

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

WEDNESDAY, MARCH 15, 2006

SESSION OF 2006 190TH OF THE GENERAL ASSEMBLY

No. 17

## SENATE

WEDNESDAY, March 15, 2006

The Senate met at 11 a.m., Eastern Standard Time.

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

## PRAYER

The Chaplain, Reverend GLEN BAYLY, of Mifflinburg Alliance Church, Mifflinburg, offered the following prayer:

May we bow our heads and our hearts in prayer.

Our gracious Heavenly Father, we come before You today and we come before the one who is the creator of all that exists and thank You that You made people in Your own image and desire to fellowship with us, and that You love each and every person that You have made.

We come before You today and we ask Your presence in this place. We recognize Your presence and Your power. We come to ask Your wisdom and guidance from above, that the things that take place here would be in accordance with Your purposes and that they would result in blessings and good things for the people of this State.

We thank You that You are a God who hears and answers prayer. We know that You are a God who calls us to repent our sins, and so today we confess, as You have said, that all have sinned and we confess we have sinned. We ask forgiveness for those things which we have made into idols - money, power, and possessions - and put in the place of worshipping You. We ask forgiveness of those times we have used our words in a destructive and harmful way to hurt others instead of help and build them up. We ask forgiveness for using Your name in vain and not speaking of You reverently. We ask forgiveness for attitudes in our lives that cause harm in our relationships, our greed and lust and hatred, without cause at times. We ask for Your forgiveness, that we might know that forgiveness and also know Your power to change our lives and become new.

We pray today for those in our Armed Forces who are serving You around the world. We pray for Your protection over each one who is in harm's way today. We ask for peace in Iraq and Afghanistan once again. We pray for our President and for wisdom from above as he guides our nation in the war on terror. For Governor Rendell, we ask that You would be with him and give him wisdom and guidance today as well. We pray also for the Members of this Senate. We pray for their health, and we pray for any who are going through treatment for illness or injury. We pray for Your blessing upon them. We pray for their families. We

pray for their other personal needs, financial and otherwise. We commit them to Your care today, and we ask that You give each one wisdom and awareness of Your presence and wisdom from above to carry out the business of this Chamber. Guide us now as we commit this day to You and the activities to You. We do all this in Your holy and precious name. Amen.

The PRESIDENT. The Chair thanks Reverend Bayly, who is the guest today of Senator Madigan.

## PLEDGE OF ALLEGIANCE

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

## JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of March 14, 2006.

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.

## HOUSE MESSAGES

### HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate SB 435, with the information the House has passed the same without amendments.

### SENATE BILLS RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate SB 862 and 969, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule XIV, section 5, these bills will be referred to the Committee on Rules and Executive Nominations.

### BILLS REPORTED FROM COMMITTEE

Senator CORMAN, from the Committee on Public Health and Welfare, reported the following bills:

#### SB 1006 (Pr. No. 1344)

An Act providing for the allocation of funds to county mental health and mental retardation programs and for cost-of-living adjustments and for the promulgation of rules and regulations.

**HB 1813 (Pr. No. 3725) (Amended)**

An Act providing for the allocation of funds to county mental health and mental retardation programs, for cost-of-living adjustments and for the promulgation of rules and regulations.

**RESOLUTION REPORTED FROM COMMITTEE**

Senator CORMAN, from the Committee on Public Health and Welfare, reported the following resolution:

**SR 200 (Pr. No. 1555) (Amended)**

A Resolution directing the Legislative Budget and Finance Committee to perform a study of cost control measures for the Medicaid program.

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 Armstrong, and temporary Capitol leaves for Senator Waugh and Senator Mary Jo White.

The PRESIDENT. Senator BRIGHTBILL requests a legislative leave for Senator Armstrong, and temporary Capitol leaves for Senator Waugh and Senator Mary Jo White.

The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Madam President, I ask for a legislative leave for Senator Washington.

The PRESIDENT. Senator Mellow requests a legislative leave for Senator Washington.

Without objection, those leaves will be granted.

**LEAVE OF ABSENCE**

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

**CALENDAR****SENATE RESOLUTION No. 235  
CALLED UP OUT OF ORDER, ADOPTED**

Senator BRIGHTBILL, without objection, called up from page 4 of the Calendar, as a Special Order of Business, **Senate Resolution No. 235**, entitled:

A Resolution recognizing the lack of due process in the 1876-1878 trials of several alleged members of the Molly Maguires and memorializing the Governor to issue an order acknowledging the same.

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

**NAY-0**

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

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

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

Senator RHOADES. Madam President, as I think we are all aware, St. Patrick's Day is rapidly approaching, and it is the time of the year when we of Irish ancestry celebrate our ancestry and our culture. One of the pleasures I had a few months back was attending the National Ancient Order of Hibernian dinner at Kings College in Wilkes-Barre. The man I have as our special guest today was awarded the Sean MacBride Humanitarian Award. It was awarded to a Pennsylvanian. That gentleman is First Lieutenant Patrick Dugan of Philadelphia.

Let me tell you something about the Sean MacBride Award. Sean MacBride was a peace activist and humanitarian who worked with the United Nations. In 1974 he was awarded the Nobel Peace Prize and he was also awarded the American Medal of Justice by President Carter in 1978. His receiving these awards is quite unique in human history. His work in defense of human rights called him to many parts of the world. He was a United Nations Commissioner from 1973 to 1976, and in Iran in 1979, he was there in an effort to secure the release of hostages. This award is given in his name by the men and women of the Ancient Order of Hibernians. Nominations are made from all 50 States. We selected a gentleman by the name of Pat Dugan.

