

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, MARCH 24, 2003

SESSION OF 2003 187TH OF THE GENERAL ASSEMBLY

No. 21

SENATE

MONDAY, March 24, 2003

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

The PRESIDENT (Lieutenant Governor Catherine Baker Knoll) in the Chair.

PRAYER

The Chaplain, Father BENEDICT MWANGI, of St. James Parish, Sewickley, offered the following prayer:

In the name of the Father and of the Son and of the Holy Spirit, Amen.

Almighty God, we ask You to be among us on this solemn occasion of the swearing-in of our brother John Pippy as a State Senator of Pennsylvania. God our Father, on this day, we pray that You would protect and guide our armed services men and women, and that we have a just, quick, and successful resolution of the war in Iraq. We also ask You to shield the people of Iraq from harm and violence, and to come to enjoy justice, unity, peace, freedom, and prosperity after this war.

Almighty God, on this special day we pray for success and safety of our brother John Pippy and his safe return to his family, friends, and people he represents. We ask You to give him wisdom to serve the people of Pennsylvania with justice, peace, and equality for all. We pray for his parents and his wife and children, who have allowed him to serve his country as a military man, Representative, and now as a Senator.

Almighty Father, You are the Creator of all humanity. We pray and ask You to bless Christians, Jews, and Muslims, and to work for justice, peace, and love throughout the world. We ask this through our Lord Jesus Christ, Your Son, who lives and reigns within the Holy Spirit, one God forever and ever. Amen.

The PRESIDENT. The Chair thanks Father Mwangi, who is the guest today of Senator-elect John Pippy.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of March 12, 2003.

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.

COMMUNICATIONS FROM THE GOVERNOR

JOINT SESSION

The PRESIDENT laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

COMMONWEALTH OF PENNSYLVANIA
Office of the Governor
Harrisburg

March 17, 2003

The Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
292 Main Capitol Building
Harrisburg, PA 17120

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

If it meets with the approval of the General Assembly, I would like to address the members in Joint Session on Tuesday, March 25, 2003, at a time convenient to the General Assembly.

EDWARD G. RENDELL
Governor

NOMINATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE PENNSYLVANIA HISTORICAL
AND MUSEUM COMMISSION

March 14, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Kathleen Pavelko, 5 Chantilly Court, Mechanicsburg 17050, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice James Adovasio, Ph.D., Erie, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

March 17, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Samuel Stephenson, 5156 Rosecrest Place, Pittsburgh 15201, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until November 27, 2006, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Thomas H. Flowers, Harrisburg, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION

March 17, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Paul Dlugolecki, 303 Monroe Street, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 2006, and until his successor is appointed and qualified, vice B. Michael Schaul, Mechanicsburg, whose term expired.

EDWARD G. RENDELL
Governor

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

March 13, 2003

HB 44 -- Committee on Public Health and Welfare.
HB 297 -- Committee on Aging and Youth.

March 18, 2003

HB 266 and **267** -- Committee on Judiciary.

HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following resolution for concurrence, which was referred to the committee indicated:

March 17, 2002

HR 133 -- Committee on Banking and Insurance.

BILLS INTRODUCED AND REFERRED

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

March 13, 2003

Senators CONTI, KITCHEN, KUKOVICH, MOWERY, LOGAN, WAUGH, COSTA, TARTAGLIONE, O'PAKE and ERICKSON presented to the Chair **SB 437**, entitled:

An Act creating the Urban Investment Fund to provide funds for community revitalization and infrastructure repair; imposing duties upon the Department of Community and Economic Development; and making an appropriation.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 13, 2003.

Senators CONTI, KITCHEN, KUKOVICH, MOWERY, LOGAN, WAUGH, COSTA, TARTAGLIONE, O'PAKE, ERICKSON and WONDERLING presented to the Chair **SB 438**, entitled:

An Act providing for a residential neighborhood enhancement program to be administered by the Department of Community and Economic Development; and making an appropriation.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, March 13, 2003.

Senators CONTI, KITCHEN, KUKOVICH, MOWERY, LOGAN, LEMMOND, WAUGH, TARTAGLIONE, COSTA, ROBBINS, O'PAKE, ERICKSON and WONDERLING presented to the Chair **SB 439**, entitled:

An Act providing for a commercial downtown enhancement program to be administered by the Department of Community and Economic Development.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, March 13, 2003.

Senators ARMSTRONG, RAFFERTY, TARTAGLIONE, KUKOVICH, WAGNER, ORIE, LOGAN, MUSTO, COSTA, DENT, O'PAKE, TOMLINSON, WENGER, PILEGGI, BOSCOLA, ERICKSON, CONTI, RHOADES, D. WHITE, MADIGAN, WONDERLING, SCHWARTZ, WOZNIAK, GREENLEAF, PUNT, LEMMOND, STOUT, KITCHEN, STACK, M. WHITE and JUBELIRER presented to the Chair **SB 443**, entitled:

An Act providing for the right of sworn members of the Pennsylvania State Police to enter into the deferred retirement option programs; and establishing the Deferred Retirement Option Program in State government for the members of the Pennsylvania State Police.

Which was committed to the Committee on FINANCE, March 13, 2003.

Senators KASUNIC, TARTAGLIONE, LOGAN, O'PAKE, WAGNER, COSTA, KITCHEN and KUKOVICH presented to the Chair **SB 475**, entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, providing for cost-of-living increases in the amount of compensation payable.

Which was committed to the Committee on LABOR AND INDUSTRY, March 13, 2003.

Senators KASUNIC, STOUT, WOZNIAK, TARTAGLIONE, WAGNER, COSTA, KITCHEN and LOGAN presented to the Chair **SB 476**, entitled:

An Act amending the act of July 17, 1961 (P.L.659, No.339), known as the Pennsylvania Bituminous Coal Mine Act, further providing for duties of mine inspectors.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 13, 2003.

Senators O'PAKE, KUKOVICH, MUSTO, LOGAN, COSTA, RHOADES, STACK, WAGNER, KASUNIC, SCHWARTZ, TARTAGLIONE, RAFFERTY, KITCHEN, LAVALLE and MELLOW presented to the Chair **SB 478**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for medical nutrition therapy coverage requirements for health insurance policies.

Which was committed to the Committee on BANKING AND INSURANCE, March 13, 2003.

Senators O'PAKE, WAGNER, MUSTO, LOGAN, ORIE, ERICKSON, COSTA, KASUNIC, SCHWARTZ, RHOADES, TARTAGLIONE, RAFFERTY, STACK, KITCHEN, LEMMOND, LAVALLE, C. WILLIAMS and MELLOW presented to the Chair **SB 479**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for health insurance reimbursement for prostate specific antigen examinations.

Which was committed to the Committee on BANKING AND INSURANCE, March 13, 2003.

Senators O'PAKE, MUSTO, LOGAN, COSTA, RHOADES, STACK, WAGNER, KASUNIC, TARTAGLIONE, RAFFERTY, KITCHEN, LAVALLE, LEMMOND, C. WILLIAMS and MELLOW presented to the Chair **SB 480**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for theft by deception, misapplication of entrusted property and property of government or financial institutions and for securing execution of documents by deception.

Which was committed to the Committee on JUDICIARY, March 13, 2003.

Senators O'PAKE, KUKOVICH, MUSTO, LOGAN, COSTA, STACK, KASUNIC, SCHWARTZ, TARTAGLIONE, KITCHEN and LAVALLE presented to the Chair **SB 481**, entitled:

An Act amending the act of December 29, 1972 (P.L.1713, No.367), known as the Motor Vehicle Physical Damage Appraiser Act, further providing for compliance provisions.

Which was committed to the Committee on BANKING AND INSURANCE, March 13, 2003.

