

COMMONWEALTH OF PENNSYLVANIA
Legislative Journal

MONDAY, OCTOBER 20, 2003

SESSION OF 2003 187TH OF THE GENERAL ASSEMBLY

No. 67

SENATE

MONDAY, October 20, 2003

The Senate met at 2 p.m., Eastern Daylight Saving Time.

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

PRAYER

The Chaplain, Reverend MELVIN JENKINS, of Victory Christian Assembly of God, Indiana, offered the following prayer:

Let us pray.

Our Father, we thank You for this day and for the opportunity to serve the people of this great Commonwealth. We do now invoke Your presence as we set out to do the work of the people. We ask for Your wisdom and guidance as we strive to undertake such an awesome responsibility, for we realize that without You, we can do nothing. We thank You for Your grace, mercy, and protection as we humble ourselves before You. In Your name, we pray. Amen.

The PRESIDENT. The Chair thanks Reverend Jenkins, who is the guest today of Senator Don White.

NATIONAL ANTHEM

(The National Anthem was sung by Miss Pennsylvania, Candace Marie Otto.)

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of October 15, 2003.

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

COMMUNICATION FROM THE GOVERNOR

NOMINATION REFERRED TO COMMITTEE

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

COMMONWEALTH TRUSTEE OF TEMPLE
UNIVERSITY OF THE COMMONWEALTH
SYSTEM OF HIGHER EDUCATION

October 15, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Michael P. Williams, Esquire, 1168 Fitzwatertown Road, Abington 19001, Montgomery County, Twelfth Senatorial District, for appointment as a Commonwealth Trustee of Temple University of the Commonwealth System of Higher Education, to serve until October 14, 2007, and until his successor is appointed and qualified, vice Michael A. Cibik, Esquire, Philadelphia, whose term expired.

EDWARD G. RENDELL
Governor

**RECALL COMMUNICATION
REFERRED TO COMMITTEE**

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

MEMBER OF THE FAYETTE COUNTY
BOARD OF ASSISTANCE

October 15, 2003

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 19, 2003, for the appointment of Rodd J. Durbin, (Democrat), 198 Bute Road, Uniontown 15401, Fayette County, Thirty-second Senatorial District, as a member of the Fayette County Board of Assistance, to serve until December 31, 2003, and until his successor is appointed and qualified, vice Reverend DewVaul W. Tracy, Jr., Lake Lynn, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

HOUSE MESSAGES

SENATE BILL RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives returned to the Senate SB 164, 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, this bill will be referred to the Committee on Rules and Executive Nominations.

HOUSE BILLS FOR CONCURRENCE

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

October 20, 2003

HB 80 -- Committee on Finance.

HB 832 -- Committee on Judiciary.

HB 1068 -- Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

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

October 20, 2003

Senators WAGNER, TOMLINSON, TARTAGLIONE, KASUNIC, MUSTO, KUKOVICH, COSTA, O'PAKE, ERICKSON, LOGAN, BOSCOLA, KITCHEN, CONTI, RAFFERTY, LAVALLE, STOUT, M. WHITE, FERLO, ORIE, C. WILLIAMS and STACK presented to the Chair **SR 163**, entitled:

A Resolution urging the President of the United States to maintain the steel tariffs under section 201 of the Trade Act of 1974 (Public Law 93-618, 19 U.S.C. § 2101 et seq.) for the entire three-year duration in light of the United States International Trade Commission Report of September 19, 2003, and to provide all available assistance to active and retired steelworkers who have experienced the bankruptcies, layoffs and restructurings which have resulted from the decline in the American steel industry.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 20, 2003.

Senators BRIGHTBILL, MADIGAN, THOMPSON, MUSTO, D. WHITE, KITCHEN, KUKOVICH, TARTAGLIONE, MOWERY, RHOADES, SCARNATI, STOUT, PUNT, COSTA, ERICKSON, C. WILLIAMS, FUMO, DENT, SCHWARTZ, RAFFERTY, EARLL, ARMSTRONG, GREENLEAF, TOMLINSON, STACK, WENGER, ROBBINS, LEMMOND, WAUGH, WONDERLING and WOZNIAK presented to the Chair **SR 165**, entitled:

A Resolution proclaiming the week of January 11 through 17, 2004, as "Snowmobile Safety Awareness Week" in Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, October 20, 2003.

APPOINTMENTS BY THE PRESIDENT PRO TEMPORE

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

Senator Rhoades as a member of the Board of Directors of the Pennsylvania Higher Education Assistance Agency.

Senator Pileggi as a member of the Task Force to conduct a study and develop recommendations regarding the update and modernization of the Motor Vehicle Sales Finance Act, as well as the advisability of merging the provisions of other consumer finance statutes into a consolidated Consumer Credit Code.