To tell you something about Pat and how he qualified for this is to tell you that he is the father of three, he works in Philadelphia as an attorney for city council, and he serves as a Liquor Control Board judge for the Commonwealth of Pennsylvania. He is a lifelong Philadelphian, having grown up in the Fairmount and Frankford sections of the city. I mention that because you may ask, why is a guy from Schuylkill County introducing this man when he belongs in Senator Tartaglione's district? Let me just say it is our Irish connection in this particular case, and the fact that I met Pat at the AOH dinner. I told Senator Tartaglione I would like to bring him here, especially the week when we all recognize our Irish ancestry and want to celebrate it, and that is one of the key reasons why I have Pat here.

Pat is a member of the U.S. Army Reserves, 416th Civil Affairs Battalion, headquartered in Norristown. He joined the unit in October 2003 after a 14-year break in service. He served in Iraq from February 2004 to October 2004 in the ancient city of Mosul, located in the Province of Ninewa in the Kurdish Region of Dohuk. He worked as a CPA political officer, the U.S. ambassador political officer, and a machine gunner and/or driver for the 416th Civil Affairs Battalion. Sergeant Dugan worked side by side with the local Iraqi leaders in Mosul and Dohuk, including governors, mayors, and councils. He instructed, advised, and mentored the local leaders on building a democracy. He is truly what I would call a citizen-warrior diplomat.

Now, let me just tell you some of the areas he worked in. He coordinated and instructed democracy classes to various councils and officials in Ninewa and Dohuk Provinces. He assisted, coordinated, and participated in numerous high-level meetings at the ambassador level, United Nations envoy, commanding generals, provincial governors, provincial councils, city councils, district councils, tribal leaders, political parties, and religious leaders. He assisted and supervised numerous nongovernment Iraqi organizations in their initial formation and drafting of bylaws. As an attorney, he was also a guest lecturer at Dohuk Law School. He coordinated a humanitarian aide campaign that provided the children of Iraq with tens of thousands of toys, socks, vitamins, school supplies, and everything else that was donated from the United States. In other words, he brought to the kids a life they did not have, and he put smiles on a lot of children's faces in Iraq, as well as the men with whom he served.

For his service in Iraq, Sergeant Dugan was awarded the Bronze Star, the Global War on Terrorism Expeditionary Medal, the Global War on Terrorism Service Medal, and the National Defense Service Medal. During the 1980s, he served with the 82nd Airborne Division Recon 1/505th Airborne Infantry, and also served in Panama with the 1/508th Airborne Infantry and along the DMZ in South Korea with two Infantry Divisions in the 38th Infantry. He is vice chairman of the 82nd Philadelphia Association of the Hajdak-Mokan Chapter, and the vice president of the AOH Division No. 40 in Philadelphia. He was selected to be the Grand Marshall of the Wildwood Irish Festival 2005, and Philadelphia Magazine selected him as Philadelphian of the Year in 2004.

I listened to his remarks when he accepted the award at the dinner. If any of you get "The Hibernian," all you have to do is open it up and you will see the National AOH banquet was held at Kings College in Wilkes-Barre, and the national award, the Sean MacBride Award, was presented to a man who is a humanitarian, who cares not only about himself, but gives, as he has in Iraq, by helping them see what democracy is all about and by helping the kids.

So, it is my pleasure to introduce to our body today the winner of the National Sean MacBride Humanitarian Award from the Ancient Order of Hibernians, and I cannot call him Sergeant because he is now a First Lieutenant, Pat Dugan.

(Applause.)

The PRESIDENT. Thank you for being here with us today.

Mr. DUGAN. Thank you, Madam President. Thank you, Senator Rhoades, for those kind remarks. Greetings, sláinte, Members of the Senate, guests in the gallery. Members from the USS

Pennsylvania, welcome.

It is truly my honor and privilege to be here on the Senate floor of the great Commonwealth of Pennsylvania. So many have served and continue to serve. I am humbled to be here. The award of the National Ancient Order of Hibernians is a humanitarian award. Over 135,000 are still in Iraq, and more in Afghanistan. Remember, all are volunteers. There is no draft today. As of this morning, 2,302 American humanitarians will never come home. American humanitarian 19-year-old Bradli Coleman from Ford City, Pennsylvania, Armstrong County, will never come home. Ancient Order of Hibernians Paul Karpovich and a member I served with, Mark Patrick Phelan, will never come home. But they did not die trying to conquer, they died liberating. Just like so many Americans before them, we did not invade France in 1944, we did not try to conquer, we came to liberate.

The world can say what they want about us, but America is unique in history. We do not go to conquer or to acquire lands. No matter what mistakes we have made, no matter how some media depicts it, the public only hears about the horrors in Iraq. No matter how many atrocities are insinuated, no matter how many times you see those deplorable, stupid Abu Ghraib pictures that the media seems to keep showing, the honor in which Americans are serving in Iraq and Afghanistan is unparalleled.

You have heard the names of those who were at Abu Ghraib, but you have not heard about the real soldiers, the soldiers who I served with. You have not heard about the soldiers I witnessed doing noble deeds. You have not heard about Staff Sergeant Smith, a Medal of Honor winner in Baghdad who gave his life to save his squad. I served in the city of Mosul, the ancient, biblical Province of Ninewa, the place where Jonah was going when he was diverted by the whale. I served with a Civil Affairs Battalion, the weekend citizen warriors - teachers, cops, doctors, veterinarians, engineers - from all walks of life.

