

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

WEDNESDAY, SEPTEMBER 28, 2005

SESSION OF 2005 189TH OF THE GENERAL ASSEMBLY

No. 56

SENATE

WEDNESDAY, September 28, 2005

The Senate met at 1:20 p.m., Eastern Daylight Saving Time.

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

Without objection, the Prayer, Pledge of Allegiance, and Leaves of Absence granted in the Special Session were requested to be printed in the Regular Session.

PRAYER

The Chaplain, Reverend DONALD G. SCANDROL, of Dutilh United Methodist Church, Cranberry Township, offered the following prayer:

God of us all, we give You thanks for the precious gift of every single day, and pray that we can work to the highest level of confidence that You have invested in us. Bless the women and men of this Chamber, Lord, and the members of all such legislative groups meeting around Your nation today. Favor with good health and sound judgment our President and our national Congress, our Governor and his executive team, and likewise, the governors of all of our States. May the creative handling of a problem by one State encourage others, and may the errors of any State enlighten others.

We also pray for those who govern us closest to our homes, for the men and women who have been elected to our county and local governing bodies throughout this Commonwealth. As we citizens are informed of the issues in our midst, help us to work supportively with our officials, so that their vision of what our community may be is always guided by the common good. Remind us that all of us in Your service act at Your convenience, and that in Your eternal plan You have entrusted us at this time with the responsibility of leadership and stewardship, and so may we be wise in our deliberations and judicious in the choices we make.

Help us to recall again that we are far more closely tied to each other on this planet than we often consider, as witnessed in the recent events in the southwestern United States and other cities. It is therefore within that awareness that we pray for the guidance to decide rightly. Help us also to bear in mind that we have more in common with each other, with those whom we serve, than what we dispute with each other and our differences. We confess that within our narrow confines of party and special interests, we often lose focus of that commonality, and that is the

nature of our humanity and short-sightedness, and we pray for Your forgiveness. Yet, in Your grace, we also witness the strength of character and the spirit of unity we exemplify when our cherished ideals and Your highest virtues of freedom, equality, and justice are violated and threatened by dishonor. It is in the crisis of existence that we reach inward and stand in unity and discover our greatest strength, and your highest good.

May we always remember that the ideals we extol come at great cost to the young men and women on the front lines of our national defense and local law enforcement, and may we never take their sacrifices for granted or use their precious gifts in vain.

We are grateful again in remembering the rich heritage of our Commonwealth and nation. At this moment we have received what has been passed along to us, and so may we soberly accept the challenge and the opportunity to preserve and improve the legacy that we will share. In Your infinite wisdom, You have made it so that even the greatest of us is mortal, and our influence will fade, yet even the least of us is worthy to receive and enjoy the benefits of this single day.

May we use this day and the days ahead most wisely and well, and may the men and women of this Chamber be looked upon in admiration for their unselfish devotion to Your high calling upon them for the public welfare. All this we ask and we pray in humility and in gratitude. Amen.

The PRESIDENT. The Chair thanks Reverend Scandrol, who is the guest today of Senator Orié.

PLEDGE OF ALLEGIANCE

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

LEGISLATIVE LEAVES

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

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

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

Senator MELLOW. Madam President, I request legislative leaves for Senator Ferlo, Senator Fumo, and Senator Stout.

The PRESIDENT. Senator Brightbill requests a legislative leave for Senator Punt.

Senator Mellow requests legislative leaves for Senator Ferlo, Senator Fumo, and Senator Stout.

Without objection, the leaves will be granted.

LEAVES OF ABSENCE

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

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

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of September 27, 2005.

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

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:

September 28,, 2005

Senator BOSCOLA presented to the Chair **SB 883**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for assessment and counseling of chronic runaways.

Which was committed to the Committee on JUDICIARY, September 28, 2005.

Senators FONTANA, FERLO, WOZNIAK, M. WHITE, LAVALLE, LOGAN, RHOADES and C. WILLIAMS presented to the Chair **SB 885**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for cash deposits and household information requirements and for termination of utility service.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, September 28, 2005.

Senators FONTANA, MELLOW, COSTA, LOGAN, ORIE, O'PAKE, TARTAGLIONE, RAFFERTY, EARLL, C. WILLIAMS, WOZNIAK, STOUT, BOSCOLA, STACK and WASHINGTON presented to the Chair **SB 886**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing, in provisions relating to child abuse of students in public and private schools, for reports of suspected child abuse by school employees, for duties of administrators and school employees, for investigation of such reports, for responsibilities of county agencies, for information in Statewide central register and for other related provisions.

Which was committed to the Committee on AGING AND YOUTH, September 28, 2005.