Mr. Henry C. Fader, Esquire, as a member of the Health Care Cost Containment Council.

Mr. David Barenfeld as a member of the Health Care Cost Containment Council.

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 Rhoades.

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

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

Senator O'PAKE. Madam President, I request legislative leaves for Senator Ferlo, Senator Tartaglione, and Senator Wozniak.

The PRESIDENT. Senator O'Pake requests legislative leaves for Senator Ferlo, Senator Tartaglione, and Senator Wozniak. Without objection, the leaves will be granted.

LEAVE OF ABSENCE

Senator PIPPY remains on military leave pursuant to Senate Rule XXI(3).

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

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

In the Senate, October 20, 2003

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, October 27, 2003, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, October 27, 2003, unless sooner recalled by the Speaker of the House of Representatives.

On the question,

Will the Senate adopt the resolution?

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

YEA-48

Armstrong	Hughes	O'Pake	Tartaglione
Boscola	Jubelirer	Orie	Thompson
Brightbill	Kasunic	Piccola	Tomlinson
Conti	Kitchen	Pileggi	Wagner
Corman	Kukovich	Punt	Waugh

Costa	LaValle	Rafferty	Wenger
Dent	Lemmond	Rhoades	White, Donald
Earll	Logan	Robbins	White, Mary Jo
Erickson	Madigan	Scarnati	Williams, Anthony H.
Ferlo	Mellow	Schwartz	Williams, Constance
Fumo	Mowery	Stack	Wonderling
Greenleaf	Musto	Stout	Wozniak

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
MISS PENNSYLVANIA 2003
PRESENTED TO THE SENATE**

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

Senator D. WHITE. Madam President, it is my distinct honor and privilege to introduce and welcome our reigning Miss Pennsylvania, Candace Marie Otto, a special constituent of mine and resident of Murrysville in Westmoreland County in the 41st district. Those of you who were on time had a chance to hear her sing the National Anthem with that beautiful voice. She is being accompanied today by her parents, Mr. and Mrs. William Otto, along with Debi Swarner and Sandra McKinney of the Miss Pennsylvania committee. Miss Otto used to be a constituent of Senator Logan, but due to the wonderful process called reapportionment, it changed all that. I would like to thank my colleague for giving me such a wonderful constituent.

Madam President, I would appreciate our usual, typical warm welcome for our reigning Miss Pennsylvania, Candace Marie Otto.

(Applause.)

Ms. OTTO. Good afternoon. I am Miss Pennsylvania, Candace Otto, and I am a representative of the Miss America Organization. For those of you who are not aware, the Miss America Organization is the leading scholarship provider to women in the world, providing over \$45 million in scholarship money annually, which is made available to over 12,000 contestants. In addition to the pillar of scholarship, the Miss America Organization also has a strong commitment to community service, and my community service platform is "Answering a Call to Service: Challenging Americans to Address Poverty."

Today I speak to you not only as Miss Pennsylvania but as a person who has spent the past several years working with nonprofits that work to address poverty. My main experience is with an organization called National Student Partnerships, or NSP, and we operate a national network of drop-in resource centers where we connect low-income and unemployed people with services like child care, job training, et cetera, all the things a person needs to find and maintain employment. When I was an undergraduate at Northwestern University, I co-founded the first NSP office in Illinois, and thanks to the support of Senator Specter, we have 4 of NSP's 15 offices located here in Pennsylvania, 3 in Philadelphia, and 1 in Pittsburgh.

Our organization works daily with many parents who struggle to provide for their children. In Pennsylvania, two-thirds of families living below poverty level have jobs. They work hard but they are unable to sustain their kids, and I ask you to remember that a poverty income equals only \$18,100 for a family of four. More than a quarter million families also live between 100 and 200 percent of poverty, and again, most of them work. They all struggle to provide for their children.

Children are remarkably resilient, but poverty wears them down. It diminishes their potential, it surrounds them with negative influences, and it hampers their chance to succeed in school and to escape poverty for good, which is why we as a society have made a commitment to support those families who struggle. We have many excellent supports for them. TANF helps families to leave welfare and become self-sufficient, health insurance for kids makes sure that kids stay healthy and do well in school, and child care subsidies assure working parents that their children are safe.

We made that commitment, but we cannot stop there. We have to seal that commitment by making sure that parents get the help they need. About 120,000 of Pennsylvania's uninsured children actually qualify for CHIP and Medicaid, but they are not enrolled because their parents mistakenly believe they are not eligible, or because the enrollment process stymies them, or because they fear the stigma of getting government help. We can work harder to let them know that they qualify and to help them through the enrollment process.