Senators O'PAKE, KUKOVICH, MUSTO, LOGAN, COSTA, STACK, KASUNIC, SCHWARTZ, TARTAGLIONE, KITCHEN and C. WILLIAMS presented to the Chair **SB 482**, entitled:

An Act requiring use of original equipment manufacturer or equivalent parts for repairs to motor vehicles; imposing penalties; and providing for duties of the Attorney General.

Which was committed to the Committee on BANKING AND INSURANCE, March 13, 2003.

Senators GREENLEAF, TOMLINSON, LEMMOND, SCHWARTZ, RAFFERTY and COSTA presented to the Chair **SB 484**, entitled:

An Act providing limitations on contracts for dating services and for cancellation of dating services contracts; and prescribing penalties.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 13, 2003.

Senators GREENLEAF, MOWERY, ERICKSON, SCHWARTZ, COSTA, O'PAKE, LEMMOND, RAFFERTY, STACK and WONDERLING presented to the Chair **SB 485**, entitled:

An Act establishing health standards for the practice of tattooing and body piercing.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 13, 2003.

Senators GREENLEAF, COSTA, WAUGH, LEMMOND, TOMLINSON, KUKOVICH, MUSTO, TARTAGLIONE, RAFFERTY, ERICKSON and WONDERLING presented to the Chair **SB 486**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for programs by the Department of Health for persons suffering from Alzheimer's disease; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 13, 2003.

Senators GREENLEAF, STACK, MOWERY, O'PAKE, LEMMOND, KASUNIC, RAFFERTY, TARTAGLIONE, SCHWARTZ, COSTA, PILEGGI and WONDERLING presented to the Chair **SB 487**, entitled:

An Act amending Title 68 (Real and Personal Property) of the Pennsylvania Consolidated Statutes, further providing for disclosure.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 13, 2003.

Senators GREENLEAF, STACK, MOWERY, O'PAKE, LEMMOND, KASUNIC, RAFFERTY, TARTAGLIONE, SCHWARTZ and COSTA presented to the Chair **SB 488**, entitled:

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, requiring the disclosure of flood history.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 13, 2003.

Senators GREENLEAF, COSTA, ERICKSON, THOMPSON, O'PAKE, LEMMOND, MUSTO, TOMLINSON, KUKOVICH, WAUGH and PILEGGI presented to the Chair **SB 489**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for the medically needy and determination of eligibility.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 13, 2003.

March 14, 2003

Senators BRIGHTBILL, JUBELIRER, HELFRICK, RHOADES, M. WHITE, WENGER, MUSTO, PUNT, ERICKSON, PILEGGI, RAFFERTY, CORMAN, WONDERLING, WAUGH, THOMPSON, SCARNATI, MOWERY, LEMMOND and ROBBINS presented to the Chair **SB 375**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for collection at source of earned income taxes.

Which was committed to the Committee on FINANCE, March 14, 2003.

Senators LAVALLE, LOGAN, KITCHEN, COSTA, KUKOVICH, BOSCOLA, KASUNIC, MUSTO and STACK presented to the Chair **SB 465**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Insurance Commissioner and for the qualifications thereof.

Which was committed to the Committee on STATE GOVERNMENT, March 14, 2003.

Senators GREENLEAF, TARTAGLIONE, STACK, TOMLINSON, LEMMOND, KUKOVICH, RAFFERTY, COSTA, ERICKSON, O'PAKE, CORMAN and KASUNIC presented to the Chair **SB 490**, entitled:

An Act amending the act of July 22, 1974 (P.L.589, No.205), known as the Unfair Insurance Practices Act, requiring that complete copies of insurance policies be provided to policyholders upon request.

Which was committed to the Committee on BANKING AND INSURANCE, March 14, 2003.

Senators GREENLEAF, COSTA, LEMMOND, LOGAN, ERICKSON, WAUGH and WOZNIAK presented to the Chair **SB 491**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for accidents involving death or personal injury and for accidents involving damage to attended vehicle or property; and providing for leaving scene of accident.

Which was committed to the Committee on TRANSPORTATION, March 14, 2003.

Senators GREENLEAF, LEMMOND, COSTA, M. WHITE, O'PAKE, MOWERY, EARLL, C. WILLIAMS, THOMPSON and RAFFERTY presented to the Chair **SB 492**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, providing for living wills and health care powers of attorney; further providing for implementation of out-of-hospital nonresuscitation; and making conforming amendments.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 14, 2003.

Senators GREENLEAF, COSTA, LEMMOND, SCHWARTZ, RAFFERTY, WOZNIAK, STACK and C. WILLIAMS presented to the Chair **SB 493**, entitled:

An Act relating to the protection of victims of sexual violence.

Which was committed to the Committee on JUDICIARY, March 14, 2003.

Senators GREENLEAF, SCHWARTZ, RAFFERTY and ERICKSON presented to the Chair **SB 494**, entitled:

An Act amending the act of April 27, 1927 (P.L.465, No.299), referred to as the Fire and Panic Act, expanding the list of public places wherein smoking is prohibited; further providing for smoking in restaurants and in the workplace; and providing penalties.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 14, 2003.

Senators TOMLINSON, RHOADES, ORIE, KUKOVICH, O'PAKE, PILEGGI, COSTA, KASUNIC, LEMMOND, WAUGH, WONDERLING, LAVALLE, TARTAGLIONE, WOZNIAK and FERLO presented to the Chair **SB 495**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, mandating health insurance coverage for colorectal cancer screening.

Which was committed to the Committee on BANKING AND INSURANCE, March 14, 2003.

Senators TOMLINSON, ERICKSON, WONDERLING, RHOADES, ORIE, COSTA, WAUGH, TARTAGLIONE and WOZNIAK presented to the Chair **SB 496**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for charitable contributions by taxpayers.

Which was committed to the Committee on FINANCE, March 14, 2003.

Senators BOSCOLA, O'PAKE, COSTA, MUSTO, GREENLEAF, LAVALLE, LOGAN, TARTAGLIONE,

RHOADES, RAFFERTY, C. WILLIAMS and STACK presented to the Chair **SB 497**, entitled:

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

Which was committed to the Committee on JUDICIARY, March 14, 2003.

March 17, 2003

Senators MOWERY, PILEGGI, RAFFERTY, EARLL, TOMLINSON, TARTAGLIONE, ERICKSON, WENGER, CORMAN, STACK, C. WILLIAMS and THOMPSON presented to the Chair **SB 483**, entitled:

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for life insurance applications.

Which was committed to the Committee on BANKING AND INSURANCE, March 17, 2003.

Senators RHOADES, PILEGGI, ERICKSON, LAVALLE, C. WILLIAMS, GREENLEAF, TARTAGLIONE, COSTA, WOZNIAC, STACK and KASUNIC presented to the Chair **SB 498**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing parent involvement programs in certain school districts.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senators RHOADES, JUBELIRER, BRIGHTBILL, PICCOLA, EARLL, M. WHITE, KUKOVICH, LAVALLE, COSTA, WONDERLING, RAFFERTY, ORIE, WAUGH and KASUNIC presented to the Chair **SB 499**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for limitations on school district unreserved fund balances.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senators RHOADES, M. WHITE, KUKOVICH, D. WHITE, COSTA and WOZNIAC presented to the Chair **SB 500**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for required training and instruction for certain school directors.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senator RHOADES presented to the Chair **SB 502**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for number and election of board of school directors in school districts of the second, third and fourth classes and for terms of their offices.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senators RHOADES, MOWERY, EARLL, PILEGGI, LAVALLE, C. WILLIAMS, ERICKSON, COSTA, WOZNIAC and KASUNIC presented to the Chair **SB 503**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for powers and duties of the intermediate unit board of directors; and providing for academic improvement programs.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senators WAGNER, FUMO, KUKOVICH, STOUT, FERLO, KITCHEN, COSTA, O'PAKE, LOGAN, MUSTO, KASUNIC, MELLOW, SCHWARTZ, HUGHES, LAVALLE and STACK presented to the Chair **SB 504**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for budget hearings.