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

SB 358 (Pr. No. 1141) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, defining "combat zone;" and further providing for limitations in educational assistance program.

Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

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

Senator MELLOW. Madam President, just very briefly, Senate Bill No. 358 is a bill for members of the Pennsylvania Army National Guard who are deployed and serving on active duty and who initially went into the National Guard based on an Educational Assistance Program, which is an incentive for them to go into the National Guard. We were notified about this problem by Sergeant Matthew Chase, who is from northeastern Pennsylvania and deployed in Iraq, who is there as a member of the Pennsylvania Army National Guard under the Educational Assistance Program. What Sergeant Chase was told, the program works this way: That for every 5 years that you serve in the National Guard, you then qualify for 10 semesters of college. It has to run continuously unless you have been deployed. So what took place with Sergeant Chase and others is that they were enrolled in school, they were activated by the National Guard, they were deployed. They were then told that while they were deployed, that the 5 years kept running with regard to the 10 semesters of school, so it literally meant that if they were deployed for 1 year when they could not go to college, then they would only have 4 years to make up the 10 semesters, which is basically impossible. Based on the request of Sergeant Matthew Chase, who sent me an e-mail from Iraq back in February asking if we would agree to extending the time that they could participate in the Education Assistance Program equal to the amount of time that they have spent on active duty so that they would be able to take full advantage of the program that they initially had signed up for, I introduced Senate Bill No. 358. I would like to thank Senator Don White for bringing the bill out of committee, and Senator Jubelirer for his support of the proposal, and I think it is something that all of our colleagues here in the Senate would be very, very interested in, because we all have members within our districts who are serving in Iraq and who are members of the National Guard, who I am sure enlisted or enrolled in the National Guard under the auspices of having this tuition program being made available to them. It extends the

period of time for a Guardsman who has been deployed, serving on active duty, the amount of time they have been deployed would equate to the extension of time they would have to be able to continue the program of the Educational Assistance Program to continue their college education and to ultimately get a college degree.

I would ask for an affirmative vote, and once again I would like to thank Senator Don White and Senator Jubelirer for their help on this particular issue.

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

Senator GORDNER. Madam President, I want to commend Senator Mellow for introducing this legislation. I, too, was contacted by two of my constituents in early June who had similar circumstances. Their 12-month period was from late September to late September of the next year. When you think of that, it actually affected three different semesters for them. They were unable to participate in a fall semester, a spring semester, and then by the time they got back, they were again unable to participate in the following fall semester. I had hoped that we would have been able to act on Senator Mellow's legislation in late June. We were not able to do that, but I am pleased that it is moving forward. Certainly, these folks have made great commitments and great sacrifices of both themselves and their families for us, and I applaud this effort and hope that the House will quickly move on it so that they can make sure that they get the educational assistance that they were promised.

And the question recurring,
Shall the bill pass finally?

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

YEA-48

Armstrong	Gordner	Piccola	Thompson
Boscola	Greenleaf	Pileggi	Tomlinson
Brightbill	Hughes	Pippy	Vance
Browne	Jubelirer	Punt	Washington
Conti	Kasunic	Rafferty	Waugh
Corman	LaValle	Regola	Wenger
Costa	Lemmond	Rhoades	White, Donald
Earll	Logan	Robbins	White, Mary Jo
Erickson	Mellow	Scarnati	Williams, Anthony H.
Ferlo	Musto	Stack	Williams, Constance
Fontana	O'Pake	Stout	Wonderling
Fumo	Orie	Tartaglione	Wozniak

NAY-0

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

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

SB 682 (Pr. No. 1143) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for eligibility for subsidized child day care.

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

On the question,
Shall the bill pass finally?

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

YEA-48

Armstrong	Gordner	Piccola	Thompson
Boscola	Greenleaf	Pileggi	Tomlinson
Brightbill	Hughes	Pippy	Vance
Browne	Jubelirer	Punt	Washington
Conti	Kasunic	Rafferty	Waugh
Corman	LaValle	Regola	Wenger
Costa	Lemmond	Rhoades	White, Donald
Earll	Logan	Robbins	White, Mary Jo
Erickson	Mellow	Scarnati	Williams, Anthony H.
Ferlo	Musto	Stack	Williams, Constance
Fontana	O'Pake	Stout	Wonderling
Fumo	Orie	Tartaglione	Wozniak

NAY-0

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

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

BILL REREPORTED FROM COMMITTEE AS AMENDED, AMENDED

HB 1069 (Pr. No. 2683) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for leaves of absence for certain government employees; and making a repeal relating to military leaves of absence.

On the question,
Will the Senate agree to the bill on third consideration?

