause.)

CONSIDERATION OF CALENDAR RESUMED

**BILL ON CONCURRENCE IN
HOUSE AMENDMENTS**

BILL OVER IN ORDER TEMPORARILY

SB 369 -- Without objection, the bill was passed over in its order temporarily at the request of Senator BRIGHTBILL.

THIRD CONSIDERATION CALENDAR

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

HB 4 (Pr. No. 3839) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the maintenance and operation of multipurpose service centers for displaced homemakers and single parents; and providing for powers and duties of the Department of Education.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson
Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

Ordered, That the Secretary of the Senate 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 REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER

HB 1546 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

PREFERRED APPROPRIATION BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 2525 (Pr. No. 3603) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 2002, to June 30, 2003, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2002.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

YEA-49

Table listing names of senators who voted 'YEA' for HB 2525, including Armstrong, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Erickson, Fumo, Gerlach, Greenleaf, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Logan, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Orié, Piccola, Punt, Rhoades, Robbins, Scarnati, Schwartz, Stack, Stout, Tartaglione, Thompson, Tomlinson, Wagner, Waugh, Wenger, White, Mary Jo, Williams, Anthony H., Williams, Constance, and Wozniak.

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.

The PRESIDING OFFICER (Senator Mary Jo White) in the Chair.

HB 2526 (Pr. No. 3604) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 2002, to June 30, 2003, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2002.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

YEA-49

Table listing names of senators who voted 'YEA' for HB 2527, including Armstrong, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Erickson, Fumo, Gerlach, Greenleaf, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Logan, Madigan, Mellow, Mowery, Murphy, Musto, O'Pake, Orié, Piccola, Punt, Rhoades, Robbins, Scarnati, Schwartz, Stack, Stout, Tartaglione, Thompson, Tomlinson, Wagner, Waugh, Wenger, White, Mary Jo, Williams, Anthony H., Williams, Constance, and Wozniak.

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.

HB 2527 (Pr. No. 3834) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

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

On the question, Shall the bill pass finally?

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

YEA-49

Table listing names of senators who voted 'YEA' for HB 2527, including Armstrong, Bell, Bodack, Boscola, Brightbill, Conti, Corman, Costa, Dent, Earll, Erickson, Greenleaf, Helfrick, Holl, Hughes, Jubelirer, Kasunic, Kitchen, Kukovich, LaValle, Lemmond, Logan, Mowery, Murphy, Musto, O'Pake, Orié, Piccola, Punt, Rhoades, Robbins, Scarnati, Schwartz, Tartaglione, Thompson, Tomlinson, Wagner, Waugh, Wenger, White, Mary Jo, Williams, Anthony H., Williams, Constance, and Wozniak.

Fumo	Madigan	Stack
Gerlach	Mellow	Stout

NAY-0

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

Ordered, That the Secretary of the Senate 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 2528 (Pr. No. 3606) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 2002, to June 30, 2003, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2002.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson
Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

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

HB 2531 (Pr. No. 3609) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson
Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

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

HB 2532 (Pr. No. 3610) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Community and Economic Development.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson
Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

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

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1118 (Pr. No. 1398) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for exercise of eminent domain and for restrictions as to certain property.

Considered the third time and agreed to,

On the question, Shall the bill pass finally?

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

YEA-49

Table listing names of Senators who voted 'YEA' for SB 1118, including Armstrong, Bell, Bodack, etc.

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 LAID ON THE TABLE

SB 1164 (Pr. No. 1997) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting deception relating to solicitations for charity.

Upon motion of Senator BRIGHTBILL, and agreed to by voice vote, the bill was laid on the table.

SB 1164 TAKEN FROM THE TABLE

Senator BRIGHTBILL. Madam President, I move that Senate Bill No. 1164, Printer's No. 1997, be taken from the table and placed on the Calendar.

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

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

BILLS OVER IN ORDER

SB 1225, HB 1237 and SB 1319 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1429 (Pr. No. 1978) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 1, 1985 (P.L.120, No.32), entitled "An act creating a special fund in the Treasury Department for use in attracting major industry into this Commonwealth; establishing a procedure for the appropriation and use of moneys in the fund; establishing the Tax Stabilization Reserve Fund; and providing for expenditures from such account," further providing for transfer of portion of revenue surplus.

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-28

Table listing names of Senators who voted 'YEA' for SB 1429, including Armstrong, Bell, Brightbill, etc.

NAY-21

Table listing names of Senators who voted 'NAY' for SB 1429, including Bodack, Boscola, Costa, etc.

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 LAID ON THE TABLE

HB 1458 (Pr. No. 2677) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for bonds for county officers, for bonds of deputies and other appointees, for taking money and property by gift, for creation of a capital reserve fund, for the operating reserve fund, for billing and collecting by the county treasurer, for functions of the controller, for custody of documents, for books of fiscal affairs, for claims against a county, for reports to commissioners, for fees of witnesses and jurors, for receipts and accounts of money due a county, for preparation of proposed annual budget, for amending budgets, for levies, for tax rates, for appropriations, for filing the budget, for notice and for the preparation of uniform forms; providing for refusal to submit to examination and for the procedure for approval; and making an editorial change.

Upon motion of Senator BRIGHTBILL, and agreed to by voice vote, the bill was laid on the table.

HB 1458 TAKEN FROM THE TABLE

Senator BRIGHTBILL. Madam President, I move that House Bill No. 1458, Printer's No. 2677, be taken from the table and placed on the Calendar.