Which was committed to the Committee on APPROPRIATIONS, March 17, 2003.

Senators CONTI, MOWERY, KITCHEN, MUSTO, LOGAN, LEMMOND, COSTA, TARTAGLIONE, O'PAKE, ERICKSON and WONDERLING presented to the Chair **SB 505**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for health services.

Which was committed to the Committee on EDUCATION, March 17, 2003.

Senators STOUT and KASUNIC presented to the Chair **SB 506**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey certain tracts of land situate in Cecil Township, Washington County.

Which was committed to the Committee on STATE GOVERNMENT, March 17, 2003.

Senators GREENLEAF, KUKOVICH, LEMMOND, RAFFERTY and COSTA presented to the Chair **SB 509**, entitled:

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further defining unfair or deceptive acts or practices; and further providing for unlawful acts or practices.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 17, 2003.

Senator GREENLEAF presented to the Chair **SB 510**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for probationary licenses.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, TARTAGLIONE, TOMLINSON, COSTA, FUMO, ORIE, WAGNER, LOGAN, STACK, BOSCOLA, KASUNIC, WOZNIAK and C. WILLIAMS presented to the Chair **SB 511**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for multiple war veteran plate.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, COSTA, TOMLINSON, TARTAGLIONE, KASUNIC, RAFFERTY, SCHWARTZ, DENT, O'PAKE, STACK, THOMPSON, WAGNER, ORIE, LOGAN, WONDERLING, MUSTO, BOSCOLA, WOZNIAK and WAUGH presented to the Chair **SB 512**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for veteran plates and placard.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, TOMLINSON, ERICKSON, LEMMOND, C. WILLIAMS and RAFFERTY presented to the Chair **SB 513**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further establishing a duty to stop vehicles at accident scenes; and providing an exception from the duty for emergency vehicles.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, COSTA, WONDERLING, O'PAKE, RAFFERTY, WAUGH, BOSCOLA and C. WILLIAMS presented to the Chair **SB 514**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing certain charitable organizations to solicit funds on highways.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, COSTA, KASUNIC, TARTAGLIONE, LEMMOND, ERICKSON, SCHWARTZ, RAFFERTY, WAUGH, FUMO, STACK, CORMAN, BOSCOLA, THOMPSON, C. WILLIAMS and WONDERLING presented to the Chair **SB 515**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for requirement for periodic inspection of vehicles.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, COSTA, LEMMOND, ERICKSON, RAFFERTY, TOMLINSON, O'PAKE, STACK, BOSCOLA and THOMPSON presented to the Chair **SB 516**, entitled:

An Act providing for the Department of Transportation to conduct a study on school zone safety.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

Senators GREENLEAF, COSTA, ERICKSON, FUMO, LEMMOND and MUSTO presented to the Chair **SB 517**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for junior driver's licenses.

Which was committed to the Committee on TRANSPORTATION, March 17, 2003.

March 18, 2003

Senators DENT, RAFFERTY, COSTA, ARMSTRONG and THOMPSON presented to the Chair **SB 508**, entitled:

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, further providing for redemption of vacant property.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, March 18, 2003.

Senators GREENLEAF, FUMO, LEMMOND and STACK presented to the Chair **SB 518**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for operating privileges.

Which was committed to the Committee on TRANSPORTATION, March 18, 2003.

Senators GREENLEAF, FUMO, ERICKSON, LOGAN and C. WILLIAMS presented to the Chair **SB 519**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for maximum speed limits, for alteration of maximum speed limits and for regulation of traffic on the Pennsylvania Turnpike.

Which was committed to the Committee on TRANSPORTATION, March 18, 2003.

Senators GREENLEAF, TOMLINSON, TARTAGLIONE, FUMO, DENT, LOGAN, ERICKSON, SCHWARTZ, THOMPSON, STACK, WONDERLING and C. WILLIAMS presented to the Chair **SB 520**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties.

Which was committed to the Committee on TRANSPORTATION, March 18, 2003.

Senators BRIGHTBILL, PICCOLA, CONTI, JUBELIRER, MUSTO, LEMMOND, WENGER, M. WHITE, DENT, TARTAGLIONE, RAFFERTY, COSTA, ERICKSON, TOMLINSON, WONDERLING, MOWERY, GREENLEAF, RHOADES, WAUGH, ORIE, BOSCOLA, STACK, C. WILLIAMS and THOMPSON presented to the Chair **SB 521**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for assessment, commitment and registration of sexually violent delinquent children and young adults.

Which was committed to the Committee on JUDICIARY, March 18, 2003.

Senators STACK, KITCHEN, STOUT and LOGAN presented to the Chair **SB 522**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for driving while operating privilege is suspended.

Which was committed to the Committee on TRANSPORTATION, March 18, 2003.

Senators STACK, KITCHEN, STOUT, LOGAN, MUSTO, C. WILLIAMS, BOSCOLA, RAFFERTY, COSTA and TARTAGLIONE presented to the Chair **SB 523**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for drug offender restraining orders.

Which was committed to the Committee on JUDICIARY, March 18, 2003.

Senators STACK, KITCHEN, LOGAN, MUSTO and COSTA presented to the Chair **SB 524**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for exceptions to prohibition of interception and disclosure of communications.

Which was committed to the Committee on JUDICIARY, March 18, 2003.

RESOLUTIONS INTRODUCED AND REFERRED

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

March 13, 2003

Senators WAUGH, WENGER, MADIGAN, O'PAKE, ROBBINS, D. WHITE, BRIGHTBILL, KITCHEN, LOGAN, WAGNER, CORMAN, KUKOVICH, PICCOLA, HELFRICK, EARLL, COSTA, KASUNIC, STOUT, SCHWARTZ, TARTAGLIONE, THOMPSON, CONTI, MUSTO, DENT, RAFFERTY, RHOADES, M. WHITE, ARMSTRONG, SCARNATI, ERICKSON, GREENLEAF, MOWERY, FUMO, LEMMOND, WONDERLING, LAVALLE, PUNT, ORIE, STACK and WOZNIAC presented to the Chair **SR 46**, entitled:

A Resolution designating April 8, 2003, as "Pennsylvania Farm Bureau Day" and congratulating Pennsylvania Farm Bureau members for their contribution to this Commonwealth and to this Commonwealth's agricultural industry.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, March 13, 2003.

March 17, 2003

Senators DENT, BRIGHTBILL, THOMPSON, LEMMOND, ERICKSON, CORMAN, RAFFERTY, HELFRICK, PUNT, PILEGGI, MADIGAN, KITCHEN, LOGAN, COSTA, STOUT, KASUNIC, MUSTO, SCHWARTZ, O'PAKE, WONDERLING, EARLL, TOMLINSON, ARMSTRONG, MOWERY, D. WHITE, GREENLEAF, RHOADES, C. WILLIAMS, STACK and WOZNIAC presented to the Chair **SR 49**, entitled:

A Concurrent Resolution to recognize and celebrate the 20th anniversary of the Ben Franklin Technology Partners program and its continued growth and success in and for the State of Pennsylvania.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, March 17, 2003.

APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

The PRESIDENT. The Chair wishes to announce the President pro tempore has made the following appointments:

Senator Robert C. Wonderling as a member of the Legislative Budget and Finance Committee.

Senator Gibson E. Armstrong as a member of the Tobacco Settlement Investment Board.

Senator Charles D. Lemmond, Jr., as a member of the Legislative Budget and Finance Committee.

Senator James J. Rhoades as a member of the Education Commission of the States, the Pennsylvania Higher Educational Facilities Authority, and the State Public School Building Authority.

Senator Mary Jo White as a member of the Environment/Energy Committee of the Eastern Regional Conference of the Council of State Governments, and the Pennsylvania Commission on Sentencing.

Senator Stewart J. Greenleaf as a member of the State Council for Interstate Adult Offender Supervision.