Pennsylvania also has one of the nation's best personal income tax forgiveness programs for low- and moderate-income families, but few families actually know about it. Again, outreach is essential. We cannot create these wonderful programs and not ensure that they are fully utilized by those in need.

As Miss Pennsylvania, I work daily with organizations that are working to connect people with the services that they need to escape poverty and reduce its effects. I thank you very much for your hard work in our communities, and I look forward to working with you individually in your districts. Thank you very much for your time today.

(Applause.)

The PRESIDENT. Miss Pennsylvania is looking forward to working with schools in your areas where you know she would be needed to come in and speak, specifically for what she just discussed, and this is really important in Pennsylvania, because our children need some more help. The Web site is www.misspa.org. So if your school districts need someone like Candace to come in and speak, I think you should keep that in mind. Then if I can talk her into it, I will take her to Kosovo, too. Thanks. That was great. We appreciate it.

**GUEST OF SENATOR JEFFREY E.
PICCOLA PRESENTED TO THE SENATE**

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

Senator PICCOLA. Madam President, I am very pleased to welcome as a guest Page today John Guerrieri. He is the son of Tony and Vicki Guerrieri, and he is a 7th grade student at Feaser Middle School in Middletown. He is a member of student

council, and he likes to play basketball and soccer. Please welcome John as a guest Page today.

The PRESIDENT. Please stand, John.
(Applause.)

RECESS

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

Senator BRIGHTBILL. Madam President, I ask for a recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations which will begin immediately. Following the meeting of the Committee on Rules and Executive Nominations, we will have a Republican caucus, which should begin at about 4:30 p.m., and I would say run for not more than an hour.

The PRESIDENT. Senator Brightbill requests a meeting of the Committee on Rules and Executive Nominations and a Republican caucus which will begin at 4:30 p.m.

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

Senator O'PAKE. Madam President, after the meeting of the Committee on Rules and Executive Nominations, I ask the Senate Democrats to report to our caucus room.

The PRESIDENT. Senator O'Pake requests that after the meeting of the Committee on Rules and Executive Nominations, the Senate Democrats meet in their caucus room.

Without objection, the Senate stands in recess.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEES

Senator BRIGHTBILL, from the Committee on Rules and Executive Nominations, reported the following bills:

SB 164 (Pr. No. 1222) (Rereported) (*Concurrence*)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for criminal victim aid good Samaritan civil immunity.

SB 461 (Pr. No. 1191) (Rereported) (*Concurrence*)

An Act designating the access drive of the State regional correctional facility in Findley Township, Mercer County, as Walters Drive.

RESOLUTION REPORTED FROM COMMITTEE

Senator BRIGHTBILL, from the Committee on Rules and Executive Nominations, reported the following resolution:

SR 165 (Pr. No. 1225)

A Resolution proclaiming the week of January 11 through 17, 2004, as "Snowmobile Safety Awareness Week" in Pennsylvania.

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL OVER IN ORDER

SB 271 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL AMENDED

SB 297 (Pr. No. 1220) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the licensure of individuals providing sign language interpreting and transliterating services to individuals who are deaf or hard of hearing; and imposing duties on the Office for the Deaf and Hard of Hearing in the Department of Labor and Industry.

On the question,

Will the Senate agree to the bill on third consideration?

Senator LEMMOND offered the following amendment No. A3769:

Amend Title, page 1, line 1, by striking out "the licensure" and inserting: State certification

Amend Title, page 1, line 2, by inserting a comma after "language"

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.

BILLS OVER IN ORDER

SB 677, SB 689 and SB 690 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 786 (Pr. No. 2708) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for general provisions relating to powers of attorney.

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

NAY-0

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

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

BILL OVER IN ORDER

SB 892 -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 903 (Pr. No. 1151) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, by further providing for ten-year registration.

Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

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

YEA-48

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

NAY-0

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

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR No. 1**

SENATE CONCURS IN HOUSE AMENDMENTS

SB 164 (Pr. No. 1222) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for criminal victim aid good Samaritan civil immunity.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 164?

Senator BRIGHTBILL. Madam President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 164.

On the question,

Will the Senate agree to the motion?

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

YEA-47

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

NAY-1

Fumo

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR RESUMED

BILLS OVER IN ORDER

HB 1018, HB 1222, HB 1549 and HB 1580 -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

SECOND CONSIDERATION CALENDAR

BILLS ON SECOND CONSIDERATION

SB 93 (Pr. No. 92) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of greyhound racing; and prescribing a penalty.

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

HB 106 (Pr. No. 1991) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 23, 1945 (P.L.913, No.367), known as the Engineer, Land Surveyor and Geologist Registration Law, further providing for licensing.

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

SB 145 (Pr. No. 138) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for municipal police education and training definitions, training, certification and reimbursement.

