

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, OCTOBER 16, 2002

SESSION OF 2002 186TH OF THE GENERAL ASSEMBLY

No. 61

SENATE

WEDNESDAY, October 16, 2002

The Senate met at 10:30 a.m., Eastern Daylight Saving Time.

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

PRAYER

The Chaplain, Reverend FRANCIS J. PILEGGI, of Oblates of St. Francis de Sales Salesianum High School, Wilmington, Delaware, offered the following prayer:

Heavenly Father, the Bible tells us to render unto Caesar the things that are Caesar's, and to God the things that are God's. On October 1, 2002, thousands of people in the Delaware Valley heeded Your divine wisdom. They fulfilled their civic duty by voting in a special election for a new State Senator, and today we pause for these few moments to thank and praise You for choosing, through Your people, Dominic Pileggi to be the new State Senator for the ninth district in the great Commonwealth of Pennsylvania. And we thank You for letting us share this jubilant day of his inauguration with him and his family.

We also thank You for the many gifts and talents that You have given to Senator-elect Pileggi. We especially thank You for inspiring him to heed Your advice, that it is better to serve than to be served. May he continue to give himself wholeheartedly and untiringly to the service of all the people in the ninth district of this Commonwealth for many years.

Heavenly Father, as Senator-elect Dominic Pileggi begins his term of office today, we humbly ask You to send down Your choicest blessings upon him. Give him the grace to be a good Senator. Give him the wisdom to recognize and understand the needs of all his constituents and the problems of his district, and help him discover and implement the best possible solutions. Give him the courage to always speak and act on behalf of peace and justice and uphold the dignity of human life from the moment of conception to natural death.

Through his leadership, may the ninth district be renewed and revitalized. Give Senator-elect Pileggi the vision of a new and better future for all his people. May he be a beacon of hope for the poor and distressed and a source of confidence for both the young and the old. Watch over him, Lord, and guide him always.

Bless his wife, Diana, and their three children. Bless his wonderful mother and father, his brothers and sisters, his relatives, and many friends. Bless all those who worked so long and so hard for Senator-elect Pileggi's victory. Bless all those who gave

so generously of their time, energy, and spirit during his campaign. Bless all who have gathered in this Senate Chamber today, especially Senator-elect Pileggi's colleagues, the Honorable Senators and Representatives from this great Commonwealth.

Inspire them to renew their commitment to the service of others. Help them to realize that their authority comes from You, Lord, and is given to them for the good and welfare of all the people of this Commonwealth. May their constituents respect and honor these civic leaders and continue to place their confidence in them. May all that we do be done for the good of people and for Your honor and glory. We ask this in Jesus' name. Amen.

The PRESIDENT. The Chair thanks Father Pileggi, who is the very proud brother and guest of Senator-elect Dominic Pileggi.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of October 9, 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.

GENERAL COMMUNICATION

RECALL OF REGULAR SESSION

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

SENATE OF PENNSYLVANIA

TO: ALL SENATORS
FROM: Senator ROBERT C. JUBELIRER
President Pro Tempore
DATE: October 11, 2002

Pursuant to the Weekly Adjournment Resolution, as President Pro Tempore, I hereby recall the Senate into Regular Session at 10:30 a.m., Wednesday, October 16, 2002 for the limited purpose of administering the Oath of Office to Senator-elect Dominic Pileggi and transacting such other business as may be deemed appropriate and necessary.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

October 15, 2002

HB 2338 -- Committee on Public Health and Welfare.

HB 2456 -- Committee on Local Government.

HB 2729 -- Committee on Community and Economic Development.

HB 2737 -- Committee on Labor and Industry.

October 16, 2002

HB 572 and 2644 -- Committee on Education.

HB 1448, 2196 and 2273 -- Committee on Public Health and Welfare.

HB 1954 -- Committee on Banking and Insurance.

HB 2127 and 2682 -- Committee on Judiciary.

HB 2444 -- Committee on Labor and Industry.

HB 2725 -- Committee on Transportation.

BILLS INTRODUCED AND REFERRED

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

October 15, 2002

Senator C. WILLIAMS presented to the Chair **SB 1534**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding and changing definitions; further providing for the unified judicial system; establishing the appellate division of the Medical Professional Liability Court; providing for transfers between intermediate appellate courts, for lien of judgments for money, for direct appeals to the Supreme Court from courts of common pleas, for allowance of appeals from Superior Court and Commonwealth Court, for appeals to Superior Court from courts of common pleas, for original jurisdiction of the Commonwealth Court, for appeals to the Commonwealth Court from courts of common pleas, for the jurisdiction of the appellate division of the Medical Professional Liability Court and for the organization and jurisdiction of the Medical Professional Liability Court; establishing the Medical Professional Liability Qualifications Commission and prescribing its powers and duties; further providing for selection of judicial officers, for vacancies in judicial offices and for retention election of judicial officers; providing for selection and retention of judges of the Medical Professional Liability Court and for salaries of judges of the Medical Professional Liability Court; establishing the Medical Professional Liability Court Fund and providing for receipts and payments; and further providing for right to appellate review and for appeals generally.