Senator Robert J. Thompson as a member of the Governing Board of the Council of State Governments, the Criminal Justice Board of Directors and the Budget Chairmen's Roundtable of the Eastern Regional Conference of the Council of State Governments.

Senator Roger A. Madigan as a member of the Transportation Committee of the Eastern Regional Conference of the Council of State Governments, and the Motor Carrier Advisory Committee.

Senator John C. Rafferty, Jr., as a member of the Advisory Council for the Southeastern Veterans' Center.

Senator Michael J. Stack as a member of the Environment/Energy Committee of the Eastern Regional Conference of the Council of State Governments.

Senator Sean F. Logan as a member of the Transportation Committee of the Eastern Regional Conference of the Council of State Governments.

Senator Jay Costa, Jr., as a member of the Criminal Justice Board of Directors of the Eastern Regional Conference of the Council of State Governments.

Senator Connie H. Williams as a member of the Eastern Canadian Provinces Committee of the Eastern Regional Conference of the Council of State Governments.

Senator Raphael J. Musto as a member of the Environment/Energy Committee of the Eastern Regional Conference of the Council of State Governments.

Senator Robert J. Mellow as a member of the Executive Committee of the Eastern Regional Conference of the Council of State Governments.

Senator J. Barry Stout as a member of the Motor Carrier Advisory Committee.

Mr. John P. Cuff as a member of the Philadelphia Regional Port Authority.

Mr. Edward A. Dobson as a member of the Cleanup Standards Scientific Advisory Board.

Mr. Walter N. Heine as a member of the Citizens Advisory Council.

REPORTS FROM COMMITTEES

Senator ERICKSON, from the Committee on Local Government, reported the following bill:

SB 442 (Pr. No. 573) (Amended)

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, amending definitions; further providing for municipal claims and liens, for judicial sales, for recovery of judgment and sale free from claims, for assignment of claims and for notice requirements; and making a repeal.

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

SB 340 (Pr. No. 572) (Amended)

An Act designating the new Livestock Meat Animal Evaluation Center at Pennsylvania State University as the Samuel E. Hayes, Jr., Livestock Meat Animal Evaluation Center.

RESOLUTION REPORTED FROM COMMITTEE

Senator WAUGH, from the Committee on Agriculture and Rural Affairs, reported the following resolution:

SR 46 (Pr. No. 516)

A Resolution designating April 8, 2003, as "Pennsylvania Farm Bureau Day" and congratulating Pennsylvania Farm Bureau members for their contribution to this Commonwealth and to this Commonwealth's agricultural industry.

The PRESIDENT. The resolution will be placed on the Calendar.

LEGISLATIVE LEAVES

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

Senator BRIGHTBILL. Madam President, I ask for a legislative leave for Senator Punt.

The PRESIDENT. Senator Brightbill requests a legislative leave for Senator Punt. Without objection, that leave will be granted.

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

Senator O'PAKE. Madam President, I request a legislative leave for Senator Anthony Williams.

The PRESIDENT. Senator O'Pake requests a legislative leave for Senator Anthony Williams. Without objection, the leave will be granted.

LEAVE OF ABSENCE

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

SENATE CONCURRENT RESOLUTIONS

RECESS ADJOURNMENT

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

In the Senate, March 24, 2003

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 21, 2003, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the Senate adjourns the week of April 21st, it reconvene on Monday, April 28, 2003, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, April 7, 2003, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, That when the House of Representatives adjourns the week of April 7th, it reconvene on Monday, April 14th, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, That when the House of Representatives adjourns the week of April 14th, it reconvene on Monday, April 28, 2003, unless sooner recalled by the Speaker of the House of Representatives.

On the question,

Will the Senate adopt the resolution?

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

YEA-48

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

NAY-0

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

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

JOINT SESSION

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

In the Senate, March 24, 2003

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session, Tuesday, March 25, 2003, at 1:30 p.m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, Governor Edward G. Rendell; and be it further

RESOLVED, That a committee of three, on the part of the Senate, be appointed to act with a similar committee, on the part of the House of Representatives, to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives.

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

**SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR ROBERT J.
THOMPSON PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Chester, Senator Thompson.

Senator THOMPSON. Madam President, it is my honor to introduce in the gallery 15 members of grade 10 from the Kimberton Waldorf School in Kimberton, Pennsylvania, Chester County, 19th Senatorial District, along with their three chaperones who are here in Harrisburg for the day to see the Capitol and to see State government in operation. I would appreciate it if they would stand so we could give them a warm Senate welcome.

(Applause.)

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

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

Senator CORMAN. Madam President, this Senate Chamber is full of great traditions. Every other January we swear in some new Members, in February we have a speech honoring our 16th President, Abraham Lincoln, in March we normally have someone paying tribute to St. Patrick's Day, and right about the time we move from winter to spring, we have a tradition of bringing the Penn State Ice Hockey Team here to recognize them for another national title. This is their fourth title in a row, their fifth out of the last six, and seven over all. They defeated Ohio University 5 to 0 in the American Collegiate Hockey Association Division I National Championship. It is a great tradition at Penn State, and we have some of the coaching staff and players with us today. They are Brendan Roache, Joe Sheridan, Bill Downey, Dustin Martin, Paul Sealock, Paul Crooker, the national most valuable player, goalie Scott Graham, assistant captain Neal Price, captain Brandon Cook, and captain Josh Mandel, along with assistant coach, Mike McNeill, and head coach, Joe Battista, and I would appreciate it if the Senate would give its usual warm welcome and congratulate these great athletes.

(Applause.)

**SPECIAL ORDER OF BUSINESS
SWEARING-IN OF NEW MEMBER**

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

Senator BRIGHTBILL. Madam President, as a Special Order of Business, I ask that the Senate proceed to receive the returns of the special election held in the 37th Senatorial District on the 11th day of March 2003, and that the oath of office be administered to Senator-elect John R. Pippy.

The PRESIDENT. Without objection, as a Special Order of Business, the Senate will now proceed to the administration of the oath of office to Senator-elect Pippy.

ELECTION RETURNS PRESENTED

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

The SERGEANT-AT-ARMS. Madam President, I have the honor to present the Deputy Secretary of the Commonwealth, Ken Rapp.

The PRESIDENT. The Chair recognizes the Deputy Secretary of the Commonwealth, Ken Rapp.

Deputy Secretary RAPP. Madam President, I have the honor of presenting the returns for the special election held on March 11, 2003, in the 37th Senatorial District.

The PRESIDENT. Thank you. The Clerk will read the election returns.

The Clerk read the election return 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 Thirty-seventh Senatorial District, as the same has been certified to and filed with my office by the Allegheny and Washington County Boards of Elections. John R. Pippy, 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 twenty-fourth day of March in the year of our Lord two thousand three and of the Commonwealth the two hundred and twenty-seventh.

KEN RAPP
Deputy Secretary of the Commonwealth
for Regulatory Programs

OFFICIAL
ELECTION RESULTS

SPECIAL ELECTION
SENATOR IN THE GENERAL ASSEMBLY

37th SENATORIAL DISTRICT

March 11, 2003

<u>REPUBLICAN</u>	<u>VOTES</u>
John R. Pippy 7018 Weeping Willow Drive Moon, PA 15108	24,798
<u>DEMOCRATIC</u>	<u>VOTES</u>
Paul J. Gitnik 1201 Broughton Road Pittsburgh, PA 15236	11,892

STATEMENT BY THE PRESIDENT

The PRESIDENT. For the record, the Deputy 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 will now 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 or videos be taken. At the end of the oath, however, the Senate will be recessing. Senator-elect Pippy 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. It is an honor and a privilege to have with us today the Honorable Joan Orié Melvin, Judge of the Superior Court of Pennsylvania. She has kindly consented to be with us today to administer the oath of office to Senator-elect Pippy in accordance with Article VI, Section 3, of the Pennsylvania Constitution.