I served with soldiers you never heard of, people like Rory Tedrick, a 22-year-old, bagpipe-playing nursing student from Philadelphia. He worked on our medical team assisting Iraqis in upgrading their medical care, their facilities, and supplies. His passion while he was in Iraq was trying to educate the pregnant women about prenatal care because of the high infant mortality rate in Iraq.

You have not heard about Amanda Christianson from Lancaster, Pennsylvania, a 25-year-old mother of a toddler who spent her days in Iraq dodging mortars, ambushes, IEDs, and suicide bombers, not so she could conquer, but so she could assist the civil affairs education team in rebuilding mud hut schools. That is right. I was there in 2004, and we were rebuilding mud hut schools in the 21st century.

You have not heard about Colonel Walter Franz, a Mayo Clinic surgeon who was in our unit, a volunteer. He rode through gauntlets of death to perform surgeries on everyday, ordinary sick Iraqis. You have not heard about him.

You have not heard about my commander, Major Bryan Lentz, a Philadelphia attorney and former prosecutor who gave up his practice of law to serve and lead our company in Iraq. One time we were in a village just outside of Telafar, a town that was depicted on "60 Minutes" last Sunday. A small village just south of there, a hotbed of insurgency, an old man there held up a container of water and went up to my Commander to thank him and

said, every time I drink from this I will thank America. Now, this is a village in Mesopotamia, the land where the Ottomans came through and never took the time to dig a water well for this village. It was the first time they had water running in their village. The Ottomans did not do it, the Romans did not do it, Alexander the Great did not do it, Saddam did not do it, but every time anybody in that village drinks a glass of water, they will remember that Americans were there.

You do not hear about what our battalion and many others did - water wells, electricity, phone service, road construction, school reconstruction, vaccinations. You rarely hear about that. Have you heard that pre-invasion in that area, only Baath party members were allowed to own a car, have air conditioning--air conditioning in 120-degree weather, which was a cool day--satellite TV, refrigerators, telephones, computers? They could not own them. They needed permission from the government to have them. If you were not a Baath party member, you were not allowed to have them. Now people can. There are thousands and thousands of positive experiences that occur in Iraq, but you do not hear about them, you only hear about the horrors.

It is truly my honor to be able to wear the uniform of the United States of America. Despite missteps, despite perhaps poor leadership at times, it was my privilege to be at the tip of the spear on behalf of America. It was the most horrific yet rewarding experience in my life. As the Senator said, I drove a Humvee, rode a machine gun. Most of the time I was in civilian clothes working with local Iraqis, generally speaking to government officials.

I talked to thousands of Iraqis. On 80 percent of my days, I had meals with Iraqis in their homes or their offices or in a restaurant. I taught democracy classes to hundreds of Iraqi leaders, dozens became my close friends, and some will forever be my brothers and sisters. They told me about the life under the former regime. They told me about fathers, brothers, and cousins who were taken in the middle of the night, never to be seen again. I met people who had their eyes cut out or their hands cut off because they dared be suspected, just suspected of being against the regime. Every family, and I sincerely mean that, every single family that I met told me of an atrocity against their family.

I attended a memorial for the victims of Saddam's use of weapons of mass destruction. He gassed his people, the Kurds, in 1988, and thousands were killed. In Halabja, in 2004, for the first time in public, there was a memorial for those victims. It was a public memorial because Saddam was in jail. Now the public could mourn without fear of death or retaliation for the first time because Saddam could not come get them. I was in a room that had photographs of the victims that the families had posted, and the room was probably, I do not know, 150, 200 hundred square feet, and the walls were covered with just photographs of victims, of families just laying in the street.

You have heard of Abu Ghraib, but you never heard of a place called the Badush Prison. This was in the area where we worked, where Captain Felix Acosta, a Pennsylvania State Trooper, led a team to transform this former torture chamber into a civilized prison facility. One of the most compelling things I ever witnessed in my life was an exchange between Felix and the governor of Ninewa at that time. I had arranged a meeting between all of our team leaders. They were civilian experts, and now they

were in the military to be sort of a cabinet with the Governor. So Felix was explaining the prison system to the governor, and he asked the governor, would you come over and see Badush Prison? The Governor looked at him and said, I do not need to go to Badush. I know Badush very well. I was in Badush, and I watched my brother die. His brother was killed in front of him in Badush Prison. But you do not hear about how Badush was transformed into a civilized prison, you hear about Abu Ghraib.

The governor, Dr. Osama Yousef Kashmoula, was a very dear friend of mine. The Governor of the Commonwealth of Pennsylvania invited him to come here to visit us. He was scheduled to come here in September of 2004. Tragically, Governor Osama Yousef Kashmoula was assassinated. He was democratically elected by the leaders of Ninewa, and after his death, there was a peaceful transition, a new governor was elected, and that governor is still the governor.

The council, even his enemies on the council, in defiance to the insurgency, renamed a huge mosque that was being built in the city of Mosul, with over 2 million people in the area, building this giant mosque, and if you think it is bad here with Republicans and Democrats, you should see the councils over there. There are true enemies on them, but even the enemies voted to rename the mosque. Now the mosque in Mosul is named Dr. Yousef Kashmoula, because he was such a dynamic leader. But you never heard about him.