Which was committed to the Committee on JUDICIARY, October 15, 2002.

Senators ORIE, COSTA, TARTAGLIONE, LEMMOND, O'PAKE, KITCHEN, RHOADES and KASUNIC presented to the Chair **SB 1538**, entitled:

An Act providing for diabetes training of designated school employees; requiring diabetes health care plans for students with diabetes; and providing for required care and for independent monitoring and treatment.

Which was committed to the Committee on EDUCATION, October 15, 2002.

Senators LEMMOND, TARTAGLIONE, PICCOLA, CONTI, KUKOVICH, LAVALLE, MURPHY, MOWERY, RHOADES, CORMAN, WENGER, THOMPSON and GREENLEAF presented to the Chair **SB 1540**, entitled:

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for definitions and for powers and duties of the Secretary of the Commonwealth; providing for emergency powers of the Governor; further providing for qualifications of election officers, for vacancies in election boards, for definitions of "political parties" and "political bodies," for manner of signing nomination petitions, for nominations by political bodies, for limitations on eligibility of candidates, for placing the question on the ballot, for installation of electronic voting systems, for examination and approval of electronic voting systems by the Secretary of the Commonwealth, for experimental use of electronic voting systems, for requirements of electronic voting systems; providing for an advisory group; and further providing for applications for official absentee ballots, for date of application for absentee ballot, for manner of computing irregular ballots, for recanvassing voting machines upon petition of electors alleging fraud or error and for petition.

Which was committed to the Committee on STATE GOVERNMENT, October 15, 2002.

Senators M. WHITE, KUKOVICH, LAVALLE, BODACK, LEMMOND, C. WILLIAMS, COSTA, CONTI, WENGER, RHOADES, KITCHEN, MUSTO, CORMAN, SCHWARTZ, GREENLEAF, THOMPSON, WAGNER, ORIE, PUNT, MOWERY, WOZNIAK, BOSCOLA, STACK and KASUNIC presented to the Chair **SB 1546**, entitled:

An Act amending the act of July 8, 1986 (P.L.408, No.89), known as the Health Care Cost Containment Act, repealing the expiration date of the act.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, October 15, 2002.

Senators ROBBINS, HELFRICK, MOWERY, M. WHITE, ORIE, WOZNIAK, D. WHITE, HOLL, BOSCOLA, MADIGAN, RHOADES, WAUGH, LEMMOND, FUMO, MURPHY and KASUNIC presented to the Chair **SB 1547**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for firearms not to be carried without a license and for firearms licenses.

Which was committed to the Committee on JUDICIARY, October 15, 2002.

Senators DENT, M. WHITE, LAVALLE, COSTA, ERICKSON, SCARNATI, TARTAGLIONE, WENGER, MUSTO, BOSCOLA, CONTI, LEMMOND, MURPHY, RHOADES, MADIGAN, C. WILLIAMS, ARMSTRONG, SCHWARTZ, KITCHEN, WAUGH, TOMLINSON, BODACK and WOZNIAK presented to the Chair **SB 1549**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for an environmental remediation tax credit.

Which was committed to the Committee on FINANCE, October 15, 2002.

Senators DENT, M. WHITE, LAVALLE, COSTA, ERICKSON, SCARNATI, TARTAGLIONE, WENGER, MUSTO, BOSCOLA, CONTI, LEMMOND, MURPHY, RHOADES, MADIGAN, C. WILLIAMS, ARMSTRONG, SCHWARTZ, KITCHEN, WAUGH, TOMLINSON, BODACK and WOZNIAK presented to the Chair **SB 1550**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for tax credits for redevelopment or investment of a brownfield.

Which was committed to the Committee on FINANCE, October 15, 2002.

Senator CORMAN presented to the Chair **SB 1551**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Centre County, certain land in Benner Township, Centre County.

Which was committed to the Committee on STATE GOVERNMENT, October 15, 2002.

Senators A. WILLIAMS, RHOADES, LOGAN, WAUGH, MUSTO, KITCHEN, STACK and SCHWARTZ presented to the Chair **SB 1563**, entitled:

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for termination of annuities.