Senator PICCOLA, on behalf of Senator BRIGHTBILL, offered the following amendment No. A2972:

Amend Sec. 1 (Sec. 4102), page 2, line 21, by inserting after "law": up to the maximum cumulative period authorized by 38 U.S.C. Ch. 43 (relating to employment and reemployment rights of members of the uniformed services)

Amend Sec. 1 (Sec. 4102), page 3, line 7, by inserting after "duty" where it appears the first time: under 10 U.S.C. § 12301 (relating to Reserve components generally), 12302 (relating to Ready Reserve) or 12304 (relating to Selected Reserve and certain Individual Ready Reserve members; order to active duty other than during war or national emergency)

Amend Sec. 1 (Sec. 4102), page 3, line 17, by inserting after "law": up to the maximum cumulative period authorized by 38 U.S.C. Ch. 43

On the question,
Will the Senate agree to the amendment?
It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PICCOLA.

BILL OVER IN ORDER

SB 384 -- Without objection, the bill was passed over in its order at the request of Senator PICCOLA.

BILL AMENDED

HB 761 (Pr. No. 1992) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the offense of invasion of privacy; and providing for actions involving products or services used to invade privacy.

On the question,

Will the Senate agree to the bill on third consideration?

Senator PICCOLA, on behalf of Senator BRIGHTBILL, offered the following amendment No. A2982:

Amend Sec. 1 (Sec. 7507.1), page 2, line 9, by striking out "SOLELY"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator PICCOLA.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

SB 867 (Pr. No. 1132) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pennsylvania Emergency Management Agency for the purpose of funding grants under the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

Senator TOMLINSON. Madam President, ever since I began the task of gaming at racetracks in Pennsylvania, I have always included a contingent to give a dedicated funding source to the volunteer fire companies, and unfortunately, the Supreme Court struck down that provision of Act 71 when we did the gaming bill. It is important for us now to restore that. Unfortunately, we were not aloud to create the fund in the same legislation in which we funded it, therefore we needed to introduce a separate bill outside of the gaming bill, so I introduced Senate Bill No. 867,

which will restore that valuable funding to the volunteer fire companies.

Our first responders do so voluntarily. The equipment is expensive, the fire companies are expensive to run, and we have needed this dedicated funding resource for years. We should not have to rely on funding from budgets year after year and worry whether we have extra money or not. By taking the first \$25 million of gaming money and dedicating it to our volunteer fire companies, we eliminate the negotiations in our budget to do that, so we will always have a dedicated funding source of \$25 million taken off all gaming resources.

I want to thank Senator Don White and Senator Logan for their help and leadership in trying to keep this issue alive after it was struck out by the Supreme Court, and I ask the Members for their unanimous support of Senate Bill No. 867.

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

Senator COSTA. Madam President, on behalf of the Senate Democrats, I want to rise also to ask our colleagues to support this very important legislation. I want to thank Senator Tomlinson for his efforts in bringing this forward and making certain that we do have the resources to provide to our local fire departments and our local communities. Senator Logan has been at the forefront of this legislation, as was stated by Senator Tomlinson, as has Senator Don White, and we truly appreciate their consistent efforts to try to make certain we provide these resources.

So, on behalf of the Senate Democrats, we join with our colleagues on the other side of the aisle to support this very important piece of legislation.

Thank you, Madam President.

And the question recurring,

Shall the bill pass finally?

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

YEA-48

Armstrong	Gordner	Piccola	Thompson
Boscola	Greenleaf	Pileggi	Tomlinson
Brightbill	Hughes	Pippy	Vance
Browne	Jubelirer	Punt	Washington
Conti	Kasunic	Rafferty	Waugh
Corman	LaValle	Regola	Wenger
Costa	Lemmond	Rhoades	White, Donald
Earll	Logan	Robbins	White, Mary Jo
Erickson	Mellow	Scarnati	Williams, Anthony H.
Ferlo	Musto	Stack	Williams, Constance
Fontana	O'Pake	Stout	Wonderling
Fumo	Orie	Tartaglione	Wozniak

NAY-0

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

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

BILL REREFERRED

SB 869 (Pr. No. 1111) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for extension of health insurance benefits for certain military personnel who were full-time students at time of deployment.

Upon motion of Senator PICCOLA, and agreed to by voice vote, the bill was rereferred to the Committee on Banking and Insurance.

SECOND CONSIDERATION CALENDAR

BILL REREPORTED FROM COMMITTEE AS AMENDED ON SECOND CONSIDERATION

SB 601 (Pr. No. 1142) -- The Senate proceeded to consideration of the bill, entitled:

An Act relating to confidentiality of Social Security numbers.