I have so many stories, and I could go on and on. I wear a memorial bracelet on my right wrist, and there are two names on it. One is for a friend who was in my unit, Mark Patrick Phelan, from just outside of Philadelphia who was killed in October, just as we were leaving, and the other name on there is Dr. Yousef Kashmoula. I wear the name of a Sunni Arab on my wrist every day along with a fellow Hibernian American soldier who was killed there.

I am not condoning war. Obviously, war is terrible. I am not a fan of many of our foreign policy decisions. I could go on and on about the missteps that we have perhaps made in reconstruction, but I cannot do that. I just wanted you to hear what I experienced in Iraq. No politics, no spin, just my human, on-the-ground experience, a story about your Pennsylvania sons and daughters who really are doing a true humanitarian mission. That is what they are trying to do on the streets of Baghdad, Ramadi, Fallujah, and Mosul.

God bless the AOH, the Senate, Ireland, America, humankind, and please keep our soldiers safe.

Thank you.

(Applause.)

The PRESIDENT. Senator Rhoades, thank you so much for bringing First Lieutenant Pat Dugan here to address us.

The Chair recognizes the gentleman from Schuylkill, Senator Rhoades.

Senator RHOADES. Madam President, I would like to present to First Lieutenant Pat Dugan a citation on behalf of the Senate, and I am not going to read everything because we have gone over it, but it says, "Now therefore, the Senate of the Commonwealth of Pennsylvania congratulates Patrick Francis Michael Dugan, Esquire, upon the great honor which has been bestowed upon him, and offers best wishes for continued success in all future endeavors."

And I say to Pat, thank you, not only as a member of AOH, congratulations not only on what you received, but thank you for being the soldier-warrior American who represents us in the best traditions. For your service, for what you have given of yourself, shall we say as an Irishman to an Irishman, thank you for your heritage and what you have done, and thank you for being an American.

Thank you very much.

(Applause.)

Senator RHOADES. Madam President, I just want to add that accompanying Lieutenant Dugan today is Brian Coleman, who is the president of the Ancient Order of Hibernians, Division No. 40, in Philadelphia, to which Pat belongs.

The PRESIDENT. Brian, will you please rise.

(Applause.)

The PRESIDENT. Thank you both.

### **GUESTS OF SENATOR DONALD C. WHITE PRESENTED TO THE SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator Don White.

Senator D. WHITE. Madam President, this is truly an honor for me to rise today to introduce my special guests. We have the distinct pleasure in this hallowed hall of greeting five members of the USS Pennsylvania Ballistic Submarine crew who are visiting Pennsylvania today. These crew members are, and I will ask them to stand when I call their name, Ensign Jeffrey Bouton, Chief Petty Officer Ronald Cheney, Seaman First Class Todd Julius, Seaman Second Class Michael Mathura, and Seaman First Class Michael Cox. It is worth noting that Seaman Cox is also the Sailor of the Year for the USS Pennsylvania, which is a true honor, since the USS Pennsylvania received the 2004 Omaha Trophy as the best, the very best, trident class submarine in the entire US Strategic Command.

I would like to just take a moment to read part of that award citation presented to the crew: "The USS Pennsylvania distinguished herself in 2004 by demonstrating sustained excellence while supporting its primary mission of strategic deterrence...." This ship and her crew won this award by their distinguished record of duty and performance in a number of exercises. They are a credit to the Navy, and they have proudly put Pennsylvania in its rightful place, at the forefront of our nation's defense. They are not Pennsylvania residents, but Ensign Bouton is a PSU graduate, and they are going around the State visiting some schools.

Madam President, I sincerely ask the Senate to welcome these men and offer its deepest appreciation for their service to our country.

The PRESIDENT. Will our guests please rise.

(Applause.)

The PRESIDENT. Thank you so much for gracing us today with your presence. We appreciate all of your good work.

### **GUESTS OF SENATOR JOHN PIPPY PRESENTED TO THE SENATE**

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

Senator PIPPY. Madam President, it truly is an honor to be here today and to listen to the words of our speakers, and it really touches a space in my heart.

I am going to introduce a couple of athletic teams, but I could not miss saying something, being a West Point guy and Navy beating us in the last couple of football games, I wish them all a great trip and hopefully they will lose the next Army-Navy game.

We are very, very proud of the men and women who serve in our military forces, and when I played football, I remember seeing a plaque at Michie Stadium that said, "On the field of friendly strife are sown the seeds that on other fields on other days will bear the fruits of victory." That touched me because it told me the lessons we learn as student athletes teach us how to be leaders and humanitarians when our country calls.

Today, I have the distinct pleasure of offering two resolutions for the South Park High School Varsity Football Team and the South Park High School Boys' Soccer Team. Each won the 2005 PIAA, Class AA, State Championship in their respective sports, and they also won the WPIAL. A State title in any sport is an accomplishment, but to have State champions in two separate sports in the same year speaks so much about the community of South Park, the school district, the parents, and the students.

The soccer team was the first to hoist the trophy a few miles from here at Hersheypark Stadium on November 19. The boys defeated the Great Valley squad 1-0 in overtime. A month later, at the same site, the South Park Football Team won. The Eagles had gone undefeated during the season, taking us for a wonderful ride, and they needed a second-half rally to overcome Wilson Area 28-17. Head coach Tom Loughran and his staff put these young men in position to win, and they did, capping off a great season. The soccer team also went undefeated with coach Jon Cantwell's squad posting 19 wins, 0 losses, and 3 ties. Such an accomplishment depends on support, and the South Park Eagles found it in their Superintendent Richard Bucchianeri, Principal Patricia Smith, Athletic Director Bill DaBaldo, and all their support groups.