Which was committed to the Committee on FINANCE, October 15, 2002.

GENERAL COMMUNICATIONS

EDUCATION EMPOWERMENT ACT ANNUAL REPORT

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

COMMONWEALTH OF PENNSYLVANIA
Department of Education

October 8, 2002

SUBJECT: Education Empowerment Act Annual Report

TO: The Honorable Samuel Hayes
The Honorable James Rhoades
The Honorable Allyson Schwartz
The Honorable Jess Stairs
The Honorable Nicholas Colafella
Mr. Mark Corrigan
Mr. Ted Mazia

FROM: CHARLES B. ZOGBY
Secretary of Education

Pursuant to 24 P.S. 17-1711-B, I forward this report to you on the implementation of the Education Empowerment Act for the school year 2001-2002.

The report addresses each area of interest noted in the statute by providing the following information:

- An overview of the Education Empowerment Act;
- The names of school districts on the Education Empowerment List or certified as Education Empowerment Districts and the date of placement on the list or certification;

- The name of any school district removed from the Education Empowerment List, or which is no longer certified as an Education Empowerment District;
- A progress report consistent with the School District Improvement Plans; and
- Any recommended changes to the Education Empowerment Act.

If you would like additional copies of the report, please call the Office of Government Relations at 787-7575.

The PRESIDENT. This report will be filed in the Library.

ANNUAL REPORT OF THE CONSUMER ADVOCATE FOR FISCAL YEAR 2001-02

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

OFFICE OF CONSUMER ADVOCATE
Commonwealth of Pennsylvania
555 Walnut Street, 5th Floor, Forum Place
Harrisburg, PA 17101-1923

October 2002

Hon. Robert C. Jubelirer
Lieutenant Governor and
President Pro Tempore
Senate of Pennsylvania
Room 292, Main Capitol Bldg.
Harrisburg, PA 17120

Dear Lieutenant Governor Jubelirer:

I am pleased to present to you a copy of the Fiscal Year 2001-2002 Annual Report of the Office of Consumer Advocate. This Report has been prepared pursuant to the statutory requirements governing our Office. 71 Pa. Stat. Ann. § 309-7.

If you, or any members of your staff, have any questions about the enclosed report or other matters pertaining to our activities, I would be happy to assist you.

Sincerely,

IRWIN A. POPOWSKY
Consumer Advocate

The PRESIDENT. This report will be filed in the Library.

ANNUAL REPORT ON THE MANDATE WAIVER PROGRAM

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

COMMONWEALTH OF PENNSYLVANIA
Department of Education

October 8, 2002

SUBJECT: Mandate Waiver Program
Annual Report for 2001-2002

TO: The Honorable James Rhoades
The Honorable Allyson Schwartz
The Honorable Jess Stairs
The Honorable Nicholas Colafella

FROM: CHARLES B. ZOGBY
Secretary of Education

Pursuant to 24 P.S. §17-1714-B (j) of the School Code, I forward this second annual report to you on the status of the Mandate Waiver Program in Pennsylvania.

The report provides an overview of the Mandate Waiver Program and the following information as noted in the statute:

- A list of all waiver applications received by the Department beginning with the first application received on July 21, 2000, and ending with the waiver applications received as of August 31, 2002.
- A list of Department approvals and denials of waiver requests, including waiver requests that have been withdrawn, returned for modification, deemed ineligible or are pending.

If you would like additional copies of the report or for more information, please call the Office of Government Relations at 787-7575.

The PRESIDENT. This report will be filed in the Library.

SPECIAL ORDER OF BUSINESS SWEARING-IN OF NEW MEMBER

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

Senator BRIGHTBILL. Mr. President, as a Special Order of Business, I ask that the Senate proceed to receive the returns of election for the special election held in the Ninth Senatorial District on the 1st day of October 2002, and that the oath of office be administered to Senator-elect Pileggi.

The PRESIDENT. At the request of Senator Brightbill, and without objection, as a Special Order of Business, the Senate will now proceed to the administration of the oath of office to Senator-elect Pileggi.

ELECTION RETURNS PRESENTED

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the Secretary of the Commonwealth, the Honorable C. Michael Weaver.

The PRESIDENT. The Chair recognizes the Secretary of the Commonwealth.

SECRETARY WEAVER. Mr. President, I have the honor of presenting the returns for the special election held October 1, 2002, in the Ninth Senatorial District.

The PRESIDENT. The Chair thanks Secretary Weaver.