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

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

BILL OVER IN ORDER TEMPORARILY

HB 1933 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL OVER IN ORDER

HB 2164 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

SECOND CONSIDERATION CALENDAR

BILL REREPORTED FROM COMMITTEE AS AMENDED ON SECOND CONSIDERATION

SB 1324 (Pr. No. 1985) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Department of Public Welfare to enter into interstate compacts relating to adoption assistance; and providing for terms and implementation of the interstate compacts.

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

BILL ON SECOND CONSIDERATION

HB 96 (Pr. No. 2022) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for advance directives for health care, for definitions and for emergency medical services; and providing for out-of-hospital nonresuscitation.

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

BILLS OVER IN ORDER

HB 330, HB 341, HB 481 and HB 529 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL REREFERRED

HB 590 (Pr. No. 3851) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 5, 1941 (P.L.752, No.286), known as the Civil Service Act, further providing for the commissioner's salary and meeting times; providing for delegation of authority to the director; further providing for residency and for recordkeeping requirements; eliminating the certification of payrolls; requiring the commissioners to submit an annual report; revising the records retention period; deleting citizenship and oath requirements; further providing for the filling of vacancies; requiring citizenship to be the deciding factor in a case of equal qualifications; eliminating certain requirements for promotion without examination; further providing for the distribution of public notice of examinations and requirements for maintaining eligibility lists and for the procedure for certain eligibles who waive consideration for a promotion, for procedures for filling a position, for the requirements of the probationary period; providing for the expansion of the authority of the director to approve temporary assignments; eliminating certain performance standards; requiring probationary performance evaluations and evaluation forms; further providing for a period of removal from eligibility lists; authorizing the commissioner to impose penalties; and providing copies and notices to the director.

Upon motion of Senator BRIGHTBILL, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

HB 641, SB 856, SB 857, HB 900 and SB 1290 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL REREFERRED

HB 1356 (Pr. No. 3854) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the composition of the State Armory Board and for the Pennsylvania Veterans' Memorial Trust Fund.

Upon motion of Senator BRIGHTBILL, and agreed to by voice vote, the bill was rereferred to the Committee on Appropriations.

BILLS OVER IN ORDER

SB 1383, SB 1402, SB 1406, HB 1478, HB 1995, HB 2005, HB 2100, HB 2125 and HB 2131 -- Without objection, the bills

were passed over in their order at the request of Senator BRIGHTBILL.

SENATE RESOLUTION No. 190, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 8 of the Calendar, **Senate Resolution No. 190**, entitled:

A Resolution proclaiming the week of June 9 through 15, 2002, as "State Veterans' Home Week."

On the question,

Will the Senate adopt the resolution?

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

SENATE RESOLUTION No. 211, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 9 of the Calendar, **Senate Resolution No. 211**, entitled:

A Resolution urging the Congress of the United States to sustain the President's affirmative decision on the United States Department of Energy's recommendation on a Federal repository for used nuclear fuel at Yucca Mountain, Nevada.

On the question,

Will the Senate adopt the resolution?

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

**SENATE CONCURRENT RESOLUTION
No. 213, ADOPTED**

Senator BRIGHTBILL, without objection, called up from page 9 of the Calendar, **Senate Concurrent Resolution No. 213**, entitled:

A Concurrent Resolution memorializing the Governor of New Jersey, James E. McGreevey, to maintain the Pennsylvania-New Jersey Reciprocity Agreement regarding individual income taxes.

On the question,

Will the Senate adopt the resolution?

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

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

**SENATE CONCURRENT RESOLUTION
No. 228, ADOPTED**

Senator BRIGHTBILL, without objection, called up from page 9 of the Calendar, **Senate Concurrent Resolution No. 228**, entitled:

A Concurrent Resolution reaffirming the Pennsylvania General Assembly's support for the Delaware River Channel Deepening Project.

On the question,

Will the Senate adopt the resolution?

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

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

SENATE RESOLUTION No. 229, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 9 of the Calendar, **Senate Resolution No. 229**, entitled:

A Resolution memorializing the President and Congress of the United States to reexamine the level of funding for veterans medical services in order to provide timely, high-quality service to veterans of United States military services.

On the question,

Will the Senate adopt the resolution?

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

SENATE RESOLUTION No. 231, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 10 of the Calendar, **Senate Resolution No. 231**, entitled:

A Resolution observing the week of May 12 through 18, 2002, as "National Nursing Home Week" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

SENATE RESOLUTION No. 236, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 10 of the Calendar, **Senate Resolution No. 236**, entitled:

A Resolution designating the month of May 2002 as "Corrections Officers Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

SENATE RESOLUTION ADOPTED

Senators ORIE and KUKOVICH, by unanimous consent, offered **Senate Resolution No. 240**, entitled:

A Resolution designating May 12 through 18, 2002, as "National Police Week" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

The PRESIDING OFFICER. The Chair recognizes the gentlewoman from Allegheny, Senator Orié.

Senator ORIE. Madam President, now more than ever, there is an increased awareness, sensitivity, and appreciation for the unsung heroes in our community. Approximately 600 police officers have made the ultimate sacrifice, being killed in the line of duty, since the beginning of law enforcement within this Commonwealth. This resolution memorializes those heroes and pays tribute to their service and dedication.

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

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

HOUSE MESSAGE

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate SB 1240, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

RULE XIV SUSPENDED

The PRESIDING OFFICER. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Madam President, I move to suspend Rule XIV to the extent that it requires that Senate Bill No. 1240 be referred to the Committee on Rules and Executive Nominations, and that Senate Bill No. 1240 be placed on a Supplemental Calendar.