Of course, even more important is what I spoke about earlier, the lessons learned by being a student athlete will help you in the military, in life, and hopefully they will teach and inspire you to be a member of a much greater team, and that is our country.

I ask the Senate to support these resolutions, and, Madam President, I also ask the Senate to give my guests a warm Senate welcome. They are seated in the gallery behind me.

The PRESIDENT. Would all of our wonderful students and teachers and the South Park Varsity Soccer and Football Teams please rise so we can give you a nice round of applause.

(Applause.)

### **GUESTS OF SENATOR ROBERT M. TOMLINSON PRESENTED TO THE SENATE**

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

Senator TOMLINSON. Madam President, today I have two interns who have been with me for several years. John Kauffman, who has been at the Capitol before, has been my district intern for 4 years. He is a senior at DeSales University, majoring in political science and minoring in business. John enjoys political activities and campaigns, and would like to explore a career in

campaign management upon graduation. He has been a great asset in my office, working on constituent problems and helping out my staff, and I have enjoyed having him here with me today.

I also would like to welcome Kelly O'Malley from Levittown, who lives with her parents, Marion and Marjorie. She is a senior at Millersville University, majoring in communications, and upon graduation, she would like to pursue a position with a public relations firm where she can utilize her skills in marketing and promotion. She has also been a great and valuable aide, not only as an intern, but as a very, very valuable member of my staff.

If the Chair would ask these two fine young adults to rise and be recognized by the Senate, I would deeply appreciate that.

The PRESIDENT. Would John Kauffman and Kelly O'Malley please rise so we can give you a round of applause.

(Applause.)

## CONSIDERATION OF CALENDAR RESUMED

### THIRD CONSIDERATION CALENDAR

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

**SB 873 (Pr. No. 1539)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the highway capital budget project itemization for the fiscal year 2005-2006.

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	O'Pake	Tartaglione
Boscola	Greenleaf	Orie	Tomlinson
Brightbill	Hughes	Piccola	Vance
Browne	Jubelirer	Pileggi	Washington
Conti	Kasunic	Pippy	Waugh
Corman	Kitchen	Punt	Wenger
Costa	LaValle	Rafferty	White, Donald
Earll	Lemmond	Regola	White, Mary Jo
Erickson	Logan	Rhoades	Williams, Anthony H.
Ferlo	Madigan	Scarnati	Williams, Constance
Fontana	Mellow	Stack	Wonderling
Fumo	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 Secretary of the Senate present said bill to the House of Representatives for concurrence.

## LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. Senator Waugh and Senator Mary Jo White have returned, and their Capitol leaves will be cancelled.

## SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR JOHN PIPPY PRESENTED TO THE SENATE

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

Senator PIPPY. Madam President, it is very rare that I get to introduce three groups in one day, but we have a group of ninth grade students from Upper Saint Clair High School who are in the gallery and are here to learn about government and then visit the Civil War Museum. They are escorted by Marie Reese from the social studies department, and are here to observe both Chambers, the House and the Senate. Thanks to the Chair's graciousness, they also learned about the Lieutenant Governor's office as well.

The PRESIDENT. Would all of these young students and Marie Reese please stand so we can welcome you to the State Senate.

(Applause.)

## CONSIDERATION OF CALENDAR RESUMED

### THIRD CONSIDERATION CALENDAR RESUMED

#### BILLS OVER IN ORDER

**HB 893, HB 213, SB 563 and HB 750** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

#### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 780 (Pr. No. 1549)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages.

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	O'Pake	Tartaglione
Boscola	Greenleaf	Orie	Tomlinson
Brightbill	Hughes	Piccola	Vance
Browne	Jubelirer	Pileggi	Washington

Conti	Kasunic	Pippy	Waugh
Corman	Kitchen	Punt	Wenger
Costa	LaValle	Rafferty	White, Donald
Earll	Lemmond	Regola	White, Mary Jo
Erickson	Logan	Rhoades	Williams, Anthony H.
Ferlo	Madigan	Scarnati	Williams, Constance
Fontana	Mellow	Stack	Wonderling
Fumo	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 Secretary of the Senate present said bill to the House of Representatives for concurrence.

## BILLS OVER IN ORDER

**SB 845 and SB 935** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

## BILL LAID ON THE TABLE

**SB 1003 (Pr. No. 1488)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the definition of "dangerous weapon."

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

## BILL OVER IN ORDER

**SB 1050** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

## SECOND CONSIDERATION CALENDAR

## BILL OVER IN ORDER

**HB 185** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

## BILL AMENDED

**HB 200 (Pr. No. 3555)** -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Ounce of Prevention Program to provide grants to certain entities that provide home visitation and other services to low-income, at-risk expectant first-time mothers and their newborn children and families; and providing for the powers and duties of the Department of Public Welfare.

On the question,

Will the Senate agree to the bill on second consideration?

Senator O'PAKE, on behalf of Senator MELLOW, offered the following amendment No. A6395:

Amend Sec. 3, page 3, line 15, by inserting after "THE": Federal

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 BRIGHTBILL.

## BILL REREFERRED

**SB 754 (Pr. No. 1543)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, establishing the Nurses Health Program; and making an appropriation.

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

## BILLS OVER IN ORDER

**SB 866 and SB 917** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

## BILL ON SECOND CONSIDERATION

**SB 957 (Pr. No. 1550)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of robbery on the premises of a financial institution.