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

BILL REREFERRED

HB 165 (Pr. No. 185) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the acquisition of property by the Commonwealth and local government units to mitigate flood hazards.

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

BILL ON SECOND CONSIDERATION

HB 538 (Pr. No. 1757) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 29, 1996 (P.L.434, No.67), known as the Job Enhancement Act, establishing the Technology Work Experience Internship Program.

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

BILLS OVER IN ORDER

HB 709 and **SB 877** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL ON SECOND CONSIDERATION
AND REREFERRED

HB 888 (Pr. No. 2794) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further providing for definitions, for request for proposal, for program generally, for generic drugs, for restricted formulary, for reimbursement, for nonliability, for the Pharmaceutical Assistance Contract for the Elderly Needs Enhancement Tier, for the Pharmaceutical Assistance Review Board, for penalties and for the Prescription Drug Education Program; providing for the Pharmacy Best Practices and Cost Control Program; further providing for declaration of policy, for rebate agreement, for terms of rebate agreement and for amount of rebate; providing for a Pharmaceutical Assistance Clearinghouse; further providing for annual report to General Assembly; and providing for construction with Federal programs and for a pharmacy benefits administrator study.

On the question,
Will the Senate agree to the bill on second consideration?
It was agreed to.

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

Senator BRIGHTBILL. Madam President, I move that House Bill No. 888 be rereferred to the Committee on Appropriations. Our intent, Madam President, is to get the necessary fiscal note and deal with this next week.

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

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

Senator O'PAKE. Madam President, I ask the maker of the motion to consent to brief interrogation.

The PRESIDENT. Will Senator Brightbill consent to interrogation?

Senator BRIGHTBILL. Madam President, I will be happy to. The PRESIDENT. Senator Brightbill indicates he will.

Senator O'PAKE. Madam President, could the gentleman clarify his statement that he intends to deal with it next week. What day next week will it come out of the Committee on Appropriations?

Senator BRIGHTBILL. Madam President, Monday, Tuesday, or Wednesday.

Senator O'PAKE. Madam President, is it the gentleman's intention to deal with this in a timely fashion so that the Secretary

of Aging can do all the necessary start-ups so that this bill can finally take effect for the senior citizens of Pennsylvania by January 1?

Senator BRIGHTBILL. Madam President, that is a longstanding commitment of this Caucus, and we intend to meet our commitment.

Senator O'PAKE. So, Madam President, the Committee on Appropriations will favorably report this bill to the full floor some day next week?

Senator BRIGHTBILL. Madam President, the only reason we are sending it to the Committee on Appropriations is that the rules require us to get a fiscal note. They will attach the fiscal note, and we have every expectation that it will come out next week and be here on the floor ready to go. We would like to get this voted and back to the House this month so that it can be implemented timely by the beginning of next year. We believe that the administration should already be working on this. They have participated closely in terms of the negotiations and discussions. The bill was amended in the Committee on Aging and Youth. I think Senator Kukovich offered an amendment, and apparently there are still ongoing discussions, t's to cross and i's to dot, but we intend to get it back to the House so they can deal with it and the Governor can sign it so this program will be implemented.

Senator O'PAKE. Madam President, is it the gentleman's intention to provide further amendments to the bill in committee or on the floor?

Senator BRIGHTBILL. Madam President, my understanding is that there are ongoing discussions. The administration had proposed amendments. I think, as I said, Senator Kukovich had an amendment. I am not personally familiar with what work, if any, needs to be done, but our commitment is to get the thing done and moved and passed.

Senator O'PAKE. Thank you, Madam President.

And the question recurring,

Will the Senate agree to the motion?

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

The PRESIDENT. House Bill No. 888 will be rereferred to the Committee on Appropriations.

COMMUNICATION FROM THE GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator ROBBINS, from the Committee on Rules and Executive Nominations, reported communication from His Excellency, the Governor of the Commonwealth, recalling the following nomination, which was read by the Clerk as follows:

MEMBER OF THE FAYETTE COUNTY BOARD OF ASSISTANCE

October 15, 2003

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 19, 2003, for the appointment of Rodd J. Durbin, (Democrat), 198 Bute Road, Uniontown 15401, Fayette County, Thirty-second Senatorial District, as a member of the Fayette County Board of Assistance, to serve until December 31, 2003, and until his successor is appointed and qualified, vice Reverend DewVaul W. Tracy, Jr., Lake Lynn, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

EDWARD G. RENDELL
Governor

NOMINATION RETURNED TO THE GOVERNOR

Senator ROBBINS. Madam President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor.