The PRESIDING OFFICER. Senator Brightbill moves that Senate Rule XIV be suspended insofar as it would require Senate Bill No. 1240 to be referred to the Committee on Rules and Executive Nominations, and that the bill appear directly on the Senate Calendar.

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

The PRESIDING OFFICER. The Chair recognizes the gentleman from Luzerne, Senator Musto.

Senator MUSTO. Madam President, I request a "no" vote on the motion.

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

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

YEA-28

Armstrong	Erickson	Madigan	Robbins
Bell	Gerlach	Mowery	Scarnati
Brightbill	Greenleaf	Murphy	Thompson
Conti	Helfrick	Orie	Tomlinson
Corman	Holl	Piccola	Waugh

Dent	Jubelirer	Punt	Wenger
Earll	Lemmond	Rhoades	White, Mary Jo

NAY-21

Bodack	Kitchen	Musto	Tartaglione
Boscola	Kukovich	O'Pake	Wagner
Costa	LaValle	Schwartz	Williams, Anthony H.
Fumo	Logan	Stack	Williams, Constance
Hughes	Mellow	Stout	Wozniak
Kasunic			

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

The PRESIDING OFFICER. Rule XIV is suspended.

RECESS

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

Senator MELLOW. Madam President, at this time I request a recess of the Senate for the purpose of a Democratic caucus.

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Madam President, for the information of the Members, at the end of their caucus we have four bills to run, along with Senate Bill No. 5, and by that time we expect to have it reprinted and back from the House of Representatives. For the Members' information, my understanding is that the Democratic caucus will be 30 minutes.

The PRESIDING OFFICER. For the purpose of a Democratic caucus, without objection, the Senate stands in recess.

AFTER RECESS

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

CONSIDERATION OF CALENDAR RESUMED

SB 369 CALLED UP

SB 369 (Pr. No. 1998) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 1 of the Calendar, by Senator BRIGHTBILL.

SENATE CONCURS IN HOUSE AMENDMENTS AS AMENDED

SB 369 (Pr. No. 1998) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, authorizing police officers to record certain oral communications.

On the question,
Will the Senate concur in the amendments made by the House, as amended by the Senate, to Senate Bill No. 369?

Senator BRIGHTBILL. Madam President, I move that the Senate do concur in the amendments made by the House, as amended by the Senate, to Senate Bill No. 369.

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

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

YEA-48

Armstrong	Gerlach	Mellow	Stack
Bell	Greenleaf	Mowery	Stout
Bodack	Helfrick	Murphy	Tartaglione
Boscola	Holl	Musto	Thompson
Brightbill	Hughes	O'Pake	Tomlinson
Conti	Jubelirer	Orie	Wagner
Corman	Kasunic	Piccola	Waugh
Costa	Kukovich	Punt	Wenger
Dent	LaValle	Rhoades	White, Mary Jo
Earll	Lemmond	Robbins	Williams, Anthony H.
Erickson	Logan	Scarnati	Williams, Constance
Fumo	Madigan	Schwartz	Wozniak

NAY-1

Kitchen

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.

HB 1933 CALLED UP

HB 1933 (Pr. No. 3867) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 4 of the Third Consideration Calendar, by Senator BRIGHTBILL.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1933 (Pr. No. 3867) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the retention of certain records; requiring the promulgation of regulations; and further providing for windshield obstructions and wipers.

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-48

Armstrong	Gerlach	Mellow	Stack
Bell	Greenleaf	Mowery	Stout

Bodack	Helfrick	Murphy	Tartaglione
Boscola	Holl	Musto	Thompson
Brightbill	Hughes	O'Pake	Tomlinson
Conti	Jubelirer	Orie	Wagner
Corman	Kasunic	Piccola	Waugh
Costa	Kukovich	Punt	Wenger
Dent	LaValle	Rhoades	White, Mary Jo
Earll	Lemmond	Robbins	Williams, Anthony H.
Erickson	Logan	Scarnati	Williams, Constance
Fumo	Madigan	Schwartz	Wozniak

NAY-1

Kitchen

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 SUPPLEMENTAL CALENDAR No. 1

SENATE CONCURS IN HOUSE AMENDMENTS

SB 1240 (Pr. No. 1972) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for appointment of watchers and for restrictions on election district alteration; providing for the Statewide Uniform Registry of Electors Advisory Board; and making a repeal.

On the question,
Will the Senate concur in the amendments made by the House to Senate Bill No. 1240?

Senator BRIGHTBILL. Madam President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1240.

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

The PRESIDING OFFICER. The Chair recognizes the gentleman from Philadelphia, Senator Tartaglione.

Senator TARTAGLIONE. Madam President, I rise in opposition to Senate Bill No. 1240, as amended by the House. In particular, I am opposed to the provisions in this bill that would amend section 536 of the Election Code. I am opposed to these changes because there is no genuine need or legitimate reason to enact a proposed legislative change. Rather, Madam President, the proposed amendment is being considered simply as a response to the ill-conceived and unconstitutional congressional redistricting plan that was drafted by the Republican Majority in both Chambers. There is no justification for the proposed changes to section 536, except to protect the power grab that was perpetrated by the Republican Party in the congressional redistricting process. This is a desperate and futile effort to obscure the unforeseen effects

and impact of that seriously-flawed plan. It is an after-the-fact attempt to provide cover and create roadblocks to potential court challenges. This becomes crystal clear when you read section 5 of the bill, which states, and I quote, "The amendment of Section 536 of the act shall apply retroactively to November 24, 1999."