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

BILL ON SECOND CONSIDERATION

SB 74 (Pr. No. 1150) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for contempt for noncompliance with visitation or partial custody order and for child custody; and making conforming amendments.

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

BILLS OVER IN ORDER

HB 111, SB 202, SB 235, SB 629, SB 656, HB 1435 and HB 1525 -- Without objection, the bills were passed over in their order at the request of Senator PICCOLA.

BILL REREFERRED

HB 1579 (Pr. No. 2737) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for certain responsibilities of county and private agencies regarding resource families.

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

RESOLUTION REREFERRED

Senator PICCOLA, without objection, called up from page 4 of the Calendar, **House Concurrent Resolution No. 357**, entitled:

A Concurrent Resolution establishing the Katie Elise Lambert Commission on Child Safety in this Commonwealth.

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

REAL PROPERTY DISPOSITION PLAN No. 1 OF 2005, RESOLUTION A, ADOPTED

Senator PICCOLA, without objection, called up from page 4 of the Calendar, **Real Property Disposition Plan No. 1 of 2005, Resolution A**, entitled:

Resolved, That Real Property Disposition Plan No. 1 of 2005, transmitted by the Governor under The Administrative Code of 1929 to the General Assembly under date of June 29, 2005, which is incorporated herein by reference be approved.

On the question,
Will the Senate adopt the resolution?

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

YEAS-48

Armstrong	Gordner	Piccola	Thompson
Boscola	Greenleaf	Pileggi	Tomlinson
Brightbill	Hughes	Pippy	Vance
Browne	Jubelirer	Punt	Washington
Conti	Kasunic	Rafferty	Waugh
Corman	LaValle	Regola	Wenger
Costa	Lemmond	Rhoades	White, Donald
Earl	Logan	Robbins	White, Mary Jo
Erickson	Mellow	Scarnati	Williams, Anthony H.
Ferlo	Musto	Stack	Williams, Constance
Fontana	O'Pake	Stout	Wonderling
Fumo	Oric	Tartaglione	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.

SPECIAL ORDER OF BUSINESS SUPPLEMENTAL CALENDAR No. 1

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 761 (Pr. No. 2761) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated

Statutes, further providing for the offense of invasion of privacy; and providing for actions involving products or services used to invade privacy.

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

On the question,
Shall the bill pass finally?

The PRESIDENT. The Chair recognizes the gentlewoman from Cumberland, Senator Vance.

Senator VANCE. Madam President, until very recently, I was not even familiar with the term "up skirting," but because of modern technology, we now have the camera phone. I have a constituent who called my office, who had been in the food court of a very large mall and discovered there was a man taking a photo up her skirt. She was brave enough to chase him the entire length of the mall, calling the police on her cell phone as she ran. They were able to capture him, and he went to trial in Cumberland County about 2 weeks ago. Unfortunately, the judge was only able to convict the man of disorderly conduct because technology had gotten ahead of the present law. The law now talks about invading a private space, and obviously, a food court of a large shopping mall is not a private place. So this bill will correct all that, and I urge your vote on what I think is a very good bill.

Thank you, Madam President.

And the question recurring,
Shall the bill pass finally?

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

YEA-48

Armstrong	Gordner	Piccola	Thompson
Boscola	Greenleaf	Pileggi	Tomlinson
Brightbill	Hughes	Pippy	Vance
Browne	Jubelirer	Punt	Washington
Conti	Kasunic	Rafferty	Waugh
Corman	LaValle	Regola	Wenger
Costa	Lemmond	Rhoades	White, Donald
Earl	Logan	Robbins	White, Mary Jo
Erickson	Mellow	Scarnati	Williams, Anthony H.
Ferlo	Musto	Stack	Williams, Constance
Fontana	O'Pake	Stout	Wonderling
Fumo	Orie	Tartaglione	Wozniak

NAY-0

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

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

UNFINISHED BUSINESS
SENATE RESOLUTIONS ADOPTED

Senator MELLOW, by unanimous consent, offered **Senate Resolution No. 184**, entitled:

A Resolution designating the week of October 2 through 8, 2005, as "Latex Allergy Awareness Week" in Pennsylvania.

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

Senator BROWNE, by unanimous consent, offered **Senate Resolution No. 185**, entitled:

A Resolution designating the month of September 2005 as "Alcohol and Drug Addiction Recovery Month" in Pennsylvania.