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

Judge Melvin will now administer the oath.

Judge MELVIN. Good afternoon. I am truly honored to administer the oath of office to John Pippy. John Pippy's face is the face of all the brave servicemen and women engaged in fighting the war against terrorism. They exude honor, patriotism, and courage. Mark Twain said it best, courage is not the lack of fear, it is acting in spite of it. John Pippy promotes patriotism and courage through his actions and deeds. The ideals of John Pippy - love of God, love of country, love of family - are the ideals that make America so great. Ralph Waldo Emerson so eloquently stated, whatever you do, you need courage. Whatever course you decide upon, there is always someone to tell you that you are wrong. There are always difficulties arising that tempt you to believe that your critics are sometimes right. To map out a course of action and to follow it to an end requires some of the same courage that a soldier needs. Peace has its victories, but it takes brave men and women to win them.

John, if you would please put your left hand on the Bible, raise your right hand and repeat after me:

I, John Pippy, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of the Commonwealth of Pennsylvania, and that I will discharge the duties of the office of State Senator with fidelity, so help me God.

Congratulations, Senator.
(Applause.)

SPECIAL ORDER OF BUSINESS DISTINGUISHED GUESTS PRESENTED TO THE SENATE

The PRESIDENT. The Senate is pleased to recognize Senator Pippy's family, Senator Specter, and the Honorable Michael Fisher, Attorney General.

(Applause.)

RECESS

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

Senator BRIGHTBILL. Madam President, at this time I ask for a recess of the Senate for the purpose of a Republican caucus, which will begin immediately in the Majority Caucus Room downstairs.

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

Senator O'PAKE. Madam President, I ask the Democrats to report immediately to our caucus room.

The PRESIDENT. Without objection, the Senate will stand in recess for purposes of Republican and Democratic caucuses.

AFTER RECESS

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

LEAVE OF ABSENCE

Senator BRIGHTBILL asked and obtained a leave of absence for Senator PIPPY, for the week, for personal reasons.

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL REREFERRED

SB 152 (Pr. No. 157) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, adding provisions relating to trade secrets.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BRIGHTBILL. Madam President, I move that Senate Bill No. 152 be referred to the Committee on Appropriations.

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

NAY-0

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

BILLS OVER IN ORDER

SB 164 and **SB 188** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

SECOND CONSIDERATION CALENDAR

BILL ON SECOND CONSIDERATION

SB 8 (Pr. No. 110) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for chemical testing to determine amount of alcohol or controlled substance and for driving under the influence of alcohol or controlled substances.

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

BILLS OVER IN ORDER

SB 109 and **SB 275** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL ON SECOND CONSIDERATION

SB 319 (Pr. No. 334) -- The Senate proceeded to consideration of the bill, entitled:

An Act authorizing the Commonwealth of Pennsylvania to join the Interstate Compact for Juveniles; providing for the form of the compact; imposing additional powers and duties on the Governor, the Secretary of the Commonwealth and the Compact; and making a repeal.

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

BILL REREFERRED

SB 392 (Pr. No. 406) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 27, 1927 (P.L.414, No.270), entitled as amended, "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," providing for a short title; defining "correctional institution"; and further providing for criminal records, for reporting, for fingerprinting, for unified criminal identification, for district attorneys and for violations.

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

RECESS

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

Senator BRIGHTBILL. Madam President, I request a brief recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations, which will begin immediately in the Rules room to the rear of the Chamber. There will be additional roll calls.

The PRESIDENT. Without objection, the Senate will be in recess.

AFTER RECESS

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

REPORT FROM COMMITTEE ON
RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Reverend Albert G. Davis, Jr. (public), 224 Lippincott Avenue, Ardmore 19003, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until June 8, 2003, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Norman D. King, Conneaut Lake, deceased.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Larry Frolik, 4345 Schenley Farms Terrace, Pittsburgh 15213, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until August 8, 2005, and until his successor is appointed and qualified, vice Sarah F. Philyaw, Philadelphia, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Pioquinto "Skip" Voluntad, 543 Locust Avenue, Philadelphia 19144, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until August 8, 2005, and until his successor is appointed and qualified, vice Benjamin F. Ellis, Jr., Philadelphia, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nancy Washington, 1101 Shady Avenue, Pittsburgh 15232, Allegheny County, Forty-third Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2004, and until her successor is appointed and qualified, vice Kenneth Hill, Wayne, whose term expired.

EDWARD G. RENDELL
Governor

SECRETARY OF CONSERVATION
AND NATURAL RESOURCES

January 21, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael F. DiBerardinis, 1536 East Montgomery Avenue, Philadelphia 19125, Philadelphia County, First Senatorial District, for appointment as Secretary of Conservation and Natural Resources, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice The Honorable John C. Oliver, Sewickley, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA ECONOMIC
DEVELOPMENT FINANCING AUTHORITY

February 26, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Pedro Ramos, 968 N. Randolph Street, Philadelphia, PA 19123, Philadelphia County, First Senatorial

District, for appointment as a member of the Pennsylvania Economic Development Financing Authority, to serve until March 19, 2006, and until his successor is appointed and qualified, vice Robert G. Smith, Jr., Allentown, deceased.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

February 14, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward Donley, 326 North 27th Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2007, or until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD
OF EDUCATION

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Francine McNairy, 46 West Cottage Avenue, Millersville 17551, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2007, or until her successor is appointed and qualified, vice James P. Gallagher, Ph.D., Philadelphia, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE HEALTH
POLICY BOARD

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Denise Ross, 7921 Deer Run Road, Laverock 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years and until her successor is appointed and qualified, vice Jeffrey D'Ambrosio, Chester Springs, whose term expired.

EDWARD G. RENDELL
Governor

PROTHONOTARY, CLERK OF COURTS,
LEBANON COUNTY

February 20, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Lisa M. Arnold, 47 South Fifth Avenue, Lebanon 17042, Lebanon County, Forty-eighth Senatorial District, for appointment as Prothonotary, Clerk of Courts, in and for the County of Lebanon, to serve until the first Monday of January 2004, vice Anita B. Haulman, resigned.

EDWARD G. RENDELL
Governor

COMMISSIONER OF THE
PENNSYLVANIA STATE POLICE

January 21, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Major Jeffrey Brian Miller, 312 Yorkshire Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Commissioner of the Pennsylvania State Police, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Colonel Paul J. Evanko, Harrisburg, resigned.

EDWARD G. RENDELL
Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator ROBBINS,
That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM TABLE

Senator ROBBINS. Madam President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Reverend Albert G. Davis, Jr. (public), 224 Lippincott Avenue, Ardmore 19003, Montgomery County,

Seventeenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve until June 8, 2003, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Norman D. King, Conneaut Lake, deceased.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Larry Frolik, 4345 Schenley Farms Terrace, Pittsburgh 15213, Allegheny County, Thirty-eighth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until August 8, 2005, and until his successor is appointed and qualified, vice Sarah F. Philyaw, Philadelphia, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA
COUNCIL ON AGING

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Pioquinto "Skip" Voluntad, 543 Locust Avenue, Philadelphia 19144, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Council on Aging, to serve until August 8, 2005, and until his successor is appointed and qualified, vice Benjamin F. Ellis, Jr., Philadelphia, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nancy Washington, 1101 Shady Avenue, Pittsburgh 15232, Allegheny County, Forty-third Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 2004, and until her successor is appointed and qualified, vice Kenneth Hill, Wayne, whose term expired.

EDWARD G. RENDELL
Governor

**SECRETARY OF CONSERVATION
AND NATURAL RESOURCES**

January 21, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael F. DiBerardinis, 1536 East Montgomery Avenue, Philadelphia 19125, Philadelphia County, First Senatorial District, for appointment as Secretary of Conservation and Natural Resources, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice The Honorable John C. Oliver, Sewickley, resigned.