The Chair lays before the Senate the following communications from the Secretary of the Commonwealth, which the Clerk will read.

The Clerk read the election returns as follows:

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SENATE OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Senator in the General Assembly of the Commonwealth of

Pennsylvania held in the Ninth Senatorial District, as the same has been certified to and filed with my office by the Chester and Delaware County Boards of Elections. Dominic F. Pileggi, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Senator in the General Assembly.

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of my office at the city of Harrisburg, this sixteenth day of October in the year of our Lord two thousand two and of the Commonwealth the two hundred and twenty-seventh.

C. MICHAEL WEAVER
Secretary of the Commonwealth

SPECIAL ELECTION SENATOR IN THE GENERAL ASSEMBLY 9TH SENATORIAL DISTRICT COUNTIES OF CHESTER AND DELAWARE OCTOBER 1, 2002

OFFICIAL RESULTS

	VOTE TOTALS
Republican - Dominic F. Pileggi	16,007
Democratic - Thaddeus Kirkland	5,715
Detering For Senate - Henry A. Detering	4,704
Green - Andrew W. Green	244

SPECIAL ORDER OF BUSINESS DISTINGUISHED GUESTS PRESENTED TO THE SENATE

The PRESIDENT. Prior to administering the oath of office to Senator-elect Pileggi, the Chair would like to recognize some special guests who are here, if you would hold your applause. We were hoping that the Speaker of the House would be here. We always enjoy having him over here, but he was unable to make it here today, so, Speaker Ryan, I know you are here in spirit.

I would like to introduce Representative Chris Ross; Representative Steve Barrar; Republican State Chairman Alan Novak; the distinguished chairman of the Delaware County Republican Committee, Tom Judge, Sr.; the distinguished gentleman from Delaware County, John McNichol; all members of the Delaware County Council, and I am not going to read all the names, you have a large council; a very special friend, Patrick Larkin; and the most important group, Senator-elect Pileggi's wife, Diana, their children, Elisa, Gabrielle, and Michael, and believe me, you are special, and his parents, Mary and Francis. May we give these wonderful people a round of applause.

(Applause.)

The PRESIDENT. A welcome to all of you who are here for this very special ceremony. We are delighted to welcome you to this beautiful Chamber in the Senate of Pennsylvania.

STATEMENT BY THE PRESIDENT

The PRESIDENT. For the record, the Secretary of the Commonwealth has also certified that the Senator-elect has filed

the accounts and affidavits as required by Section 1632(b) of the Pennsylvania Election Code.

ANNOUNCEMENT BY THE PRESIDENT

The PRESIDENT. The Chair would now like to take this opportunity to politely remind all of our guests that taking still pictures or videotaping in the Senate Chamber is not permitted. So I ask that during the administration of the oath of office no pictures be taken or videos be taped. At the end of the oath, however, the Senate will be at ease, Senator-elect Pileggi will remain at the bar of the Senate, and you may take as many pictures as you want.

ADMINISTRATION OF OATH OF OFFICE

The PRESIDENT. You know, it says here it is an honor and privilege to have with us today the Honorable Stephen J. McEwen. I cannot emphasize that those are not just words, they are certainly from my heart, and I think many people who have had the privilege of knowing and working and being a part of Steve McEwen's life would say that it is a privilege, an absolute honor and privilege, to have him with us today. He is the President Judge Emeritus of the Superior Court of Pennsylvania, and he has kindly consented to be with us today to administer the oath of office to Senator-elect Pileggi in accordance with Article VI, Section 3, of the Pennsylvania Constitution.

Would the Senator-elect please present himself, along with his Bible, at the bar of the Senate.

Judge McEwen will now administer the oath.

Judge McEWEN. Before the official message, let me thank Bobby for that sterling introduction.

Mr. President, Members of the Senate, a full measure of both honor and pleasure was afforded to me by your newest colleague, Dominic F. Pileggi, when he invited me to participate in this ceremony of the oath and to administer to him the oath of office as Senator of the Commonwealth of Pennsylvania. The awe which strikes any judge who has gained the ratification of this body in this magnificent forum renders this judge almost speechless, but only almost. Since I am compelled to advise that among Dominic's abundant personal characteristics and gifts is a special humility which finds him reticent to mention that it was within his Ninth Senatorial District that Pennsylvania began. This was 42 years before William Penn went ashore in Chester on his way to Philadelphia. The Swedes and the Dutch found his district such a paradise that they battled for sovereignty over it, and even with the passage of 360 years, the area remains a noble district because its men and women and children love their country, are proud of their varied heritages and ethnicities, appreciate their towns and counties, value their families and jobs, and support their neighbors and friends. And how worthy they are of such an astute Senator-elect who will prove, you may be certain, Senators, will prove to be very worthy of them.