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

Senator WASHINGTON, by unanimous consent, offered **Senate Resolution No. 186**, entitled:

A Resolution recognizing Thursday, October 6, 2005, as "National Depression Screening Day" 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 Mr. and Mrs. Richard Forscht, Elmer Z. Stoltzfus, Kenneth R. Yake, Matthew Raymond Crowe, June Hironimus and to the Bright Side Baptist Church of Lancaster by Senator Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. Francis Ferncin, Mr. and Mrs. William L. Scherr, Dale G. Wickett, Stephen Thomas, Jason Marraccini, Joseph Villiano, Scott Thomas, Tina Vosper, Donte Stokes, Sara Tait, William Burek, Ming Li Goldston, Emma Lambert, Shelley Goldberg, Marc A. Bisher, Hellertown Enhancement Project, SouthSide Film Institute of Bethlehem, Pen Argyl Athletic and Park Association and to the Art Across the River Art Festival of Portland by Senator Boscola.

Congratulations of the Senate were extended to John J. Pentz, Jr., by Senators Boscola and Musto.

Congratulations of the Senate were extended to the Slate Belt Veterans Association, Inc., of Bangor, by Senators Boscola and Wonderling.

Congratulations of the Senate were extended to Patricia Payne Hurd, Dr. Ellen Meryl Field, Dr. Leo J. Scarpino and to Dr. Francis A. Salerno by Senator Boscola and others.

Congratulations of the Senate were extended to Vivian Troutman and to Saint Luke's Lutheran Church of Schaefferstown by Senator Brightbill.

Congratulations of the Senate were extended to Dr. Alfonso DiCarlo and his staff, Nathan Kline, Salisa Lynn Berrien, Paula Borino, Larry Williams, Alan Jennings, Reverend Dianne Kareha, Theatre Outlet and to the Bullying Prevention Program Team by Senator Browne.

Congratulations of the Senate were extended to Specialty Cars of Allentown, Hampton Inn and Suites of Bethlehem and to Lowe's Home Center of Easton by Senators Browne, Boscola, and Wonderling.

Congratulations of the Senate were extended to John Johnson, Children's Cultural Center of Doylestown and to the Central Bucks Healthier Communities Team of Doylestown by Senator Conti.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Bolden, Mr. and Mrs. Mac L. Metz, Donald L. and Margaret H. Sherman, Kathy Torisky, Leland Paige, Ray A. Wilde, Tyler James Constable, Ray Pry, Robert Reeder, Jr., Jeremy P. Rose, Rene Portland, Amanda E. Kanagy, Justin E. Shearer, Robert J. Horton, Hironimus Union Church of Weikert, Catholic Social Services of the Diocese of Altoona-Johnstown, United Way of Mifflin-Juniata and to the Centre County Chapter of UNA-USA by Senator Corman.

Congratulations of the Senate were extended to Karol Robertson, Helen Sessa, Shirley Jiles and to Sharon Murray by Senator Costa.

Congratulations of the Senate were extended to Louis Porreco by Senator Earll.

Congratulations of the Senate were extended to Anthony M. Ferrante and to the Survival Home of the Nigerian Charity Organization, Inc., of East Liberty, by Senator Ferlo.

Congratulations of the Senate were extended to David James Pitassi, Patricia A. Bombara, Peter L. Mastracci and to St. Justin Plaza of Pittsburgh by Senator Fontana.

Congratulations of the Senate were extended to Irene Gregor and to the City of Philadelphia Mural Arts Program by Senator Fumo.

Congratulations of the Senate were extended to Helen Merena by Senator Gordner.

Congratulations of the Senate were extended to Nora Alice Feger by Senators Gordner and Brightbill.

Congratulations of the Senate were extended to Ken Moritz, Jr., William Randall Solly, Suzanne Moyer, Daniel Laurich, Larry Hannon, Kevin Makara, James O'Brien and to Timothy Campbell by Senator Greenleaf.

Congratulations of the Senate were extended to Orilla C. Slade by Senator Hughes.

Congratulations of the Senate were extended to Mr. and Mrs. James Reid, Mr. and Mrs. Louis Stahl, Mr. and Mrs. Levi Dick, Mr. and Mrs. Stanford Sheirer, Mr. and Mrs. Kenneth Growden, Mr. and Mrs. Brian Fleck, Mr. and Mrs. James Adams, Augusta Schetrompf and to the Calvary Independent Baptist Church of Huntingdon by Senator Jubelirer.

Congratulations of the Senate were extended to Mr. and Mrs. James Sperry, Zachary John Lucas, Smithfield Elementary School, Fayette Chamber of Commerce and to the Marclay School by Senator Kasunic.

Congratulations of the Senate were extended to Mr. and Mrs. Lemuel Winfield Woodson, Sr., Neil E. Lawley, Floyd W. Alston, John R. Duchossois, Manual Abad, Ryan T. Murphy, Gregory Stauffer and to Helen Wilkinson by Senator Kitchen.