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

The PRESIDENT. The nomination will be returned to the Governor.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

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

MEMBER OF THE APPALACHIAN STATES LOW-LEVEL RADIOACTIVE WASTE COMMISSION

August 8, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Dennis J. Yablonsky, (Voting Member), 682 Osage Road, Pittsburgh 15243, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice Samuel A. McCullough, Wyoming, replaced.

EDWARD G. RENDELL
Governor

MEMBER OF THE CONSTABLES' EDUCATION AND TRAINING BOARD

September 23, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Robert Gallis, 3010 Fadette Street, Pittsburgh 15204, Allegheny County, Forty-second Senatorial District, for appointment as a member of the Constables' Education and Training Board, to serve for a term of three years and

until his successor is appointed and qualified, vice The Honorable Craig Westover, Franklin, whose term expired.

EDWARD G. RENDELL
Governor

NOMINATIONS LAID ON THE TABLE

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

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

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator ROBBINS,

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

Which was agreed to by voice vote.

NOMINATIONS TAKEN FROM THE TABLE

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

The Clerk read the nominations as follows:

MEMBER OF THE APPALACHIAN STATES LOW-LEVEL RADIOACTIVE WASTE COMMISSION

August 8, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Dennis J. Yablonsky, (Voting Member), 682 Osage Road, Pittsburgh 15243, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Appalachian States Low-Level Radioactive Waste Commission, to serve at the pleasure of the Governor, vice Samuel A. McCullough, Wyoming, replaced.

EDWARD G. RENDELL
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF CHEYNEY UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

September 11, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Samuel J. Patterson, 110 Leighton Drive, Bryn Mawr 19010, Delaware County, Seventeenth Senatorial District, for reappointment as a member of the Council of Trustees of Cheyney University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2009, and until his successor is appointed and qualified.

EDWARD G. RENDELL
Governor

MEMBER OF THE CONSTABLES' EDUCATION AND TRAINING BOARD

September 23, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, The Honorable Robert Gallis, 3010 Fadette Street, Pittsburgh 15204, Allegheny County, Forty-second Senatorial District, for appointment as a member of the Constables' Education and Training Board, to serve for a term of three years and until his successor is appointed and qualified, vice The Honorable Craig Westover, Franklin, whose term expired.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE BOARD OF NURSING

September 16, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, K. Stephen Anderson, CRNA, 1442 Biebel Avenue, Erie 16509, Erie County, Forty-ninth Senatorial District, for reappointment as a member of the State Board of Nursing, to serve for a term of six years or until his successor is appointed and qualified, but not longer than six months beyond that period.

EDWARD G. RENDELL
Governor

MEMBER OF THE STATE PLANNING BOARD

September 16, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Richard Urbano, 604 Elliot Drive, McKees Rocks 15136, Allegheny County, Forty-second Senatorial District, for appointment as a member of the State Planning Board, to serve for a term of four years and until his successor is appointed and qualified, vice Richard W. Hayden, Philadelphia, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE BOARD OF TRUSTEES OF THE WESTERN YOUTH DEVELOPMENT CENTERS

September 8, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dale M. Wehr, 1007 Willowbrook Road, New Castle 16101, Lawrence County, Forty-seventh Senatorial

District, for appointment as a member of the Board of Trustees of the Western Youth Development Centers, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, Cheryl Craig, Pittsburgh, resigned.

EDWARD G. RENDELL
Governor

MEMBER OF THE LAWRENCE COUNTY
BOARD OF ASSISTANCE

September 16, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Bradley G. Olson, Sr., (Democrat), 411 E. Hillcrest Avenue, New Castle 16105, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Lawrence County Board of Assistance, to serve until December 31, 2005, and until his successor is appointed and qualified, add to complement.

EDWARD G. RENDELL
Governor

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

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

YEA-48

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

NAY-0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.
Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator ROBBINS. Madam President, I move that the Executive Session do now rise.
The motion was agreed to by voice vote.

CONSIDERATION OF CALENDAR RESUMED

**HOUSE CONCURRENT RESOLUTION
No. 394, ADOPTED**

Senator BRIGHTBILL, without objection, called up from page 5 of the Calendar, **House Concurrent Resolution No. 394**, entitled:

A Concurrent Resolution directing the Joint Legislative Air and Water Pollution Control and Conservation Committee to undertake a study of the oil and gas leasing activities of the Department of Conservation and Natural Resources; and urging the Department of Conservation and Natural Resources to postpone certain action until completion of the study.

On the question,
Will the Senate concur in the resolution?

Senator BRIGHTBILL. Madam President, I move that the Senate do concur in House Concurrent Resolution No. 394.