Considered the second time and agreed to,

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

## BILLS OVER IN ORDER

**SB 1000, SB 1104 and HB 1618** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

UNFINISHED BUSINESS  
SENATE RESOLUTIONS ADOPTED

Senators BRIGHTBILL, PICCOLA, WENGER, BOSCOLA, PUNT, ERICKSON, PIPPY, O'PAKE, ORIE, COSTA, D. WHITE, LEMMOND and PILEGGI, by unanimous consent, offered **Senate Resolution No. 244**, entitled:

A Resolution designating the month of March 2006 as "International DeMolay Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?



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

Senator BRIGHTBILL. Madam President, Michael Labagh of Bainbridge Road, Elizabethtown, is a constituent of the 48th Senatorial District, and is the DeMolay Chairman of the Month of the Elizabethtown Chapter. He has written to the delegation, including Senator Wenger, Senator Piccola, and myself, to request that we join in observing the celebration of International DeMolay Month by proclaiming March as International DeMolay Month, and I ask the Senate to unanimously adopt the resolution. The resolution was prepared by my colleague, Senator Piccola, and sponsored by a number of us, including Senator Wenger, Senator Piccola, and myself.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators CONTI, PIPPY, BOSCOLA, WENGER, FERLO, KASUNIC, KITCHEN, D. WHITE, SCARNATI, COSTA, GORDNER, ERICKSON, GREENLEAF, FONTANA, M.J. WHITE, TARTAGLIONE, BRIGHTBILL, D. WILLIAMS, RAFFERTY, WASHINGTON, MUSTO, PILEGGI, STOUT, EARLL, LOGAN, STACK, MELLOW, ORIE, LEMMOND, BROWNE, RHOADES and ARMSTRONG, by unanimous consent, offered **Senate Resolution No. 245**, entitled:

A Resolution designating the month of March 2006 as "Professional Social Work Month" in Pennsylvania.

On the question,

Will the Senate adopt the resolution?

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

Senator CONTI. Madam President, today I offer a resolution designating the month of March 2006, as Professional Social Work Month in Pennsylvania. I offer this resolution to recognize the more than 9,500 licensed social workers in this Commonwealth, who have helped people in every stage of life. They can connect individuals, families, and communities to available resources and help guide them through the most complex issues and choices.

So, Madam President, in honor of these fine men and women and their commitment and dedication to their profession of social work, I ask for immediate consideration of this resolution.

And the question recurring,

Will the Senate adopt the resolution?

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

Senators COSTA, BOSCOLA, D. WHITE, FONTANA, STOUT, KASUNIC, CONTI, TARTAGLIONE, ERICKSON, FERLO, KITCHEN, C. WILLIAMS, MADIGAN, WENGER, ORIE, EARLL, PIPPY, LOGAN, M.J. WHITE, O'PAKE, by, BRIGHTBILL, GREENLEAF and WONDERLING, unanimous consent, offered **Senate Resolution No. 246**, entitled:

A Resolution extending congratulations and thanks to Thomas E. Starzl, M.D., Ph.D., for his contributions to medicine, science, patient care, clinical research, clinical innovation and education and for establishing the University of Pittsburgh Medical Center as one of the foremost transplant facilities in the world.

On the question,

Will the Senate adopt the resolution?

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

Senator COSTA. Madam President, today I rise to offer the following resolution which was just read across the desk, recognizing the achievements of one of Pennsylvania's medical and scientific pioneers. Just a few months ago we recognized the historic achievements of a group of scientists and doctors from the University of Pittsburgh, headed by Dr. Jonas Salk, who defeated the horrible disease of polio. Today I want to recognize another world-renown doctor and scientist from the University of Pittsburgh, Thomas Starzl, M.D., known as the father of transplantation.

Madam President, as many of my colleagues know, over the past several decades, Dr. Starzl has virtually revolutionized the science of transplant surgery and has taken medical science to the point where the transplantation of human organs is almost commonplace. He also contributed greatly to the scientific and medical application of antirejection agents that have greatly improved the survivability of those who require transplant surgery and transplant organs. Because of his efforts and achievements, which are too numerous to list here and speak about today, the University of Pittsburgh Medical Center has created the Thomas Starzl Transplantation Institute, and Pittsburgh has come to be regarded as the transplant capital of the world.

The University of Pittsburgh recently recognized Dr. Starzl's achievements on the celebration of his 80th birthday, and today I ask my Senate colleagues to join me in recognizing the incredible achievements of Dr. Thomas Starzl.

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

Senator BRIGHTBILL. Madam President, for the information of the Members, Dr. Starzl has written a book about his experiences, which is a very interesting book, and Pennsylvania has been very blessed to have people like Dr. Starzl, and as mentioned, Dr. Jonas Salk. I am going to suggest that there are many other such golden nuggets throughout our State. So I thank the gentleman for bringing this resolution forward and join in asking that it be unanimously adopted.

The PRESIDENT. As you know, we just celebrated Dr. Thomas Starzl's 80th birthday, so we are all blessed.

And the question recurring,

Will the Senate adopt the resolution?

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

### 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. Ronald Coleman by Senator Armstrong.

Congratulations of the Senate were extended to Esther Ney by Senator Brightbill.

Congratulations of the Senate were extended to Michael James Thorley by Senator Browne.

Congratulations of the Senate were extended to Dr. Ahmed Mazaheri, Jason Mahoney and to Timothy P. Sugrue by Senator Conti.

Congratulations of the Senate were extended to Michael T. Clint by Senator Earll.

Congratulations of the Senate were extended to John E. Nawn by Senator Erickson.