Dominic, will you place your left hand on the Bible and raise your right hand and repeat after me:

I, Dominic F. Pileggi, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth, and that I will discharge the duties of my office with fidelity.

May I congratulate you, Senator Pileggi.
(Applause.)

STATEMENT BY THE PRESIDENT

The PRESIDENT. Before asking the Senate to go at ease and pictures be taken, the Chair would like to make only one comment in addition to congratulating Senator Pileggi. I think Senator Bell is looking down and would be very, very proud of what has happened today, if I may be permitted to make that comment.

SENATE AT EASE

The PRESIDENT. The Senate will now be at ease for the purpose of taking photographs.

(The Senate was at ease.)

ANNOUNCEMENT BY THE PRESIDENT

The PRESIDENT. The Chair invites the guests of Senator Pileggi to attend lunch in Room 8E-A and B in the East Wing.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

SENATE RESOLUTION No. 279, ADOPTED

Senator BRIGHTBILL, without objection, called up from page 1 of Supplemental Calendar No. 1, Senate Resolution No. 279, entitled:

A Resolution honoring all Pennsylvania veterans who served during war and peace on the occasion of Veterans Day, November 11, 2002.

On the question,

Will the Senate adopt the resolution?

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

Senator ROBBINS. Mr. President, in 1918, on the 11th hour of the 11th day in the 11th month, the world rejoiced and celebrated because after 4 years of bitter war, an armistice was signed that declared the "war to end all wars" over.

World War I did not really end all wars, but its conclusion did result in November 11 being set aside as Armistice Day. In 1953, townspeople in Emporia, Kansas, called the holiday Veterans Day, in gratitude to the veterans in their own town. Soon after, Congress passed a bill renaming the national holiday as Veterans Day. The latest observance is less than a month away.

In 2002, the role that military veterans have played in securing and defending our freedom is clearer than it has been in many years. Our servicemen and women are in Afghanistan, avenging last year's terrorist attack and breaking up the network responsible for it. At the same time, the nation is moving closer to sending military personnel to Iraq. Meanwhile, many men and women who serve in the National Guard and the Reserves are being called up to active duty. It is important that we recognize the vital contributions they are making to our national defense.

We live in uncertain times, but what is certain is that America's military has proven itself ready to answer the call. On future Veterans Days, today's servicemen and women will take their place next to those who fought before them as objects of our gratitude.

I ask that the Senate approve Senate Resolution No. 279 in honoring all Pennsylvania veterans who served during war and peace on the occasion of Veterans Day, November 11, 2002.

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

Senator O'PAKE. Mr. President, I urge all my colleagues on this side of the aisle to join in supporting this and making it unanimous.

The PRESIDENT. I think we can do that, Senator.

And the question recurring,

Will the Senate agree to the motion?

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

UNFINISHED BUSINESS SENATE RESOLUTION ADOPTED

Senator O'PAKE, on behalf of Senators HUGHES, KITCHEN, TARTAGLIONE, SCHWARTZ, FUMO, STACK, A. WILLIAMS and himself, by unanimous consent, offered Senate Resolution No. 298, entitled:

A Resolution expressing condolences on the passing of the Reverend Paul M. Washington.

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

DISCHARGE PETITION

The PRESIDENT, on behalf of Senator MUSTO, laid before the Senate the following communication, which was read by the Clerk as follows:

October 16, 2002

A PETITION

To place before the Senate the nomination of Beverly R. Minor, as a member of the Milk Marketing 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 Beverly R. Minor, as a member of the Milk Marketing 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 PRESIDENT. The communication will be laid on the table.

CONGRATULATORY RESOLUTIONS

The PRESIDENT 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. Robert Weirich, Mr. and Mrs. Robert Raubenstine and to Pequea Elementary School by Senator Armstrong.

Congratulations of the Senate were extended to Louise Knox by Senator Bodack.

Congratulations of the Senate were extended to Theodore C. Marentis, Dale Harper, Marilyn Merry, Louise Yoder, Jane Bannan, Geraldine Sherer, Robin Flores, Joyce Marin, Nancy Friend and to the Bethlehem Clubmen's Association by Senator Boscola.