EDWARD G. RENDELL
Governor

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

February 26, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Pedro Ramos, 968 N. Randolph Street, Philadelphia, PA 19123, Philadelphia County, First Senatorial District, for appointment as a member of the Pennsylvania Economic Development Financing Authority, to serve until March 19, 2006, and until his successor is appointed and qualified, vice Robert G. Smith, Jr., Allentown, deceased.

EDWARD G. RENDELL
Governor

**MEMBER OF THE STATE BOARD
OF EDUCATION**

February 14, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward Donley, 326 North 27th Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the State Board of Education, to serve until October 1, 2007, or until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

**MEMBER OF THE STATE BOARD
OF EDUCATION**

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dr. Francine McNairy, 46 West Cottage Avenue, Millersville 17551, Lancaster County, Thirteenth

Senatorial District, for appointment as a member of the State Board of Education, to serve until October 1, 2007, or until her successor is appointed and qualified, vice James P. Gallagher, Ph.D., Philadelphia, resigned.

EDWARD G. RENDELL
Governor

**MEMBER OF THE HEALTH
POLICY BOARD**

February 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Denise Ross, 7921 Deer Run Road, Laverock 19038, Montgomery County, Fourth Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years and until her successor is appointed and qualified, vice Jeffrey D'Ambrosio, Chester Springs, whose term expired.

EDWARD G. RENDELL
Governor

**PROTHONOTARY, CLERK OF COURTS,
LEBANON COUNTY**

February 20, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Lisa M. Arnold, 47 South Fifth Avenue, Lebanon 17042, Lebanon County, Forty-eighth Senatorial District, for appointment as Prothonotary, Clerk of Courts, in and for the County of Lebanon, to serve until the first Monday of January 2004, vice Anita B. Haulman, resigned.

EDWARD G. RENDELL
Governor

**COMMISSIONER OF THE
PENNSYLVANIA STATE POLICE**

January 21, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Major Jeffrey Brian Miller, 312 Yorkshire Drive, Harrisburg 17111, Dauphin County, Fifteenth Senatorial District, for appointment as Commissioner of the Pennsylvania State Police, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Colonel Paul J. Evanko, Harrisburg, resigned.

EDWARD G. RENDELL
Governor

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

The PRESIDENT. The Chair recognizes the gentleman from Luzerne, Senator Musto.

Senator MUSTO. Madam President, I rise today to support the confirmation of Michael F. DiBerardinis as the next Secretary of the Department of Conservation and Natural Resources. He is the right person at the right time, and we know today we are facing difficult financial times. Like the Governor, he had experience working in Philadelphia when there was not a lot of extra money. Still, he was able to expand parks, services, and programs. He also helped the administration's efforts to reduce violence and build a comprehensive youth development strategy. Mr. DiBerardinis has also served as chief of staff to a United States Congressman, so he knows how to deal with legislators.

Madam President, I am proud of Pennsylvania's park system and its wealth of natural resources, and I am proud to rise today to support Michael DiBerardinis to preserve it.

Thank you.

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

Senator LOGAN. Madam President, I am pleased to recommend the confirmation of Lt. Colonel Jeffrey B. Miller for Commissioner of the Pennsylvania State Police. He brings a unique mix of knowledge, diligence, and hands-on experience to the Commissioner's office. He knows the job because he has lived the job. A 19-year State Police veteran, Colonel Miller has earned the respect and admiration of the State's 5,700 State Police employees. Starting at the bottom and working his way up through the ranks, he has personally taken part in virtually every challenging and dangerous component of police work.

Madam President, Colonel Miller began his fine career as a patrol Trooper in Bedford. He later served for 5 years as Troop Commander of Troop H here in Harrisburg. Colonel Miller supervised 308 State Police employees over a six-county area that stretches from southern York County to Perry County. Most of us here in this Chamber know and became good friends with Colonel Miller during his recent stint as the State Police's legislative liaison. On both sides of the aisle legislators could count on his seasoned advice, professionalism, and nonpartisan desire to do what was best for State Police officers and their service to Pennsylvania citizens. Lawmakers could always believe and trust Colonel Miller because his honest counsel was based on his actual work as a police officer. Madam President, after all, Colonel Miller has served on dangerous enforcement details. He has protected and consoled victimized children and battered women. He has seen ideas work and fail through experienced eyes. During these difficult financial times, when the State Police will need to wisely apply its thin resources as efficiently and effectively as possible, he has what it takes to make those tough choices and always put the safety and security of Pennsylvania citizens above all else. I am confident Colonel Miller is the best possible candidate for these challenges and more, and I enthusiastically urge his confirmation.

Thank you, Madam President.

The PRESIDENT. The Chair recognizes the gentlewoman from Montgomery, Senator C. Williams.

Senator C. WILLIAMS. Madam President, I rise to support the nomination of Reverend Albert G. Davis to the State Board of Accountancy. He is a respected leader in our community in his

vocation as being the head of Calvary Baptist Church, as well as in his professional role as an accountant. I am delighted that he has been nominated, and I urge his confirmation.

Thank you.

And the question recurring,

Will the Senate advise and consent to the nomination?

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

YEA-48

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

NAY-0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator ROBBINS. Madam President, I move that the Executive Session do now rise.

The motion was agreed to by voice vote.

UNFINISHED BUSINESS SENATE RESOLUTIONS ADOPTED

Senators STACK, MELLOW, WAGNER, KUKOVICH, EARLL, CONTI, STOUT, LAVALLE, ORIE, TARTAGLIONE, COSTA, MOWERY, LEMMOND, GREENLEAF, CORMAN, RAFFERTY, LOGAN, BRIGHTBILL, THOMPSON, WENGER, DENT, O'PAKE, ERICKSON, SCHWARTZ, MUSTO, C. WILLIAMS WAUGH and WONDERLING, by unanimous consent, offered **Senate Resolution No. 54**, entitled:

A Resolution recognizing the month of April 2003 as "Autism Awareness Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator STACK. Madam President, I rise to submit this resolution which recognizes the month of April as "Autism Awareness Month" in Pennsylvania. Autism is a severely incapacitating lifelong disability. It impairs a person's ability to learn, develop healthy interactive behaviors, or understand verbal, nonverbal, and reciprocal communication. Autism is the

third most common developmental disability. It affects 25,000 Pennsylvanians and more than half a million people nationwide. There is no cure for autism. However, recent advancements in care, treatment, and educational opportunities have vastly improved abilities to cope both for the afflicted individuals and for their families. Autism may disable its victims, but it does not dehumanize them. Autistic individuals deserve our attention, our compassion, and our respect. The path to understanding autism is knowledge and awareness. Our awareness must be tempered with vigilance that ensures that adequate resources are available to continue support of early diagnosis and intervention techniques that have already greatly improved the quality of life of autistic individuals and those who support them.

Madam President, for this reason, I ask for the Senate's unanimous consent in recognizing April as "Autism Awareness Month" in Pennsylvania.

Thank you, Madam President.

And the question recurring,

Will the Senate adopt the resolution?

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

Senator MUSTO, by unanimous consent, offered **Senate Resolution No. 55**, entitled:

A Resolution recognizing the week of April 14 through 20, 2003, as "National Public Safety Telecommunications Week" in Pennsylvania.

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

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 Christopher W. Landis by Senator Armstrong.

Congratulations of the Senate were extended to Gary Hoffman, Mary Gotzon and to Eloise Basset Miller by Senator Boscola.

Congratulations of the Senate were extended to Brian J. Mast, Kirby O. Smith, Andree P. Phillips and to Jacob Grantier by Senator Madigan.

Congratulations of the Senate were extended to Mary F. Rinaldi by Senator Mellow.

Congratulations of the Senate were extended to Nancy Adams Besch and to Tyler Rees by Senator Mowery.

Congratulations of the Senate were extended to Andrew Stephan Milcic, Donald Gebiner, Brady Bajuszik, Darren Docherty, Corey Sutter and to Derek Minto by Senator Orie.