Madam President, here we are today, May 8, 2002, considering legislation that would have the effect of law as if it were passed 2 1/2 years ago. Again, we find ourselves in the midst of legislative maneuvering designed to protect and legitimize the Republican power grab. I have been a vocal critic of the manipulation of the system from the very beginning, and I have voted against every attempt to exploit the process for the sake of political power and control. I have not and I will not be a co-conspirator in this unconstitutional scheme that is being perpetrated on the citizens of Pennsylvania.

Madam President, I will be voting "no" on Senate Bill No. 1240, as amended by the House, and I strongly encourage my colleagues to cast a negative vote on this bill.

Thank you, Madam President.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Madam President, I should mention that this bill did pass the House unanimously and we are concurring in their amendments to our bill, Senate Bill No. 1240.

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

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

YEA-28

Armstrong	Erickson	Madigan	Robbins
Bell	Gerlach	Mowery	Scarnati
Brightbill	Greenleaf	Murphy	Thompson
Conti	Helfrick	Orie	Tomlinson
Corman	Holl	Piccola	Waugh
Dent	Jubelirer	Punt	Wenger
Earll	Lemmond	Rhoades	White, Mary Jo

NAY-21

Bodack	Kitchen	Musto	Tartaglione
Boscola	Kukovich	O'Pake	Wagner
Costa	LaValle	Schwartz	Williams, Anthony H.
Fumo	Logan	Stack	Williams, Constance
Hughes	Mellow	Stout	Wozniak
Kasunic			

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.

HOUSE MESSAGE

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate **SB 5**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

RULE XIV SUSPENDED

Senator BRIGHTBILL. Madam President, I move to suspend Rule XIV to the extent that it requires that Senate Bill No. 5 be referred to the Committee on Rules and Executive Nominations, and that Senate Bill No. 5 be placed on a Supplemental Calendar.

The PRESIDING OFFICER. Senator Brightbill moves that Senate Rule XIV be suspended insofar as it would require Senate Bill No. 5 to be referred to the Committee on Rules and Executive Nominations, and that the bill appear on a Supplemental Calendar.

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

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

YEA-49

Armstrong	Greenleaf	Mowery	Tartaglione
Bell	Helfrick	Murphy	Thompson
Bodack	Holl	Musto	Tomlinson
Boscola	Hughes	O'Pake	Wagner
Brightbill	Jubelirer	Orie	Waugh
Conti	Kasunic	Piccola	Wenger
Corman	Kitchen	Punt	White, Mary Jo
Costa	Kukovich	Rhoades	Williams, Anthony H.
Dent	LaValle	Robbins	Williams, Constance
Earll	Lemmond	Scarnati	Wozniak
Erickson	Logan	Schwartz	
Fumo	Madigan	Stack	
Gerlach	Mellow	Stout	

NAY-0

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

The PRESIDING OFFICER. Rule XIV is suspended.

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

**PREFERRED APPROPRIATION BILL
ON CONCURRENCE IN HOUSE AMENDMENTS**

SENATE NONCONCURS IN HOUSE AMENDMENTS

SB 5 (Pr. No. 2003) -- The Senate proceeded to consideration of the bill, entitled:

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 2002, to June 30, 2003, for certain institutions and organizations, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 2002; to provide appropriations from the State Lottery Fund, the Energy Conservation and Assistance Fund, the Hazardous Material Response Fund, The State Stores Fund, the Milk Marketing Fund, the Home Investment Trust Fund, the Emergency Medical Services Operating Fund, the Tuition Payment Fund, the Banking Department Fund, the Firearm Records Check Fund and the Ben Franklin Technology Development Authority Fund to the Executive Department; to provide appropriations from the Judicial Computer

System Augmentation Account to the Judicial Department for the fiscal year July 1, 2002, to June 30, 2003; to provide appropriations from the Motor License Fund for the fiscal year July 1, 2002, to June 30, 2003, for the proper operation of the several departments of the Commonwealth and the Pennsylvania State Police authorized to spend Motor License Fund moneys; to provide for the appropriation of Federal funds to the Executive Department of the Commonwealth and for the establishment of restricted receipt accounts for the fiscal year July 1, 2002, to June 30, 2003, and for the payment of bills remaining unpaid at the close of the fiscal year ending June 30, 2002.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 5?

Senator BRIGHTBILL. Madam President, I move the Senate nonconcur in the amendments made by the House to Senate Bill No. 5, and that a Committee of Conference on the part of the Senate be appointed.

On the question,

Will the Senate agree to the motion?

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

Senator MELLOW. Madam President, for the benefit of the Members, would you kindly explain what an "aye" vote means and what a "nay" vote means on this amendment?

The PRESIDING OFFICER. An "aye" vote would support the motion to nonconcur.

Senator MELLOW. Madam President, so, if you want to concur on the bill, you then would vote in the negative?

The PRESIDING OFFICER. That is correct.

Senator MELLOW. Thank you very much, Madam President.

And the question recurring,

Will the Senate agree to the motion?

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

YEA-46

Armstrong	Greenleaf	Murphy	Tartaglione
Bell	Helfrick	Musto	Thompson
Bodack	Holl	O'Pake	Tomlinson
Boscola	Hughes	Orie	Wagner
Brightbill	Jubelirer	Piccola	Waugh
Conti	Kasunic	Punt	Wenger
Corman	Kitchen	Rhoades	White, Mary Jo
Dent	LaValle	Robbins	Williams, Anthony H.
Earll	Lemmond	Scarnati	Williams, Constance
Erickson	Madigan	Schwartz	Wozniak
Fumo	Mellow	Stack	
Gerlach	Mowery	Stout	

NAY-3

Costa	Kukovich	Logan
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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.