Congratulations of the Senate were extended to Delia Rivera Diaz, Mike Albarell, Luis Ramos, Robert Thompson, L. Jack Bradt, Walter Dealtrey, Caruso Benefits Group of Bethlehem, Community Services for Children of Bethlehem, Agere Systems of Allentown, Fastnet Corporation of Bethlehem, Valley Youth House of Allentown, Community Action Committee of the Lehigh Valley and to the United Way of the Greater Lehigh Valley by Senators Boscola, Dent, and Rhoades.

Congratulations of the Senate were extended to Phillip H. Williams, Edward H. Hoffner and to Edwin Krawitz by Senators Boscola and Mellow.

Congratulations of the Senate were extended to Vincent Zampelli, Hanna Jarsocrak, Juli Tumbiolo, Tyler Grogar, Lebanon County Christian Ministries volunteers and to the citizens of the Borough of Elizabethtown by Senator Brightbill.

Congratulations of the Senate were extended to Nestle Waters North America by Senators Brightbill and Dent.

Congratulations of the Senate were extended to Runway 5-23 of the Bendigo Airport of Tower City by Senators Brightbill and Rhoades.

Congratulations of the Senate were extended to Bill Martin, Robert Ott, Eleanor Shaver, Richard C. Stover, Matt Swierzewski, Tom Tinsman, John T. Bailey, Laura M. Barrett, Jeffrey J. Bishop, Ronald C. Dietrich, Scott Henley, Rodney Hunsberger, John Kalix, Craig S. Lear, Betsy Leary, Dennis D. Loux, Jr., and to James M. Lewis by Senator Conti.

Congratulations of the Senate were extended to Dr. Edward H. Dench, Jr., Nicholas S. Price and to Glenn O. Hawbaker, Inc., of State College, by Senator Corman.

Congratulations of the Senate were extended to Melissa Peters and to Sarah Zogran by Senator Costa.

Congratulations of the Senate were extended to Keelia Mailander, Marilyn Merry, Reverend Dr. Conrad W. Raker, Dr. Curtis R. Dietrich, Hermine Preisler, Joseph B. Scheller, Lehigh Valley Dental Society and to the Jordan United Church of Christ of Allentown by Senator Dent.

Congratulations of the Senate were extended to Louise Yoder and to Jane Bannan by Senators Dent and Boscola.

Congratulations of the Senate were extended to Craig P. Martin, Frank Vaccaro and to the General Federation of Women's Clubs of Delaware County by Senator Erickson.

Congratulations of the Senate were extended to Matthew F. Clever and to Theodore C. Marentis by Senator Gerlach.

Congratulations of the Senate were extended to St. Mary's Franciscan Shelter by Senators Gerlach and Thompson.

Congratulations of the Senate were extended to the Center for Advancement in Cancer Education of Wynnewood by Senators Gerlach and C. Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Raymond T. McHale, Mr. and Mrs. Albert Bruno, Annie L. Mackey, Camy M. Asplundh, Eric M. Baumgardner, Thomas Camp and to the Jenkintown United Methodist Church by Senator Greenleaf.

Congratulations of the Senate were extended to Helen Rushton by Senators Greenleaf and Conti.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Wydila, Mr. and Mrs. William O. Kerstetter, Mr. and Mrs. Robert F. Ketchem, Mr. and Mrs. Sterling E. Shuman, Sr., Mr. and Mrs. Jay W. Landon, Mr. and Mrs. Andrew Clair Harvey, Mr. and Mrs. Gerald Max VonBlohn, Mr. and Mrs. Carlton B. Hess, Mr. and Mrs. Joseph L. Murray and to Dr. Nicholas Spock by Senator Helfrick.

Congratulations of the Senate were extended to Cynthia L. Herr, Harry Mirabile, Monica Mauer and to the Honorable Michael DiNunzio by Senator Holl.

Congratulations of the Senate were extended to James Williams and to Howard Trauger by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. Richard Smith, Mr. and Mrs. Dean A. Smith, Mr. and Mrs. William Mauk, Mary Alexander, Mildred Piper, Sister Thea Krause, Kennametal, Inc., of Bedford and to NPC, Inc., of Claysburg by Senator Jubelirer.

Congratulations of the Senate were extended to Adam J. Muzika, Brandon L. Hamrock, Dustin G. Bozek, Joyce Dunn, George Soverns and to the Laurel Hill Presbyterian Church of Dunbar by Senator Kasunic.

Congratulations of the Senate were extended to Stan Zakrzewski, Dorothy Virginia Rannels, Reverend Dr. Edward McKinley Taylor, Sr., Jesse Grazella and to Lawrence Quinn by Senator Kitchen.

Congratulations of the Senate were extended to Nancy Louise Cox by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. Sheldon Harry LeViere, Roger R. McPherson, Joseph Hemskey and to Carl J. Castellani by Senator LaValle.