Congratulations of the Senate were extended to Robert C. Eiler by Senator LaValle.

Congratulations of the Senate were extended to Anna T. Kosteva, United Methodist Church of Meshoppen and to the Church of Saint John the Evangelist of Susquehanna by Senator Lemmond.

Congratulations of the Senate were extended to Mr. and Mrs. Robert E. Bower, Sr., Mr. and Mrs. Woodrow Scott, Mr. and Mrs. Charles Vaughn, Mr. and Mrs. Merlin Vollman, Mr. and Mrs. Keith Haight, Mr. and Mrs. Paul Selleck, Mr. and Mrs. Harold Cummings, Mr. and Mrs. John A. Guerrisky, Sr., Mr. and Mrs. John Lorson, Mr. and Mrs. Henry Spencer, Trevor James Miller and to Curtis J. Dewey by Senator Madigan.

Congratulations of the Senate were extended to Mr. and Mrs. Walter Dembosky, Albert Joseph Yonick, Sr., Joan Pelesh Lengel and to the Arc of Lackawanna County by Senator Mellow.

Congratulations of the Senate were extended to the Honorable Peter J. O'Brien by Senators Mellow, Rhoades, and Boscola.

Congratulations of the Senate were extended to Mr. and Mrs. Pacifico Stella and to the Honorable Thomas M. Tigue by Senator Musto.

Congratulations of the Senate were extended to Dr. Frank A. Serino by Senators Musto and Mellow.

Congratulations of the Senate were extended to Dr. Alan M. Kelly, Patrick C. Greenwood, Tyler J. Forry, Jason P. Whye, Ryan D. Deeds, Erick J. Yeagle, Robert M. Joffred, Zachary S. Sheaman, Andrew Donley Sangone Chen, Shawn M. Gibson, Brian A. Vresko, Casey K. Duquette, Justin L. Schaeffer, Shaun M. Kern, Dr. Elsa Geskus and the Elementary Education Department of Kutztown University, Albright College of Reading, Friedens United Church of Christ of Oley and to Catholic schools throughout the Diocese of Allentown by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. William Collins, Mr. and Mrs. Don Green and to Mary Guidotti by Senator Orie.

Congratulations of the Senate were extended to Mr. and Mrs. Richard G. Shotzberger, Michael R. Nagurny, Albertha Annie Scott Rossum, Dorothy B. Fleagle and to Stephanie Y. Washington by Senator Piccola.

Congratulations of the Senate were extended to Mr. and Mrs. Carroll Lynn Pierce, Christopher Michael Spreen, Bryan Christopher Clyde, Alex Brothers, Michael Anthony Allen and to Edward Tyler Phillips by Senator Pileggi.

Congratulations of the Senate were extended to Arthur W. Lepori, Donald H. Hannum and to the Audubon Recreation Association Nine-Year-Old Baseball Team by Senator Rafferty.

Congratulations of the Senate were extended to Mr. and Mrs. Deno Petrillo, Mr. and Mrs. Bill Null, Mr. and Mrs. Bill Lawther, Mr. and Mrs. Frank W. Lehman, Jr., Joanne Berquist, Mary Lowrie, Jennifer Blackburn and to Erika Bitar by Senator Regola.

Congratulations of the Senate were extended to Mr. and Mrs. Ronald W. Souchak, Mr. and Mrs. Michael Zupko, Daniel L. Walter, Shane Murphy, Michael S. Fegley, Gabryela Winiewicz and to The Daughters of Charity of St. Vincent DePaul by Senator Rhoades.

Congratulations of the Senate were extended to the Monroe County Housing Authority and the Monroe County Redevelopment Authority by Senator Rhoades and others.

Congratulations of the Senate were extended to Mr. and Mrs. Donald P. Zadach, Justin Charles Smith, Lindsay Kightlinger, John Choffel, Jr., Charles Russell Weaver, Shirley Weaver, Matthew J. Gilliam, Marshall Livingston and to Mercer County Head Start by Senator Robbins.

Congratulations of the Senate were extended to Kyle Robert Hemenway, Chelsie Caltagaronne, American Refining Group (ARG) of Bradford and to Patterson Lumber of Galeton by Senator Scarnati.

Congratulations of the Senate were extended to Mr. and Mrs. John Graff, Mr. and Mrs. Daniel Shiel, Mr. and Mrs. Mike Resetar, Mr. and Mrs. George Pankas, Mr. and Mrs. Eugene Maisano, Mr. and Mrs. Francis J. LaMendola, Mr. and Mrs. C. Eugene Jacobs, Mr. and Mrs. John R. Hart, J. Robert Rice and to the Waynesburg Lions Club by Senator Stout.