**UNFINISHED BUSINESS
SENATE RESOLUTION ADOPTED**

Senator MELLOW, on behalf of Senator HUGHES, by unanimous consent, offered **Senate Resolution No. 241**, entitled:

A Resolution observing the month of May 2002 as "Falun Dafa Month" in Pennsylvania.

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

DISCHARGE PETITION

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

May 8, 2002

A PETITION

To place before the Senate the nomination of Thomas W. Renwand, Esq., as a member of the Environmental Hearing Board.

TO: The President Officer of the Senate:

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Thomas W. Renwand, Esq., as a member of the Environmental Hearing Board, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

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

The PRESIDING OFFICER. The communication will be laid on the table.

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Mr. and Mrs. John Miskar, Sr., and to Matthew S. Bright by Senator Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. William Brown, Josh Prager and to Ryan Michael Miclitis by Senator Bell.

Congratulations of the Senate were extended to Maria Goehring Niederst, Eugene D. Seeno and to Dennis W. Kanouff by Senator Bodack.

Congratulations of the Senate were extended to Joshua David Abraham, Karen F. Donald, Jim Leigh-Manuell, Laszlo Komar, Carol Kinney, Carol Christine, Dr. Kristi L. Kiick, Ralph G. Turn, Jr., James Weidman III, Andre M. Agraviador, Martin K. Smith, John T. Lambert, Heather Fae Perfetti, Anthony Renaldo, Jr., Thomas H. Barndt, Happy Tuesday, The Express-Times and to Tempo Italiano/Richetta Promotions by Senator Boscola.

Congratulations of the Senate were extended to Nancy Bushspice, Dennis Shive, Brian W. Diehl, William R. Fassl, Timothy J. Emrick, Jennifer Heiser, Kelly Cocanougher, Amaris Kellow, Alana M. Gutierrez, Stacy Silfies, Amy Keller, Amanda Halpin, Ivy Wilson, Nichole M. Sterner, Holly L. Stahlnecker, Nadell Nichol, Cynthia L. Milinichik, Hope M. Hechler, Amy Miller, Billie Jo Fillbach, Erica Cerulli, Christina M. Lewis, Matthew Ennico, Cara F. Pysher, Candice E. Curie, Hannah Franko, Jennifer Perdoch, Thomas R. Mainzer III, Michael Yesenofski, Michael Merwine, Bryce Edwin Wolfenden, Matthew Davis, Ryan LaValva, Timothy French, Ross Strebis, Kyle Wolfel, Jeffrey Cantrel, Carl Handwerk, Christine Diaz, Amanda Lynn Lowden, Christina Klingle, Megan Hanna, Nicole Nocek, Nayomi Caraballo, Andrea Holland, Crystal L. Bennett, Scott A. Miller, Jr., Kenneth J. Rothrock and to Matthew W. Elison by Senators Boscola and Dent.

Congratulations of the Senate were extended to Albert B. Murry, Pat Hoffman, Barb Spear, Judy Althouse, Joyce Kintzer, Bob Trout, John Gerstner and to Kody Bell by Senator Brightbill.

Congratulations of the Senate were extended to the Kolb, Kulp, Culp Family, Stephen Patrick McMaster, Christopher Charles Bosley, Jeffrey L. Marshall, James Shelby, Trevor P. Needham, Bryan Shelby, Jeff Evans, Delaware River Sojourn 2002, Palisades High School of Kinterville and to Upper Bucks Country Day Care by Senator Conti.

Congratulations of the Senate were extended to Dan and Kay Barker, William S. Lake, Jarryd Beard, William L. Lake, Dana Walters, Andrew M. Brooks, Benjamin Niebel, Natalie Rae Cleaver, Russell Brown, John R. Stout, Ryan A. Hudson, Charles C. Mussachio, Comanche C. Garcia, Pauline H. Goodall, Jeremy M. DuFour and to the Sugar Valley Area Lions Club by Senator Corman.

Congratulations of the Senate were extended to Bobbie Stiefvater, Harry Szewczyk, Wayne Lester, Vera Rivkin, Gwen Elliot, Raymond Wroblewski and to the Steel Valley High School Boys' Basketball Team by Senator Costa.

Congratulations of the Senate were extended to Mr. and Mrs. Rudolph Riemer, Mr. and Mrs. Frank Greber, Raymond M. DeFrain, Jr., David Monahan, Joshua Warner, Jeffrey Alan Keglovitz, Kathryn Graffman, Angela D. Piccolo, Military Appreciation Weekend Committee and to Sacred Heart Hospital by Senator Dent.

Congratulations of the Senate were extended to Wesley Lawrence Willow, Edward M. Mead and to Bryan Yelkovich by Senator Earll.

Congratulations of the Senate were extended to William Owen Hanna, Lawrence Patterson, Kevin Dow, Dale Weaver, Joan Connor Toenniessen, Will Donahue and to the Delaware County Family Centers by Senator Erickson.

Congratulations of the Senate were extended to Edward Coryell, Kathleen Brown and to Lannett Lester by Senator Fumo.

Congratulations of the Senate were extended to Melanie Kramer, Hillary Hermansader, Julianne Little, Deborah Anne Kinsey, Scott Michael Ginkus O'Connor, Karin M. Dengler, Jessica Wilson, Richard J. Essick, Scott Garthwaite, Bryan Fagan, Trent Musso and to Evan M. Ayton by Senator Gerlach.