Congratulations of the Senate were extended to Mr. and Mrs. Lawrence Dole, Mr. and Mrs. Anthony Fannick, Mary Ann Keirans and to the Honorable Dorothy C. Laabs by Senator Lemmond.

Congratulations of the Senate were extended to Audrie H. Keller, Patricia Judge Mansfield, Douglas V. Edwards, Jr., citizens of the Borough of Turtle Creek and to the Monroeville Lions Club by Senator Logan.

Congratulations of the Senate were extended to Mr. and Mrs. Daniel Kravitz, Mr. and Mrs. Frank Killian, Mr. and Mrs. Richard L. Meek, Mr. and Mrs. Chet Holliday, Mr. and Mrs. Gerald Yoder, Mr. and Mrs. Harold Springman, Mr. and Mrs. Harold Mutchler, Mr. and Mrs. Richard Martin, Mr. and Mrs. Lester Slater, Mr. and Mrs. H. Allen Watson, Mr. and Mrs. J. Frank Thompson, Mr. and Mrs. Harry Collins, Mr. and Mrs.

Steven R. Bieber, Sr., Travis Curren and to Independent Hose Company No. 1 of Jersey Shore by Senator Madigan.

Congratulations of the Senate were extended to Joseph T. Young, Allan Kamin, Jocelyn Kreig, Sunita Arora, Betty Covey, Daisy Gallagher and to the Pennsylvania Historical and Museum Commission by Senator Mellow.

Congratulations of the Senate were extended to Herbert D. Thomas, Adam Marc Weber, Paul D. Bigham, Linda C. Rowe, Carrie A. Lewis, Cody Woollett, Citizens Fire Company of Enola, Goodwill Fire Company of West Fairview, Creekside Fire Company of Camp Hill, Midway Fire Company of Enola, West Enola Fire Company, Summerdale Fire Company, Pennex Aluminum Corporation of Wellsville and to the Holy Spirit Health System of Camp Hill by Senator Mowery.

Congratulations of the Senate were extended to Mr. and Mrs. Donald Scheeser, Ronald F. Conley, Marc Palmosina, Washington Lions Club, Bethel Park Junior Football Program and to the Upper St. Clair School District and Fort Couch Middle School of Upper St. Clair by Senator Murphy.

Congratulations of the Senate were extended to Natalie Skokowski, Joseph F. Long, Sr., Walter Glogowski, Ed Harry, Joseph L. Gorham and to Excel Corporation of Hazleton by Senator Musto.

Congratulations of the Senate were extended to the Church of Saint Benedict of Mohnton and to Cabot Performance Materials of Hershey by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Mialky, Mr. and Mrs. Norman Brison, Mr. and Mrs. Paul L. Kennihan, Mr. and Mrs. Louis A. Stamerra, Laurie Singer, Albert Garrison, Peter Dorsey, Jack M. Cohen, Brad Mueller, Cygnus Manufacturing Company of Saxonburg and to the Main Street Deli and Restaurant of Evans City by Senator Orie.

Congratulations of the Senate were extended to Ella Bolton, Mary O. Zales, Elizabeth Hyde and to Raymond Dively by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. George Hocker by Senator Punt.

Congratulations of the Senate were extended to Donald R. Gintzig, Emmeline Knowlan, Robert C. Orth, Greater Shenandoah Area Historical Society, St. Patrick's Catholic Church of Pottsville and to the Historical Society of Schuylkill County by Senator Rhoades.

Congratulations of the Senate were extended to Dave Kalchthaler, Kristin Bell, Destiny Boyda, Karissa Vasconi, Ivan Rose, Julia Lundgren, James Johnson, Alesha Davis, Dwayne Weber, Jeremiah Jason Riethmiller, Sarah Sablyak, Keystone Blind Association, Church of Our Lady of Fatima of Farrell and to Thiel College of Greenville by Senator Robbins.

Congratulations of the Senate were extended to Virginia Spink by Senator Scarnati.

Congratulations of the Senate were extended to Communities in Schools of Philadelphia, Inc., by Senators Schwartz and Kitchen.

Congratulations of the Senate were extended to Michael Weleski, Daniel Brooke, Thomas Fullerton, William Gillon, Bernard Mack, Scott McGarrigle, Lawrence Rao, Walter Sliwa, Rudel Wilson, Michael Adair, James Cassidy, John DiDonato,

John Landis, Rudy Muller, James L. Roach, Timothy Wade and to Saint George Parish of Philadelphia by Senator Stack.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Yanchak, Mr. and Mrs. Frank J. Walzl, Mr. and Mrs. Sam Manfredi and to CONSOL Energy Inc., of Pittsburgh by Senator Stout.