Congratulations of the Senate were extended to Everett H. Wilson, Mac Neilon, Darcie Goldberg, Ed Auble, Marietta Myers, Jody Hill, Thomas Wilson, Michael E. Berberich, William Gotwals, Bryan D. Vercoe, Robert K. Shover, Jim Hay IV, C. Christopher Bradley, Austen Musso, The Victims' Memorial Project Committee and The Crime Victims' Center of Chester County, Inc., Paoli 250th Anniversary Committee, MacElree Harvey Law Firm and to the Brandywine Valley Association of West Chester by Senator Thompson.

Congratulations of the Senate were extended to Carl Pearson, Nick Saponara, Arthur Friedman, Livengrin Foundation, Inc., of Bensalem, and to the Silver Lake Nature Center of Bristol and Friends by Senator Tomlinson.

Congratulations of the Senate were extended to Catherine M. Burns, Church of Saint Andrew of Newtown and to the Goodnoe Family Restaurant of Newtown by Senators Tomlinson and Conti.

Congratulations of the Senate were extended to Brian Suter by Senators Tomlinson and Washington.

Congratulations of the Senate were extended to Mr. and Mrs. Jack Kelly, Mr. and Mrs. Lloyd Bucher, Mr. and Mrs. Robert Heintzelman, Mr. and Mrs. William Pepper, Dr. Linda J. Bigos, Norma J. Gotwalt, Alexander Davis French, Courtney Ray Geesaman and to West Shore Advanced Life Support Services, Inc., by Senator Vance.

Congratulations of the Senate were extended to Honorable Dwight Evans and to Valerie Ward by Senator Washington.

Congratulations of the Senate were extended to Bryan A. Mowrer, William D. Kucker, Charles Sentz, John McDonald, Ethan Grove, Scott Gingrich, Matthew S. Cromer and to Adam Nicholas Baumgardner by Senator Waugh.

Congratulations of the Senate were extended to Mary Jane Conlin Adams by Senator Wenger.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Yatzkanic, Mr. and Mrs. Steven J. Gerboc, Mr. and Mrs. Joseph Ferraro, Mr. and Mrs. Earl Cooper, Mr. and Mrs. Dean Adams, Mr. and Mrs. Dale Stewart, Mr. and Mrs. Michael Wolsonovich, John Kopczyk, Aline Hoffman, Reverend Daniel Lawrence and to the Honorable Richard G. Orendorff by Senator D. White.

Congratulations of the Senate were extended to Mr. and Mrs. Peter E. Cauvel, Jr., Mr. and Mrs. Jack Lewis, Mr. and Mrs. Victor Slagle, Mr. and Mrs. Bob Irons, Pennsylvania American Water of Clarion and to Clarion County's Promise, Inc., by Senator M.J. White.

Congratulations of the Senate were extended to Stanley Richardson, Paul Moore, Carole J. Johnson, Challengers Dragon Boat Team and to the American Cancer Society and Women of Faith and Hope of Philadelphia by Senator A.H. Williams.

Congratulations of the Senate were extended to Joe Jenkins, Wayne Senior Center, Harcum College of Bryn Mawr and to Adoptions From The Heart by Senator C. Williams.

Congratulations of the Senate were extended to Colleen S. Alexander and to the Honorable Joseph M. Hoeffel by Senators C. Williams, Hughes, and Washington.

Congratulations of the Senate were extended to Comcast Cable of Montgomery County by Senator C. Williams and others.

Congratulations of the Senate were extended to Mr. and Mrs. Webster Lauer, Mr. and Mrs. Raymond B. Bosler, Sr., Mr. and Mrs. Tom Decker, Mr. and Mrs. Donald Frank, Mr. and Mrs. Boris Bloshuk, Kristin N. Sommar, Lee Saverio, Mary Lou Fretz Roush, Harry Rakowski, Shirley Ott, Laura Ann Cash Kehler, Edward Klavon, Chris Kwornik, Joan E. Moser, Lynne Fuss Moser, Mary Ann Light Harris, Charles Hahl, Barbara Harper Gordon, Richard P. Gordon, Carl J. Giuranna, Reverend Jimmie Rivera, Charles R. Meinhardt, Harry L. Wurster, Robin Cash, William Clugston, James Church, James B. Crawford, Jr., Al Brodhag, William Bartle, Paul A. Battavio, Tony Bartle, Dorothea Ball, Marvin Angstadt, Richard K. Albright and to Ernest Wayland by Senator Wonderling.

Congratulations of the Senate were extended to Judith C. Lieberman and to Elaine D. Pivinski by Senators Wonderling, Boscola, and Browne.