Congratulations of the Senate were extended to Mr. and Mrs. George Riggs, Mr. and Mrs. Gerald P. Mullen, Thomas Folsom, Francis Frederick Felten, Dr. Gerald Strock, John P. Hahn, Michael S. Gibson, Stephen D. Rudman, Jeffrey Craig Golden, Nathan Michael Fein, James Patrick Gourley, March for Jesus Pennsylvania, Inc., and to the Madlyn and Leonard Abramson Center for Jewish Life of North Wales by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Larue W. Penman, Mr. and Mrs. William J. Yodock, Mr. and Mrs. Antonio Andrade, Douglas Andrew Hufford, David James Nowakowski, Martha Belski and to Clara C. Bartlinski by Senator Helfrick.

Congratulations of the Senate were extended to Mr. and Mrs. Walter B. Willard, Jr., Mr. and Mrs. Woolston H. Foster, Jr., Elyda Ruth Kessler, Ethel Woodward, Mary E. Schott, Barbara Jones, Elizabeth Ford, Sara E. Ferenchak, Dominique Kwapisz, Norristown Business and Professional Women's Club and to the Heidelberg United Church of Christ of Hatfield by Senator Holl.

Congratulations of the Senate were extended to the Right Reverend Zedekiah LaZett Grady and Mrs. Carrie R. Grady, the Reverend Dr. Albert F. Campbell, Reverend Dr. Keith Wayne Reed, Sr., Johnetta Frazier and to Philadelphia Making a Difference Against Drugs by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Peter Fusco, Anthony Bambocci, Barbara Sicola, Scott Hendershot, Ted Chwatek, Patrick Nagle, Ernie Wissinger, Terry D. Ianuzzi, William G. Pfeffer, Betty Shelley, Donald E. Eisaman, Van Jones Hardwood Company, Inc., of Hollidaysburg and to the Washington-Jefferson Elementary School of Altoona by Senator Jubelirer.

Congratulations of the Senate were extended to Helen Brown, Reverend Michael J. Bucci, James Patterson, Donald Workman, Tim Shields, Brandon Duane Lohr, Tony Martin and to David C. Scarlett by Senator Kasunic.

Congratulations of the Senate were extended to the Reverend Donald D. Outterbridge, Daly Blanco, Mark Spiller, Reverend Monsignor James Mortimer, Joseph McKeown, Charles McKeown, Institute on Domestic Violence in the African American Community and to The Legendary Blue Horizon of Philadelphia by Senator Kitchen.

Congratulations of the Senate were extended to Anthony Lee Yacobucci, Heather Shannon, Christopher E. Roskosh, John A. Massari, Jr., J. J. Johnston, Jr., Honorable Robert P. Casey, Jr., Don Amorosso and to Vestar, Inc., by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. George Kenneth Hanne, Joshua Caleb Coulter, Shad Ryan Thompson, Christopher Goff, Jason David George Shuler, Seth Andrew Gruber, John Daniel Barsotti, Matthew Raymond Wheeler and to the Board of Commissioners of Beaver County by Senator LaValle.

Congratulations of the Senate were extended to Mr. and Mrs. John Decowski, Mr. and Mrs. Albert Ashton, Mr. and Mrs. F. David Hennessy, Mr. and Mrs. Robert P. Gaffney, Jr., Mr. and Mrs. James Mullen, William and Esther Davidowitz, Jane C. Yoniski, Reverend Joseph F. Houston, Emma Wellman, Eric Daniel Kowalek, Jessica L. Albert, Robert L. Dolbear, Christopher Ries, Raymond Novitski, Steven A. M. Neiman, Samantha Naugle, Wild Acres Lakes Property and Homeowners Associa-

tion, Wyoming Annual Conference of the United Methodist Church, Wilkes-Barre Kiwanis Club and to the Dallas Kiwanis Club by Senator Lemmond.

Congratulations of the Senate were extended to Alfred W. Kotula, Sr., by Senators Lemmond and Mellow.

Congratulations of the Senate were extended to Max Bartikowsky by Senators Lemmond and Musto.

Congratulations of the Senate were extended to Marcia L. Kondrich, Frank Gloden, Chester Pokusa, Frances M. Keener and to Sherry McLaughlin by Senator Logan.

Congratulations of the Senate were extended to Mr. and Mrs. Harold M. Ingram, Mr. and Mrs. Richard Ferrier, Mr. and Mrs. Irvin C. Demmien, Mr. and Mrs. David H. Nyman, Mr. and Mrs. Raymond Strouble, Robert L. Webber, Timothy David Eck, Brett Marcus Blair, Frank Guerrisky and to the Big Pond Lions Club of Columbia Cross by Senator Madigan.

Congratulations of the Senate were extended to Mr. and Mrs. Leroy Phillips, Dr. Elvin C. LaCoe, Joel Sheakoski, Alok Baikadi, Timothy Foy, B. J. Chilewski, Amanda M. Marchegiani, Raymond S. Angeli, James Murphy, Reverend Philip Sladicka, the Reverend Dr. William Lewis, Eugene M. Varzaly, Nadine Cenci Marchegiani, Joseph J. Daley, Sr., Reverend Michael E. Finn, John F. Silvestri, Gina Tomassoni and to Mid-Valley Hospital by Senator Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. Albert R. Jones, Wayne Powell, John E. Conrad, Eric M. Davidson, Dr. Benjamin D. James, Roger A. Summy, Bryan Kimmel, Peter A. Seiler, Kristen Kinney, Megan Roberts, Virginia Kennedy, Donald Church, Gina Shipe, Amber Alexander, Robert Smeigh, Jr., Eileene Knizner, Frederick H. Bailey and to the Trinity Evangelical Lutheran Church of Mechanicsburg by Senator Mowery.