Congratulations of the Senate were extended to Honorable William W. Rieger and Mrs. Lucy Rieger, Brian Geyer, Michael Adair, James Cassidy, Alfredo Lopez, Robert Ryman, Thomas Walsh, Richard Woertz, Oscar Martinez, James Boyle, Marinko Lemut, Christopher Hulmes, Donald Liebsch, Scott Bradley, Michael Bonatsos, Joseph Keenan, John Bartol, Kevin Conway, Christopher Krause, Colleen Carlin, Anne Marie Stangler, Nicholas Smith, Lawrence Amaker, Dawn Garrow, Jerome Azarewicz, Ralph Capaldi, Thomas Coyle, Robert Kane, Anna T. Ritter, Robert Solis, Timothy Bishop, Carl Schmeid, John Redfern, John Keenan, Dennis J. Merrigan, Sr., Charles J. Sgrillo, John Sillman, Gerard Smink, George Bucher, James Altomari, Richard Gordon, Patrick Curran, Nicholas J. Fortuna, Anthony J. Sneider, Jr., Bernard J. Mack, Jr., Charles Dixon and to Stanley Zakrzewski by Senator Tartaglione. Congratulations of the Senate were extended to Mr. and Mrs. Frank Cantwell, Deena Smith, Katy Scheck, Laura Andrews, Jack Wall, Jennifer Wilk, Joan Esling and to Karen Wychock by Senator Tomlinson.

Congratulations of the Senate were extended to John A. Biedrzycki, Jr., Randy Detweiler, Honorable Thomas F. Lamb, Highmark Blue Cross Blue Shield's Health Education Center and to the Pennsylvania Economy League of Pittsburgh by Senator Wagner.

Congratulations of the Senate were extended to Jason Roach, Russell Spangler, Phoebe B. Scott and to the Pancreatic Cancer Action Network, Inc., of El Segundo, California, by Senator Waugh.

Congratulations of the Senate were extended to Mr. and Mrs. John E. Rote, Mr. and Mrs. Regis Shuler, Mr. and Mrs. James Gray, Mr. and Mrs. Joseph Yanci, Mr. and Mrs. Glenn Nordmark, Mr. and Mrs. Glen Buterbaugh, Mr. and Mrs. Chuck Pirone, Mr. and Mrs. Bill Dunn, Mr. and Mrs. Francis Burkett, Mr. and Mrs. Gabriel Bruno, Mr. and Mrs. Veryl R. Thompson, James and Nancy Clark, Carolyn Supinka and to RFI Energy, Inc., of Sligo, by Senator D. White.

Congratulations of the Senate were extended to Shawn O'Leary and to Ray R. Markle by Senator M.J. White.

Congratulations of the Senate were extended to Joe Rafferty, Lorraine E. Matthews, Bouie Fisher and to the University of Pennsylvania by Senator A.H. Williams.

Congratulations of the Senate were extended to Honor Whalen, Helen Traill, Julia Manning, Lynne Z. Gold-Bikin and to Teresa Pistilli by Senator C. Williams.

Congratulations of the Senate were extended to Cecil and Grace Bean by Senators C. Williams and Holl.

Congratulations of the Senate were extended to Mr. and Mrs. James J. Pozun, Mr. and Mrs. George Lopus, Mr. and Mrs. Thomas Furnari, Mr. and Mrs. Merle Wissinger, Mr. and Mrs. Charles Potchak, Mr. and Mrs. Joseph J. Bentivegna, Mr. and Mrs. John Hockey, Mr. and Mrs. Lawrence C. Crum, Mr. and Mrs. John Podolka, Mr. and Mrs. Charles Benton, Mr. and Mrs.

Edmund I. Falstick, Mr. and Mrs. Andrew C. Lance and to Ruth Witherite by Senator Wozniak.

CONDOLENCE RESOLUTIONS

The PRESIDENT 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 Louis Wayne Carpenter by Senator Hughes.

Condolences of the Senate were extended to the family of the late Bernice Brooks by Senator Hughes and others.

POSTHUMOUS CITATION

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

A posthumous citation honoring the late Amelia Barnette was extended to the family by Senator A.H. Williams.

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 Tuesday, November 12, 2002, at 2:00 p.m., Eastern Standard Time, unless sooner recalled by the President pro tempore.

The motion was agreed to by voice vote.

The Senate adjourned at 11:36 a.m., Eastern Daylight Saving Time.