Congratulations of the Senate were extended to Peter Ehly, David Phillips and to Charles Prediger by Senators Wonderling and Conti.

Congratulations of the Senate were extended to the Indian Valley Opportunity Center of Souderton and to the Lansdale High School 1937 Championship Football Team by Senators Wonderling, Conti, and Greenleaf.

Congratulations of the Senate were extended to S. Ronald Erb, J. David Rittenhouse, Rick Carroll, Gerald G. Bower, Honorable H. Arden Kinsey, Sharon Kemmerer, P. Gregory Shelly, Dr. Ronald L. Souder and to the Honorable Teresa Lehman Schooley by Senators Wonderling and Greenleaf.

Congratulations of the Senate were extended to Ronald Hangey by Senators Wonderling and Rafferty.

Congratulations of the Senate were extended to Kathy Kreisher Rhodes by Senators Wonderling and C. Williams.

Congratulations of the Senate were extended to Dr. Leslie Carroll, Kostas Kalogeropoulos, Sara Gammon, Women's 5K Classic Committee and to the Health Education for Youth Consortium by Senator Wonderling and others.

Congratulations of the Senate were extended to Mark Andrew Mancini and to Avis Fire Company No. 1 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 Gennaro Pellegrini and to the family of the late Brahim J. Jeffcoat by Senator Fumo.

Condolences of the Senate were extended to the family of the late William Evans by Senator Madigan.

Condolences of the Senate were extended to the family of the late Patricia M. Wade-Walls by Senator A.H. Williams.

POSTHUMOUS CITATIONS

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

Posthumous citations honoring the late Leroy Heard and the late Brooks Young were extended to the families by Senator Boscola.

A posthumous citation honoring the late Dr. Mark Young was extended to the family by Senator Boscola and others.

A posthumous citation honoring the late Claire Elyse Michaels was extended to the family by Senator Browne.

A posthumous citation honoring the late Gerald J. Levandoski was extended to the family by Senator Gordner.

A posthumous citation honoring the late Honorable Orlando J. DiMarco was extended to the family by Senator Logan.

A posthumous citation honoring the late Cyrus Hermann Kotschmar Curtis was extended to the family by Senator Washington.

Posthumous citations honoring the late James B. Crawford, Sr., the late John Corrado, the late James K. Gulick, the late Edgar Williams, the late Carl M. Weingartner and the late Thomas Cash were extended to the families by Senator Wonderling.

Posthumous citations honoring the late Dr. George Cleeland Sands and the late John Vinski were extended to the families by Senators Wonderling and Conti.

A posthumous citation honoring the late Reverend Clarence Didden was extended to the family by Senators Wonderling and Greenleaf.

PETITIONS AND REMONSTRANCES

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

Senator C. WILLIAMS. Madam President, October 1 is Comcast Cares Day. It is truly a celebration of the volunteer spirit and generosity that Americans possess. It is a day to recognize a group of people who believe in their community and do not simply talk about wanting to do something to make a difference but regularly give their time to do something about it, and they recruit members of their families to pitch in as well.

I rise today to recognize and honor Comcast Cable of Montgomery County and the Comcast volunteers throughout the State for their participation in Comcast Cares Day. It is an annual community service day for their employees and family members. It is an opportunity to address the needs of the community

through such projects as painting schools and landscaping community parks, to stocking food banks and making an appreciable and positive impact on the lives of so many.

The earliest incarnation of Comcast Cares Day began in 1997 as Philadelphia Cares Day, a citywide service day in the hometown of Comcast corporate headquarters. As enthusiasm and interest grew, the initiative expanded company wide and has not stopped there. Since 2001, when I actually participated with them, Comcast employees and their family members have contributed more than 225,000 volunteer hours, the equivalent of more than 25 years of service. The effort put forth by these volunteers and the effort of their generosity is tremendous, and as over 190 employees of Comcast Cable in Montgomery County and their family members joined forces with over 30,000 Comcast volunteers State and nationwide, this tradition of making a difference in our communities will continue with this year's Comcast Cares Day. What this corporation is doing sets an example for all of us when our neighbors and our communities are in trouble, to go out to volunteer, as we have seen now in the response from Pennsylvania to the hurricane disasters in the south, so I am happy to recognize them.

Thank you, Madam President.

BILL SIGNED

The PRESIDENT (Lieutenant Governor Catherine Baker Knoll) in the presence of the Senate signed the following bill:

HB 1261.

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Dauphin, Senator Piccola.

Senator PICCOLA. Madam President, I move that the Senate do now recess until Monday, October 17, 2005, at 2 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate recessed 1:43 p.m., Eastern Daylight Saving Time.