Congratulations of the Senate were extended to Mr. and Mrs. Harry Dunstan, James D. Alexander, Dr. Robert S. Foltz, George Quiter, Jr., Jeff Hladio, Mark A. Campbell, Youth Exemplifying Sportsmanship (Y.E.S.), of McMurray, Bethel Baseball Association, Dormont High School Class of 1942 and to the 1830 Log House and Historic Landmark Association of Upper St. Clair by Senator Murphy.

Congratulations of the Senate were extended to Mr. and Mrs. Paul Kleckner, William E. Baskin, Jr., Nathaniel B. Van DeVenter, Christopher C. Van DeVenter, Robert Staiano, Edward Strubeck, Ruth Dvorschak, Raymond T. Soroko, Joseph Klechko, John James Pappas and to Stanley Raykovitz by Senator Musto.

Congratulations of the Senate were extended to the members of Berks PRIDE by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Gabriel Kissel, Sr., Mr. and Mrs. Peter Romanick, Mr. and Mrs. John Cunningham, Mr. and Mrs. Charles Matters, Mr. and Mrs. George Laird, Mr. and Mrs. Melvin H. Howard, Sr., Mark Slocum, Reverend Donn Ed, Steven Gassert, Jeffrey Prows, Keith D. Duncil, Gerald Heindl, John O'Brien, Deborah Wiegand, Adam J. Wolf, Douglas B. Roberts, Jennifer Belliveau, Ben Clark, David Henry, Michael Vater, Rena Xu, Andrew J. Haffner, Beth Block, Neil Fogarty, Michelle Devine, Jeffrey Mullen, Emily Kukuruda, Dina DelPizzo, Adam N. Martin, Michele Cannon, Marty Pennington, Don Hotovec, Ken Mannka,

Jocelyn Liane Tussey, Brendan Gillis, Adam Gebhardt, Nick Mulone, Sean O'Connor, Lauren DeBolt, Emily Freehling, Jason Sappe, Timothy Morando, Jon Lape, Alexa Little, Cranberry Historical Society and Cranberry Township, Byrnes & Kiefer of Callery, Southwest Bank of Sarver, North Pittsburgh Wildcats, St. Alphonsus Forensics Team of Wexford, St. Alphonsus School Girls' Varsity Volleyball Team of Wexford, Franklin Inn of Pittsburgh, Hampton Township Emergency Medical Services and to the Women's Center and Shelter of Greater Pittsburgh by Senator Orie.

Congratulations of the Senate were extended to Elnor G. Overdeer, Sam Fresa, Daniel S. Schiavoni, His Beatitute Archbishop Torkom Manoogian, Bishop Ivy Anne Hopkins, Fred S. Faber, Jr., Michael J. Smith, Michael Hartwell, Paul Nguyen, Reverend Russell C. Phillips and to the Wynne Genealogy Society by Senator Piccola.

Congratulations of the Senate were extended to Roger G. Helmers, C. Lewis Kirkpatrick and to the Letterkenny Army Depot of Chambersburg by Senator Punt.

Congratulations of the Senate were extended to Mr. and Mrs. Paul K. Brown, Patrick A. Semanchik, Paul Yesavage, James Logue, Jeffrey Dietrich, Frank Blaise DiMiceli and to the Reverend William T. Champion by Senator Rhoades.

Congratulations of the Senate were extended to the Melley Memorial Lodge, Fraternal Order of Police, of Bethel by Senator Rhoades and others.

Congratulations of the Senate were extended to Bob Stone, James J. Duratz, Edward Caldwell, Lucinda M. Schirmer, John S. Acklin, Marlene Comunale, Michael Lee Garrett, Christopher James Stone, Nathaniel James Thomson, Kevin Scott Taylor, Alexander B. McLuckie, Catherine A. Rowe, Eric Mount and to Crawford County Pomona Grange No. 26 by Senator Robbins.

Congratulations of the Senate were extended to Michele M. Ridge by Senators Robbins and Earll.

Congratulations of the Senate were extended to Grace Truax and to Kurtis R. Amy by Senator Scarnati.

Congratulations of the Senate were extended to William G. Smith, Manuel N. Stamatakis, Harold B. Hairston, Robert Venturi, Clarice Herbert, Denise Scott Brown and to the Jewish Federation of Greater Philadelphia by Senator Schwartz.

Congratulations of the Senate were extended to Megan O'Driscoll, Donald M. Winterbottom III, Jeannie Boland and to the Tacony Tree Tenders and the Historical Society of Tacony by Senator Stack.

Congratulations of the Senate were extended to Mr. and Mrs. Allen R. Bunner, Mr. and Mrs. T. H. Orndoff, Mr. and Mrs. Glenn Edwards, Mr. and Mrs. John Zitko, Mr. and Mrs. George R. Hildebrand, Mr. and Mrs. John E. Brant, Mr. and Mrs. Gene L. Gilmore, Mr. and Mrs. Willis Wright, Stanley B. Kenward, Margaret M. Anderson and to William R. Lewis by Senator Stout.

Congratulations of the Senate were extended to Robert Ryder and to Zeldan Weisbein by Senator Tartaglione.

Congratulations of the Senate were extended to Bruce Welton, F. Elton Weikel, Jeff Westphal, Adrian Martinez, Reverend Frank Depman, Dick Bergeron, Dick Matthews, Raymond James Braun, Henri K. Scott, Reverend Charles Vernon Willis, Michael

W. Jervis, Joan Elizabeth Hancock and to the ARC of Chester County by Senator Thompson.

Congratulations of the Senate were extended to Lucy Allen, Grover E. Koon and to WIC of Chester County by Senators Thompson and Gerlach.