Congratulations of the Senate were extended to Joe Natoli by Senator Ferlo.

Congratulations of the Senate were extended to Mr. and Mrs. Truman Shaffer, Mr. and Mrs. William Ahrensfield, Matthew R. Clayberger, Kyle David Heintzelman and to Stephen Druckenmiller by Senator Gordner.

Congratulations of the Senate were extended to David Scott by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Upton Imes, Mr. and Mrs. Edmund L. Miller and to Bethel Harr by Senator Jubelirer.

Congratulations of the Senate were extended to Hannah Min and to David Stahl by Senator Kasunic.

Congratulations of the Senate were extended to John Chaney by Senator Kitchen.

Congratulations of the Senate were extended to the General Federation of Women's Clubs Abington Heights Civic League by Senator Mellow.

Congratulations of the Senate were extended to Nicholas Jude Kaminski by Senator Musto.

Congratulations of the Senate were extended to Matthew T. Miller and to Andrew M. Hurst by Senator O'Pake.

Congratulations of the Senate were extended to Raymond J. Albert by Senators O'Pake and Brightbill.

Congratulations of the Senate were extended to the Blandon Lions and Lioness Club by Senator O'Pake and Rhoades.

Congratulations of the Senate were extended to George Butela, Bob Caridi and to Dale Hall by Senator Orie.

Congratulations of the Senate were extended to Ian Zagon by Senator Piccola.

Congratulations of the Senate were extended to Marc A. Reider by Senator Pileggi.

Congratulations of the Senate were extended to the law firm of Lamb McErlane of West Chester by Senator Pileggi and others.

Congratulations of the Senate were extended to Michael E. Moore by Senator Rafferty.

Congratulations of the Senate were extended to Tamara C. Cansler, John C. Bogle and to the Metallurgical Products Company of West Chester by Senator Rafferty and others.

Congratulations of the Senate were extended to Allen Martello, Adam Somogyi and to Zachary M. Smith by Senator Regola.

Congratulations of the Senate were extended to Peter J. Papay, Sr., Schuylkill Economic Development Corporation of

Pottsville and to Coaldale Volunteer Fire Company No. 1 by Senator Rhoades.

Congratulations of the Senate were extended to Adam Williams by Senator Scarnati.

Congratulations of the Senate were extended to James Lewis, Jr., and to Joel David Lodise by Senator Tomlinson.

Congratulations of the Senate were extended to Kevin P. Chanko, Matthew R. Scheid and to the Cocalico School District and the students and group leaders of Koning-Karlmann Gymnasium, Altotting, Germany, by Senator Wenger.

Congratulations of the Senate were extended to Mr. and Mrs. Ronald Varner, Jonathan M. Courage, Russell J. Baker and to Dustin James by Senator D. White.

Congratulations of the Senate were extended to Mr. and Mrs. Walter Letson, Mr. and Mrs. Edwin Huegel, Mr. and Mrs. Frank Poswistilo, Edward J. Molnar, James J. Coffey and to Gregory L. Maskrey by Senator Wonderling.

Congratulations of the Senate were extended to Michael Moniak by Senators Wonderling and Browne.

Congratulations of the Senate were extended to TreeVitalize of Philadelphia by Senators Wonderling and Fumo.

Congratulations of the Senate were extended to the Boyertown High School Science Classes by Senators Wonderling and O'Pake.

Congratulations of the Senate were extended to Adam and Gwen Supplee, Montgomery County Conservation District and to the Valley Forge Audubon Society by Senators Wonderling and Rafferty.

Congratulations of the Senate were extended to Aqua Pennsylvania by Senators Wonderling and C. Williams.

## 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 Jeanette F. Reibman by Senator Boscola and others.

## BILLS ON FIRST CONSIDERATION

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

The motion was agreed to by voice vote.

The bills were as follows:

### SB 1006 and HB 1813.

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 Tartaglione.

Senator TARTAGLIONE. Madam President, minimum wage has been an issue that I have been fighting for since I came to the Senate. In the last three legislative Sessions, I have sponsored

minimum wage legislation. Once again, my Senate Bill No. 926 was put in the Committee on Labor and Industry and then laid on the table. On that same day, I was promised, promised that Senate Bill No. 1060 would be recommitted to the Committee on Labor and Industry so that we could amend it and pass a minimum wage bill.

For the last 4 months, I have entered into negotiations in all good faith, and the Republicans have not. As of yesterday, the 423,000 individuals who would benefit by a raise in the minimum wage are not going to get it. I hope each one of you on the other side of the aisle looks deep into your soul, because you all have minimum wage earning individuals in your districts. It is unconscionable that we do not raise the minimum wage. We have families living under the poverty level, \$2,000 under the poverty level.

Madam President, I ask that we continue to work together on the Democratic side to make sure that we come out with a bill that will benefit those 423,000 individuals.

Thank you, Madam President.

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

Senator COSTA. Madam President, I, too, rise to echo the comments of my colleague from Philadelphia, Senator Tartaglione, who for the past several years has worked very, very hard, very diligently trying to make certain that we were able to provide additional resources, additional income for those individuals, those 423,000 individuals she spoke about. I think it is important for all of us to recognize that we are not talking about just some young folks working out there who deserve this increase. We are also talking about a number of our senior citizens who, for a variety of reasons, have been forced to return to work to make certain they have enough income to be able to meet their needs. Whether those problems are caused by an increase in prescription drug coverage or issues dealing with medical care, or issues dealing with property taxes, the fact remains that a significant number of those individuals who would benefit by an increase in the minimum wage are our senior population, and we need to take steps to do that. Particularly in the last several months, I know that the gentlewoman has reached out to try to provide leadership with our Senate colleagues on the other side of the aisle to try to get this issue moving forward, and we are very hopeful that sooner rather than later, we will have an opportunity to address this legislation on this very, very important issue.