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

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

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

**UNFINISHED BUSINESS
SENATE RESOLUTIONS ADOPTED**

Senators C. WILLIAMS, MELLOW, O'PAKE, BRIGHTBILL, KUKOVICH, KITCHEN, TARTAGLIONE, WAGNER, MUSTO, STOUT, THOMPSON, ERICKSON, DENT, COSTA, PUNT, SCHWARTZ, CONTI, WONDERLING, RAFFERTY, EARLL, ARMSTRONG, GREENLEAF, TOMLINSON, WENGER, STACK, ORIE, ROBBINS, LOGAN, LEMMOND, WAUGH and WOZNIAK, by unanimous consent, offered **Senate Resolution No. 166**, entitled:

A Resolution recognizing the week of October 20 to 24, 2003, as "National Business Women's Week" in Pennsylvania.

On the question,
Will the Senate adopt the resolution?

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

Senator C. WILLIAMS. Madam President, National Business Women's Week has been celebrated nationally since 1928 and continues to call attention to local women entrepreneurs to facilitate discussions on the needs of working women, share information about successful workplace policies, and raise awareness of the resources available for women in their communities. Women have more business and professional opportunities today than in 1928. The program outlined by the first observance is still relevant to our current challenges. This observance is sponsored each year by Business and Professional Women USA to recognize and honor the achievements of working women throughout history.

This annual observation has helped to promote leadership roles for women and to increase opportunities for women to advance professionally and personally, and I urge my colleagues to vote for this.

Thank you.

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

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

Senators JUBELIRER, BRIGHTBILL, KUKOVICH, ERICKSON, KITCHEN, RAFFERTY, D. WHITE, CONTI, MUSTO, TARTAGLIONE, ARMSTRONG, GREENLEAF, THOMPSON, BOSCOLA, RHOADES, PUNT, MOWERY, WAUGH, FERLO, WOZNIAK, WONDERLING, CORMAN, ORIE, WAGNER, COSTA, WENGER, EARLL, SCARNATI, STACK, LEMMOND, LaVALLE and C. WILLIAMS, by unanimous consent, offered **Senate Resolution No. 167**, entitled:

A Resolution designating October 25, 2003, as "Healthy Harvest Day" in Pennsylvania.

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

Senators MOWERY, CORMAN, KITCHEN, ARMSTRONG, BRIGHTBILL, COSTA, EARLL, TARTAGLIONE, WAGNER, WONDERLING, CONTI, DENT, LOGAN, ROBBINS, TOMLINSON, WAUGH, KUKOVICH, ORIE, GREENLEAF, LEMMOND, WENGER, ERICKSON, MUSTO, O'PAKE, RHOADES, SCARNATI, THOMPSON, D. WHITE, FUMO, PILEGGI, RAFFERTY, SCHWARTZ, C. WILLIAMS, STACK and WOZNIAK, by unanimous consent, offered **Senate Resolution No. 168**, entitled:

A Resolution honoring the American Lung Association on the occasion of its 100th anniversary.

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. Donald Greenawalt, Mr. and Mrs. Jay Kendig and to Jacob Shermeyer by Senator Armstrong.

Congratulations of the Senate were extended to the Northampton Area Public Library by Senators Boscola and Rhoades.

Congratulations of the Senate were extended to Kenneth G. Lawrence by Senators Brightbill and C. Williams.

Congratulations of the Senate were extended to Bill L. Minor and to Robert Nulton by Senator Corman.

Congratulations of the Senate were extended to Steven J. Horhut by Senator Costa.

Congratulations of the Senate were extended to Corey Alan Szapacs by Senator Dent.

Congratulations of the Senate were extended to Dr. Francis A. Salerno by Senator Dent and others.

Congratulations of the Senate were extended to Colleen VanVolkenburg, Tracy Fabrizio, Chelsey Henning, Kaitlyn Slomski, Lauren Weidenboerner, Alexa New, Sarah Szymanski,

Amy Schell, Laurel Lucore and to Business and Professional Women of Pennsylvania by Senator Earll.

Congratulations of the Senate were extended to Theresa C. Shane by Senator Erickson.

Congratulations of the Senate were extended to Daniel Gregory Colvin by Senator Greenleaf.

Congratulations of the Senate were extended to Springfield Township High School of Erdenhime by Senator Hughes.

Congratulations of the Senate were extended to Norbert Micholas, Ed Cross, United States Air Force, 911th Air Wing, Moon Township, FED EX of Moon Township, United States Army, 99th Regional Readiness Command, and to Bayer Corporation of Coraopolis by Senator Jubelirer on behalf of Senator Pippy.

Congratulations of the Senate were extended to Eric Petrosky, Heather Imel, Krista Jobe, Leann Stubbs, Alesha Shumar, Katie Lynn, Andrea Romansky and to Jennifer Detar by Senator Kukovich.