Congratulations of the Senate were extended to Nathan Bosk, the Reverend James P. McCloskey, Glenn Aubrey, Carolyn King, Tom Posey, Joyce D. Dierks, Miriam E. Silcox, David Clee, Jr., Steven Szabelewski, Nicole Taylor, Jennifer Groff, Christine Friel, Amy Waldron, Jennifer Venafrá, Andrew J. R. Kasman, Alice Lane, Eileen Finley, Tara Bellman, Russell C. Struble Elementary School of Bensalem, Lower Bucks County Joint Municipal Authority, Emergency Medical Service Providers of Bucks County and to the Neshaminy High School Future Problem Solving Program Team by Senator Tomlinson.

Congratulations of the Senate were extended to Thomas R. Hecker, Lynn Bush and to Kathy M. Geissel by Senators Tomlinson and Conti.

Congratulations of the Senate were extended to Topcraft Precision Molders, Inc., of Warminster by Senators Tomlinson, Conti, and Greenleaf.

Congratulations of the Senate were extended to Dolores Walker and to Fisher Scientific International, Inc., of Pittsburgh by Senator Wagner.

Congratulations of the Senate were extended to John Cebula, Jonathan F. Mosser, Kristoffer Heimberger, Dale Krantz, Andrew Kurz, Carly Coonce and to Karl C. Deren by Senator Waugh.

Congratulations of the Senate were extended to Curt Heller, Dylan Earl Baxter, Reverend Henri A. Eberly, Gladys L. Greiner and to Gregory J. Couturier by Senator Wenger.

Congratulations of the Senate were extended to Mr. and Mrs. Bill Ellsmore, Mr. and Mrs. Vern Paulsen, Mr. and Mrs. Leland Hill, Helen Curry, Rose Marie Stultz, William G. Kennedy, Thomas Jackson Hardesty and to Martina Hughes by Senator D. White.

Congratulations of the Senate were extended to Dr. and Mrs. Charles Jack Shontz, Mr. and Mrs. Thomas Amsler, Mr. and Mrs. Blake E. Lewis, Mr. and Mrs. Richard C. Wells, Ben Wells, Cynthia D. Hopf, Dr. G. Warren Smith II, Tiffany J. Emery, Gerald Wentling, Mary Weyer, Dr. William Sharpe, Mary Lou Russell, Nancy Harriger, Jessie Macko, Esther Montgomery, Deon Knickerbocker and to Ligo Architects of Slippery Rock by Senator M.J. White.

Congratulations of the Senate were extended to Ella Gale, Olivia Harris, Mamie Smith, Viola Tribbey, Warren Norman Chew and to Lillian Ray by Senator A.H. Williams.

Congratulations of the Senate were extended to Adam Michael Suhy, Dr. James L. Crawford, Jr., Beverly Weintrob, Joan Connor Toenniessen, Scott A. Fusek, Joshua P. Bennett, Ellen M. Panaro, Dr. David Wells Magill, Thaddeus P. Kavanagh, R. Allen Wells, Jr., Daniel P. Mulhern, Jazz Journeys Foundation, Inc., of Ardmore, students of Bala Cynwyd Middle School, Wayne Senior Center, Harriton High School Science Olympiad Team, Bala Cynwyd Middle School Science Olympiad Team and to the Swedesburg Volunteer Fire Company by Senator C. Williams.

Congratulations of the Senate were extended to Mr. and Mrs. William P. Reed, Mr. and Mrs. Clarence Rager, Mr. and Mrs. James Johnson, Mr. and Mrs. John Mirilovich, Mr. and Mrs. Joseph F. Kubej, Mr. and Mrs. Frank Long, Mr. and Mrs. James Snoby, Dorothy Ruth Thomas, Dominick Willard, Andrew M. Scanlan, Marianne Spampinato, Gretchen H. Horner, Margaret Lichtenfels, Patricia Gatehouse, Lynne McQuillen, Alice Emanuel and to Barbara Gregory Mitchell by Senator Wozniak.

CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Tod C. Kelly by Senator Murphy.

Condolences of the Senate were extended to the family of the late Frances Cornelius, to the family of the late Richard Pasquale, to the family of the late Mildred Morrow and to the family of the late Thomas M. Stout by Senator Orie.

Condolences of the Senate were extended to the family of the late Clarence Marcus by Senator D. White.

POSTHUMOUS CITATIONS

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

Posthumous citations honoring the late Joseph M. Kulick, the late Carl T. Secor and the late Dr. Evan C. Reese were extended to the families by Senator Boscola.

A posthumous citation honoring the late Nedeem A. Hageal was extended to the family by Senator Costa.

A posthumous citation honoring the late Richard Montgomery was extended to the family by Senator Holl.

Posthumous citations honoring the late Felicia A. Gibbons and the late John Thomas Bevivino were extended to the families by Senator Tomlinson.

BILL ON FIRST CONSIDERATION

Senator DENT. Madam President, I move that the Senate do now proceed to consideration of the bill reported from committee for the first time at today's Session.

The motion was agreed to.

The bill was as follows:

SB 1257.

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

The PRESIDENT (Lieutenant Governor Robert C. Jubelirer) in the Chair.

BILLS SIGNED

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

SB 771, SB 1240, HB 402 and HB 1459.

ADJOURNMENT

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Mr. President, I move that the Senate do now adjourn until Monday, June 3, 2002, at 2 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate adjourned at 1:50 p.m., Eastern Daylight Saving Time.