I know there has been some discussion. The Governor has indicated he would like to see something enacted before January 1 of next year, January 1 of 2007. My hope is, though, that we have the discussion and the dialogue and continue to move forward along those lines, and I am very happy to be able to stand up here today and support my colleague, Senator Tartaglione, on her request for more cooperative, bipartisan support toward a solution.

Thank you, Madam President.

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

Senator KITCHEN. Madam President, I, too, rise to express my support for the minimum wage bill that Senator Tartaglione has been working on for months and negotiating in earnest to try

to bring about some relief for workers who are suffering, who are really living under the minimum wage.

Madam President, I do not understand why sometimes, for certain groups of people, we do not put in the hard work and the research and really get down to business to find a solution. We can find a solution to everything else. When we have the desire to want to bring about change, then we bring about change. When it comes to certain groups like businesses, we seem to protect them, we seem to wear kid gloves. Madam President, I think it is only fair that we continue to negotiate on this issue, continue to look at the Senator's bill, and continue to treat minimum wage workers with respect. It does not matter that they are lower income workers, they deserve to be paid a decent wage and live a decent lifestyle, like many other people here in Pennsylvania. Madam President, again, I support Senator Tartaglione's bill.

Thank you, Madam President.

The PRESIDENT. Thank you, Senator Tartaglione, Senator Costa, and Senator Kitchen for your very meaningful comments on the minimum wage bill.

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

Senator O'PAKE. Madam President, for the benefit of the people who might be watching this at home, I think it is important to understand that we have a committee system here, and although I am convinced that this bill, if released from committee, would pass overwhelmingly, because it has been 9 years since we raised the minimum wage in Pennsylvania, and we all know that in 9 years everything else has gone up. The cost of living has dramatically increased. There are about 200,000 Pennsylvanians who are caught in the minimum wage problem, and frankly, all we are asking for at this time is for the Committee on Labor and Industry, which is sitting on this bill, to release it to the floor so that we can have a full discussion and that the interests of all the sides can be heard. I am convinced that we will do what is socially just, do what is right, and get this to the Governor's desk, but the first step is that it has to be approved by the Committee on Labor and Industry. I would ask the chairman, who I guess is not here right now, if there is any indication of when that bill might be considered by that committee? No answer.

The PRESIDENT. Thank you, Senator O'Pake, for your additional comments on the minimum wage bill.

The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Madam President, my understanding, from talking to the Secretary of the Senate, is that Senate Bill No. 435, which has been passed by the Senate and passed by the House and is now ready to go directly to the Governor, is in the Senate ready to be signed. My understanding is that if it were to be signed today, it would go to the Governor today, and my question is whether or not it is the Chair's intent to sign Senate Bill No. 435 today.

The PRESIDENT. I would respectfully ask if it is legal for me to sign this on Monday.

Senator BRIGHTBILL. Madam President, my understanding of the rule is that you have to deal with it within one legislative day. So, under the rules, you would be authorized to wait until

Monday. I am simply requesting that you sign it today, since it is such an important issue.

The PRESIDENT. Well, I respectfully request the Pennsylvania Senate to delay my signing this until Monday.

Senator BRIGHTBILL. That is certainly within the discretion of the Chair. We merely were asking.

The PRESIDENT. Thank you.

The Chair recognizes the gentleman from Montgomery, Senator Rafferty.

Senator RAFFERTY. Madam President, those of us in the Commonwealth of Irish-American ancestry will be celebrating St. Patrick's Day on Friday, March 17. Often associated with St. Patrick's Day are parades and good times and festivities. I know that many of our towns and cities, such as Philadelphia, Pittsburgh, and Conshohocken just recently had St. Patrick's Day parades, but I think it is important for all of us not to lose sight of the individual, St. Patrick. Whatever faith we happen to practice in this great Commonwealth, whatever our religious beliefs, every faith has individuals who stand up for the beliefs that speak the words and the truths of that faith. St. Patrick was such an individual. He was a teacher, served as the apostle to Ireland, spread the faith, and became a stalwart for the Christian faith. He took a pagan country, one that worshipped druids and spirits, and taught them the values of having faith and belief in one God.

I think it is important for us to be cognizant of that and to remember St. Patrick's importance to Ireland as we celebrate St. Patrick's Day on Friday, March 17. To all my colleagues, to you, Madam President, to the staff and the Senate, and the people of this great Commonwealth, I wish them all a healthy, safe, blessed, and happy St. Patrick's Day.

Thank you, Madam President.

The PRESIDENT. Thank you, Senator, for your very meaningful comments on St. Patrick's Day. I truly appreciate it.

### **BILL SIGNED**

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

#### **SB 435.**

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

Senator BRIGHTBILL. Madam President, we thank you very much for that, and my understanding is that it now returns to the House of Representatives for signature.

The PRESIDENT. That is correct.

Senator BRIGHTBILL. Madam President, we thank you.

### **RECESS**

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

Senator BRIGHTBILL. Madam President, I move that the Senate do now recess until Monday, March 20, 2006, at 2 p.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate recessed at 12:46 p.m., Eastern Standard Time.