Congratulations of the Senate were extended to Grace McLuckie by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. Albert C. Hufnal and to Mr. and Mrs. Alex Michaliszyn by Senator Pileggi.

Congratulations of the Senate were extended to Andrew J. Eckert, Timothy Aldinger and to Johnathon Stock by Senator Rhoades.

Congratulations of the Senate were extended to Abraham Siegel by Senator Stack.

Congratulations of the Senate were extended to Joshua Ryan Hughes and to Mario Paul DiRocco by Senator Thompson.

Congratulations of the Senate were extended to Curtis L. March, Ray P. Bixler, Barry A. Halpin, Wayne R. Stahle, Jr., Charles E. VanNatter, Bradley A. Barnes, Yvonne Lauer, Richard Lauer, Heather Marsteller, Dale Flinchbaugh, John Marsteller, Jr., Donald Cole, Donald R. Taughinbaugh, Robert W. Anderson and to the Stewartstown Lions Club by Senator Waugh.

Congratulations of the Senate were extended to Tony Palm, Sr., Tony Palm, Jr., and to Tony Palm III by Senator Wozniak.

CONDOLENCE RESOLUTION

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

Condolences of the Senate were extended to the family of the late Honorable Gus Yatron by Senator O'Pake.

BILLS ON FIRST CONSIDERATION

Senator FERLO. Madam President, I move that the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to by voice vote.

The bills were as follows:

SB 340 and SB 442.

And said bills having been considered for the first time,

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

PETITIONS AND REMONSTRANCES

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

Senator KITCHEN. Madam President, I would like to take a moment to point out that March has been designated as "National Women's History Month." Madam President, this month showcases and honors pioneering women from history who led and won struggles for equality and civil rights, created and advanced educational and professional opportunities, and made great contributions to the arts, the sciences, and humanitarian causes. This month is special because it pays tribute to those women in history who expanded the frontiers of possibility so that future generations might live in a kinder world. One woman in particular comes to mind when I think of Women's History Month, and that woman, Madam President, is the late Pennsylvania State Senator Roxanne Jones.

Senator Jones did not believe she was a politician. She believed she was an activist. She fought her whole life against racism and the oppression of women, gave us the sense that no matter where you came from, no matter how small you may appear, that if you had integrity and courage, you could change the world. Senator Roxanne Jones, above all of her worthy and notable accomplishments, possessed a quality that enabled her to

bridge the gap between African-Americans and white Americans. Roxanne was a woman who truly did so much to help so many, Madam President.

As we remember Senator Jones today, we should remember more than anything else the passion with which she did her work, which began long before her Senate career. As an activist, Roxanne led those less fortunate into the State Capitol and camped on its surrounding lawns. Frustrated with the proposed welfare cuts in 1970, Roxanne threw a shoe into then-Governor Raymond Shafer's window. And after her death, Madam President, mourners left shoes in her parking space here at the Capitol as a tribute. Roxanne taught us that we all need to throw a shoe once in a while. Her unrelenting service to the Third Senatorial District and Pennsylvania has had an everlasting impact on many lives and many more to come.

And so, because March is "National Women's History Month," Madam President, I would like to recognize and honor the late Pennsylvania State Senator Roxanne Jones. Her reputation as the voice for the downtrodden still resonates within these Capitol halls.

Thank you, Madam President.

The PRESIDENT. Thank you, Senator Kitchen, for your meaningful tribute to Senator Roxanne Jones.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS REFERRED TO COMMITTEE

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

MEMBER OF THE CHILDREN'S TRUST FUND BOARD

March 24, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Bonnie Lewis, 105 Pershing Circle, Latrobe 15650, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the Children's Trust Fund Board, to serve until September 27, 2003, and until her successor is appointed and qualified, vice Gloria A. Blandina, Wyoming, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD OF NURSING

March 24, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Laura M. Spear, (Public Member), 1225 Panama Street, Philadelphia 19107, Philadelphia County, First

Senatorial District, for appointment as a member of the State Board of Nursing, to serve until October 5, 2005, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice William C. Baer, Laureldale, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE PENNSYLVANIA PUBLIC TELEVISION NETWORK COMMISSION

March 24, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward M. Mead, 1315 Taylor Ridge Road, Erie 16505, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Pennsylvania Public Television Network Commission, to serve until August 17, 2004, or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Louis I. Pollock, Erie, deceased.

EDWARD G. RENDELL
Governor

BILLS INTRODUCED AND REFERRED

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

March 24, 2003

Senators JUBELIRER, BRIGHTBILL, PICCOLA, RHOADES, DENT, RAFFERTY, WENGER, KASUNIC, TOMLINSON, ROBBINS, MADIGAN, M. WHITE, MOWERY, CONTI, WAUGH, THOMPSON, PUNT, HELFRICK, ERICKSON, WONDERLING and ARMSTRONG presented to the Chair **SB 100**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for the imposition and collection of an earned income and net profits tax by school districts after approval by the electors.

Which was committed to the Committee on FINANCE,
March 24, 2003.

Senators FERLO, WAGNER, COSTA, LOGAN, RAFFERTY, MUSTO, KASUNIC, TARTAGLIONE and WOZNIAC presented to the Chair **SB 507**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for form and adoption of budget in home rule charter municipalities and certain optional plans of government.

Which was committed to the Committee on LOCAL GOVERNMENT, March 24, 2003.

Senator BOSCOLA presented to the Chair **SB 525**, entitled:

An Act amending the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, providing for veto power by the Governor over certain actions.

Which was committed to the Committee on STATE GOVERNMENT, March 24, 2003.

Senators BOSCOLA and MUSTO presented to the Chair **SB 526**, entitled:

An Act amending the act of May 8, 1919 (P.L.148, No.102), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll-bridges over the Delaware River," further providing for the joint commission.

Which was committed to the Committee on STATE GOVERNMENT, March 24, 2003.

Senator BOSCOLA presented to the Chair **SB 527**, entitled:

A Supplement to the act of June 25, 1931 (P.L.1352, No.332), entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation, and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor, for these purposes, to enter into an agreement with the State of New Jersey; creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River; and making an appropriation," providing the Governor of each state with power to ratify or veto certain actions taken by commissioners.

Which was committed to the Committee on STATE GOVERNMENT, March 24, 2003.

Senators DENT, KUKOVICH, O'PAKE, RAFFERTY, WONDERLING, LEMMOND, ORIE and TARTAGLIONE presented to the Chair **SB 528**, entitled:

An Act amending the act of May 29, 1956 (1956 P.L.1804, No.600), referred to as the Municipal Police Pension Law, further providing for payments under existing pension plans for service increments to pensions of police officers.

Which was committed to the Committee on FINANCE, March 24, 2003.

Senator BOSCOLA presented to the Chair **SB 529**, entitled:

An Act designating Exit 67 on Interstate Route 78 in the City of Bethlehem, Northampton County, Pennsylvania, as the Walter J. Dealtrey Memorial Exit.

Which was committed to the Committee on TRANSPORTATION, March 24, 2003.

Senators ORIE, RHOADES, HELFRICK, LOGAN, KITCHEN, COSTA, ERICKSON, KUKOVICH, KASUNIC, WONDERLING and MOWERY presented to the Chair **SB 530**, entitled:

An Act establishing the Early Childhood Education Fund; providing funding for enhancement of the Head Start Program and other similar programs; and making a repeal.

Which was committed to the Committee on EDUCATION, March 24, 2003.

Senators KUKOVICH, LOGAN, TARTAGLIONE, STACK, KASUNIC, WOZNAK and C. WILLIAMS presented to the Chair **SB 533**, entitled:

An Act providing for an opportunity grant program, for grants to promote public health and safety, to assist local crime prevention programs, to support local community initiatives and to enhance local economic conditions; providing for eligibility requirements and application procedures; providing for fiscal allocations; and providing for duties of the Department of Community and Economic Development.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, March 24, 2003.