Congratulations of the Senate were extended to Mr. and Mrs. Jerv Boughton, Mr. and Mrs. O. W. Winkelblech, Joseph Karl Peterson, Carmela M. Cillo, Joseph M. Lownes, Robert A. Widell III and to Jacob D. Waters by Senator Madigan.

Congratulations of the Senate were extended to Dunmore Knights of Columbus, Dunmore Council No. 3635, by Senator Mellow.

Congratulations of the Senate were extended to the Berks Area Reading Transportation Authority (BARTA) by Senator O'Pake.

Congratulations of the Senate were extended to Mr. and Mrs. Frederic Salazar and to Betty Kalakowski by Senator Orie.

Congratulations of the Senate were extended to Mr. and Mrs. William Strickler, Reverend James H. Simmons III, Agnes Begani and to Child Evangelism Fellowship of Eastern Pennsylvania, Inc., by Senator Piccola.

Congratulations of the Senate were extended to Kendal at Longwood by Senator Pileggi.

Congratulations of the Senate were extended to Chapter 1063 of the National Association of Retired Federal Employees (NARFE) by Senator Punt.

Congratulations of the Senate were extended to Sean Tapscott by Senator Rafferty.

Congratulations of the Senate were extended to Dr. William T. Grier, Jr., William M. Wright, Herman Whiteman and to the Brandywine Valley YMCA by Senators Rafferty and Thompson.

Congratulations of the Senate were extended to Honorable John D. W. Reiley, Joseph Wertz, Jr., Anna Mary Wertz Casserly, John Alan Magluilo and to Cassandra Andregic by Senator Rhoades.

Congratulations of the Senate were extended to Jill Gevin, Benjamin C. Fonzo, Brian K. Clark, Dominick A. Russo, Magdeline E. Banic and to the Community Food Warehouse of the Shenango Valley by Senator Robbins.

Congratulations of the Senate were extended to Peter McPhillips and to Lawrence Spiegel by Senator Stack.

Congratulations of the Senate were extended to Mr. and Mrs. D. Carey Polan, Mr. and Mrs. Joseph Batove, Mr. and Mrs. Harry Ritchie, Mr. and Mrs. Joseph Horency, Mr. and Mrs. John

Fallecker, Mr. and Mrs. Herbert Hughes, Mr. and Mrs. Carmen Calabro, Mr. and Mrs. Frank Chuppetta, Maude Guthrie Fordyce, Hazel M. Kerr, Freda A. Brock, Myrtle Dunn, Agnes Cindric Uremovich and to the Enlow Fork Mine Rescue Team by Senator Stout.

Congratulations of the Senate were extended to Sylvester Johnson, Margaret M. Tartaglione and to Dave Davis by Senator Tartaglione.

Congratulations of the Senate were extended to the Honorable Jacqueline Carroll Cody by Senator Thompson and others.

Congratulations of the Senate were extended to General Machine Products Company, Inc., of Feasterville, by Senator Tomlinson.

Congratulations of the Senate were extended to Upper Merion Township and the King of Prussia Mall by Senator C. Williams.

Congratulations of the Senate were extended to Joseph Tarantino, Jr., by Senator C. Williams and others.

Congratulations of the Senate were extended to Dr. Frank D'Agostino and to Larry Holmes by Senators Wonderling, Dent, and Boscola.

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 James P. Allen by Senator Kitchen.

Condolences of the Senate were extended to the family of the late William Edinger, Jr., and to the family of the late Mary Locher by Senator Orié.

Condolences of the Senate were extended to the family of the late Alberta Lewis by Senator Piccola.

BILL SIGNED

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

SB 164.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, OCTOBER 21, 2003

9:30 A.M.	FINANCE (to consider Senate Bills No. 106, 200, 763, 820 and 924; and House Bills No. 85, 197, 225, 521, 774 and 1854)	Room 8E-A East Wing
10:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (informational briefing on Pennsylvania's Statewide emergency preparedness initiatives)	Room 461 Main Capitol
11:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider House Bill No. 1000 with	Room 8E-A East Wing

amendment; and any other business that may come before the Committee)

Off the Floor	APPROPRIATIONS (to consider House Bills No. 44, 485, 1133 and 1426)	Rules Com. Conf. Room
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Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 80; Senate Resolution No 163; and certain executive nominations)	Rules Com. Conf. Room
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WEDNESDAY, OCTOBER 22, 2003

10:30 A.M.	LABOR AND INDUSTRY (to consider House Bill No. 88; and any other business that may come before the Committee)	Rules Com. Conf. Room
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TUESDAY, OCTOBER 28, 2003

11:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (public hearing to consider the nomination of the Hon. William R. Lloyd as Small Business Advocate)	Room 8E-A East Wing
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12:30 P.M.	JUDICIARY (public hearing and committee meeting to consider the nominations of Michael L. Green, Wyncote, and Jeffrey Imboden, Lebanon, to the PA Board of Probation and Parole; and House Bill No. 46)	Room 8E-B East Wing
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THURSDAY, OCTOBER 30, 2003

10:30 A.M.	LAW AND JUSTICE (public hearing on Senate Bill No. 290; and any other business that may come before the Committee) <u>CANCELLED</u>	Council Cranberry Twp., 2525 Rochester Rd. Cranberry Township
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THURSDAY, NOVEMBER 13, 2003

10:00 A.M.	LABOR AND INDUSTRY (public hearing on the loss of manufacturing jobs in PA)	DuBois
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RECESS

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

Senator BRIGHTBILL. Madam President, I move that the Senate recess to the call of the President pro tempore.

The PRESIDENT. Senator Brightbill moves that the Senate recess to the call of the President pro tempore.

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

Senator O'PAKE. Madam President, could we be at ease.

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

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

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

The PRESIDENT. The Senate will stand in recess to the call of the President pro tempore.

AFTER RECESS

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

**SPECIAL ORDER OF BUSINESS
ANNOUNCEMENTS BY THE SECRETARY**

The SECRETARY. Consent has been given for the following committee meetings to occur during today's Session: The Committee on Consumer Protection and Licensure to consider House Bill No. 1000, the Committee on Veterans Affairs and Emergency Preparedness to hold a public hearing, and the Committee on Finance to consider Senate Bills No. 924, 106, 763, 820, 200, House Bills No. 225, 85, 521, 774, 1854, and 197.

BILL REPORTED FROM COMMITTEE

Senator TOMLINSON, from the Committee on Consumer Protection and Professional Licensure, reported the following bill:

HB 1000 (Pr. No. 2823) (Amended)

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, further providing for licensing requirements and penalties.

BILL ON FIRST CONSIDERATION

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

The motion was agreed to.

The bill was as follows:

HB 1000.

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. Senator Ferlo has returned, and his legislative leave is cancelled.

**SPECIAL ORDER OF BUSINESS
FORMER MEMBER PRESENTED
TO THE SENATE**

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

Senator MELLOW. Madam President, we are honored today to have Senator Jeanette Reibman of the 18th Senatorial District, a former Member of the Pennsylvania Senate, spend some time with us and visit us. I am going to ask Senator Reibman if she would just say a few words, but before I do, I would like to say a few things.

First, Senator Reibman served 28 years here as a Member of the Pennsylvania Senate, and she served 10 years as a Member

of the House of Representatives. Every innovative piece of legislation over the past half century that we dealt with here in the Senate, or in the General Assembly as a whole, Senator Reibman played some part in developing those very important pieces of legislation. When she was here, we referred to Senator Reibman not only as a Senator, but also as the lady of the Senate, because she is an outstanding individual. She and her husband, Nathan, spent a lot of time with us, and I cannot tell you how my heart goes out to her for what kind of person she is, what a great mentor she was to me personally, and what an outstanding elected public official she was for Pennsylvania.

So, I would like to introduce Senator Reibman and ask her to say a few words.

(Applause.)

Senator REIBMAN. Thank you very much, Senator Mellow. It is a pleasure really for me to come back here and see so many of my colleagues who have served a long time, almost as much as me. It is nice to come back and see you all, and it is also nice to be able to see. Your introduction, Senator Mellow, sounded almost like a eulogy. I am not there yet. I am still very active in some political activity, not as much as I used to be. I am not as young as I want to be, but I am not as old as I am. So, it is a very great pleasure for me to come back and see you.

I would like to suggest, if I may, I served here, as Senator Mellow said, for a long time, more than a quarter of a century. It sounds like a long time, does it not? And you know, you can survive. You can survive all of this if really you do the people's business. I am one of the people now, and I am very much in touch with the people in my area, and I know that they want the people's business done. So I wish you good luck, and I wish that you all will have as wonderful a career as I had here.

Thank you so much.

(Applause.)

The PRESIDENT. Thank you, Senator Reibman.

HOUSE MESSAGE**HOUSE CONCURS IN SENATE AMENDMENTS
BY AMENDING SAID AMENDMENTS
TO HOUSE BILL**

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate by amending said amendments to **HB 200**, in which concurrence of the Senate is requested.

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

ADJOURNMENT

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

Senator BRIGHTBILL. Madam President, I move that the Senate do now adjourn until Tuesday, October 21, 2003, at 3:20 p.m., Eastern Daylight Saving Time.

The motion was agreed to by voice vote.

The Senate adjourned at 11:59 p.m., Eastern Daylight Saving time.