Senators A. WILLIAMS, LOGAN, COSTA, M. WHITE, WOZNAK and TARTAGLIONE presented to the Chair **SB 534**, entitled:

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

Which was committed to the Committee on JUDICIARY, March 24, 2003.

Senators WAUGH, PILEGGI, KITCHEN, RAFFERTY, COSTA, LOGAN, KUKOVICH, WONDERLING, EARLL, D. WHITE, HELFRICK, GREENLEAF, ERICKSON, RHOADES, ROBBINS, MOWERY, LEMMOND, ORIE, C. WILLIAMS and THOMPSON presented to the Chair **SB 535**, entitled:

An Act amending the act of May 13, 1915 (P.L.286, No.177), known as the Child Labor Law, further providing for when minors may be employed.

Which was committed to the Committee on LABOR AND INDUSTRY, March 24, 2003.

Senators KITCHEN, KUKOVICH, HELFRICK, WAGNER, EARLL, LAVALLE, TARTAGLIONE, MUSTO, COSTA, LOGAN, A. WILLIAMS, O'PAKE and ERICKSON presented to the Chair **SB 536**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for payments for burial expenses; and abrogating certain regulations.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 24, 2003.

Senators FUMO, O'PAKE, THOMPSON, STOUT, COSTA, LOGAN, LEMMOND, TARTAGLIONE, LAVALLE, KASUNIC and MUSTO presented to the Chair **SB 538**, entitled:

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, prohibiting certain draft acceptance fees.

Which was committed to the Committee on BANKING AND INSURANCE, March 24, 2003.

Senators FUMO, O'PAKE, COSTA, CORMAN, LOGAN, LAVALLE, TARTAGLIONE, ORIE, KASUNIC and MUSTO presented to the Chair **SB 539**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, relating to laws that require municipalities to spend funds or that limit the ability of municipalities to raise revenue.

Which was committed to the Committee on STATE GOVERNMENT, March 24, 2003.

Senators SCHWARTZ, MELLOW, C. WILLIAMS, TARTAGLIONE, COSTA, KITCHEN, STOUT, LAVALLE, LOGAN, MUSTO and WAGNER presented to the Chair SB 541, entitled:

An Act providing for supervision of child-care facilities; conferring powers and duties on the Department of Public Welfare; and making a repeal.

Which was committed to the Committee on AGING AND YOUTH, March 24, 2003.

Senators SCHWARTZ, RHOADES, STACK, LAVALLE, C. WILLIAMS, MUSTO and COSTA presented to the Chair SB 543, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for declaration of policy, for definitions and for duties of electric distribution companies.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, March 24, 2003.

Senators SCHWARTZ, ROBBINS, ORIE, FUMO, TARTAGLIONE, BOSCOLA, KITCHEN, STOUT, LOGAN, WOZNIAK and WAGNER presented to the Chair SB 544, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a special registration plate for submarine veterans.

Which was committed to the Committee on TRANSPORTATION, March 24, 2003.

RESOLUTIONS INTRODUCED AND REFERRED

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

March 24, 2003

Senators DENT, EARLL, M. WHITE, ERICKSON, WONDERLING, PILEGGI, ORIE, TOMLINSON, RAFFERTY, THOMPSON, KUKOVICH, TARTAGLIONE, COSTA, WOZNIAK, MUSTO, O'PAKE, STACK, BOSCOLA and KASUNIC presented to the Chair SR 50, entitled:

A Resolution urging the President and Congress of the United States to restructure the requirement in section 149(d) of the Internal Revenue Code of 1986, either legislatively or by regulation, to ease the limits on the refinancing of long-term debt and on the advance refunding of private activity bonds by state and local governments.

Which was committed to the Committee on FINANCE, March 24, 2003.

Senators ORIE, KUKOVICH, KITCHEN, O'PAKE, CONTI, COSTA, CORMAN, GREENLEAF, KASUNIC, TARTAGLIONE, RHOADES, C. WILLIAMS and STACK presented to the Chair SR 52, entitled:

A Resolution recognizing youth mental illness and suicide as a public health crisis and encouraging evidence-based initiatives to screen children and adolescents for mental disorders in order to identify illness and prevent suicide among youths.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 24, 2003.

Senators ORIE, O'PAKE, STOUT, COSTA, RAFFERTY, KITCHEN, LEMMOND and CONTI presented to the Chair SR 53, entitled:

A Resolution directing the Joint State Government Commission to conduct a study on the herbal dietary supplement ephedra.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, March 24, 2003.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, MARCH 25, 2003

9:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Bills No. 137, 218 and 265; and House Bill No. 44)	Room 461 Main Capitol
10:00 A.M.	TRANSPORTATION (to consider Senate Bills No. 69, 201, 271, 279, 379 and 461)	Room 461 Main Capitol
10:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider the nomination of General William B. Lynch as Adjutant General of the Dept. of Military and Veterans Affairs)	Room 8E-B East Wing
11:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bill No. 157)	Room 461 Main Capitol
11:30 A.M.	JUDICIARY (to consider Senate Bills No. 276, 356 and 441)	Room 8E-B East Wing
11:30 A.M.	LAW AND JUSTICE (public hearing to consider the nomination of Hon. Tom Goldsmith to the PA Liquor Control Board; Senate Bill No. 532; and any other business that may come before the Committee)	Rules Cmte. Conf. Rm.
12:45 P.M.	COMMUNITY AND ECONOMIC DEVELOPMENT (to consider Senate Bill No. 230; and Senate Resolution No. 49)	Rules Cmte. Conf. Rm.
Off the Floor	APPROPRIATIONS (to consider Senate Bill No. 152)	Rules Cmte. Conf. Rm.

Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider certain executive nominations)	Rules Cmte. Conf. Rm.
	<u>WEDNESDAY, MARCH 26, 2003</u>	
9:00 A.M.	BANKING AND INSURANCE (public hearing on medical malpractice insurance)	Room 8E-A East Wing
10:00 A.M.	URBAN AFFAIRS AND HOUSING (to consider Senate Bills No. 257, 322, 371 and 508; and any other business that may come before the Committee)	Room 461 Main Capitol
10:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (informational hearing on the plans for emergency preparedness in the Commonwealth by the Director of the PA Department of Homeland Security, Keith Martin) <u>P O S T P O N E D</u>	Room 8E-B East Wing
1:30 P.M.	ENVIRONMENTAL RESOURCES AND ENERGY (public hearing to consider the nomination of Kathleen A. McGinty as Secretary of Environmental Protection)	Room 8E-B East Wing
	<u>MONDAY, MARCH 31, 2003</u>	
9:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of General Services)	Majority Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Health Care Cost Containment Council)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Liquor Control Board)	Majority Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Conservation and Natural Resources)	Majority Caucus Rm.
	<u>TUESDAY, APRIL 1, 2003</u>	
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Military and Veterans Affairs)	Majority Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Health)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Agriculture)	Majority Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Labor and Industry)	Majority Caucus Rm.
	<u>WEDNESDAY, APRIL 2, 2003</u>	
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Environmental Protection)	Majority Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Insurance Department)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Corrections)	Majority Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Homeland Security, State Police and PEMA)	Majority Caucus Rm.

MONDAY, APRIL 7, 2003

9:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of State)	Majority Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Aging)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Education)	Majority Caucus Rm.

TUESDAY, APRIL 8, 2003

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Transportation)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Public Welfare)	Majority Caucus Rm.

WEDNESDAY, APRIL 9, 2003

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Community and Economic Development, including Small Business Advocate)	Majority Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Revenue)	Majority Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Budget Secretary)	Majority Caucus Rm.

ADJOURNMENT

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

Senator BRIGHTBILL. Madam President, I move that the Senate do now adjourn until Tuesday, March 25, 2003, at 1 p.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate adjourned at 5:54 p.m., Eastern Standard Time.