

COMMONWEALTH OF PENNSYLVANIA  
**Legislative Journal**

MONDAY, FEBRUARY 2, 2004

SESSION OF 2004 188TH OF THE GENERAL ASSEMBLY

No. 6

**SENATE**

MONDAY, February 2, 2004

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

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

**PRAYER**

The Chaplain, Reverend DAVID BISER, of Colonial Park United Methodist Church, Harrisburg, offered the following prayer:

Let us pray.

Dear Heavenly Father, we come before You today, and You alone, with grateful hearts and outstretched hands. You are the mighty and all-knowing God of the universe, and yet You grace us with Your presence here today, and so we offer You our thanks. We are forever in Your mercy, and Your kindness extends to us without limits. Your discerning eye probes into the business we have before us in this place today.

Guide each Member of the Senate assembled here today and bring Your divine wisdom and knowledge to bear on all that takes place in their minds, their hearts, and from their lips. We bring to Your throne those who need Your care this day, for they are upon our hearts. Be with our President of the United States, bless and keep him and all those who lead our great nation. Be present in the lives of our military men and women stationed in the States and abroad, and especially we lift to You those who are in harm's way this day.

Bring Your presence to our Governor in powerful ways, that he might know Your divine direction as he leads our Commonwealth. Watch over all we do and say in this place, Lord, and bring Your peace to our hearts, our land, and this world. In the name of Your Son, our Savior, Jesus Christ, we pray. Amen.

The PRESIDENT. The Chair thanks Reverend Biser, who is the guest today of Senator Piccola.

**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 January 27, 2004.

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

**COMMUNICATIONS FROM THE GOVERNOR**

**APPROVAL OF SENATE BILL**

The PRESIDENT laid before the Senate communication in writing from His Excellency, the Governor of the Commonwealth, advising that the following Senate Bill had been approved and signed by the Governor:

**SB 877.**

**RECALL COMMUNICATIONS  
REFERRED TO COMMITTEE**

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

**MEMBER OF THE PENNSYLVANIA DRUG,  
DEVICE AND COSMETIC BOARD**

January 28, 2004

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 November 6, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Keldeen Stambaugh, Harrisburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE ADAMS COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 October 31, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Adams County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Carole Wolf-Siliezar, Hanover, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE BRADFORD COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 20, 2003, for the appointment of Nina Tinari, 6401 Church Road, Philadelphia 19151, Philadelphia County, Seventh Senatorial District, as a member of the Bradford County Board of Assistance, to serve until December 31, 2004, and until her successor is appointed and qualified, vice John Brenchley, Canton, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE CARBON COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 20, 2003, for the appointment of Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Fifteenth Senatorial District, as a member of the Carbon County Board of Assistance, to serve until December 31, 2003, and until her successor is appointed and qualified, vice William Shirar, Lehighton, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE CENTRE COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 18, 2003, for the appointment of Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Fifteenth Senatorial District, as a member of the Centre County Board of Assistance, to serve until December 31, 2003, and until her successor is appointed and qualified, vice Paul Houck, State College, deceased.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE MCKEAN COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 18, 2003, for the appointment of B. J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, as a member of the McKean County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Marcia Shuman, Rixford, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE MCKEAN COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 18, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the McKean County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Shirley Reed, Eldred, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 20, 2003, for the appointment of Nicole Carter, 301 Chestnut Street, Apartment 1213, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2005 and until her successor is appointed and qualified, vice Walter Matthews, Sharon, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 20, 2003, for the appointment of B. J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Janet McDougall, Grove City, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 20, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2005, and until his successor is appointed and qualified, vice David Immonen, Greenville, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE UNION COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 13, 2003, for the appointment of Nicole Carter, 301 Chestnut Street, Apartment 1213, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, as a member of the Union County Board of Assistance, to serve until December 31, 2005 and until her successor is appointed and qualified, vice W. Earl Dieffenderfer, Lewisburg, resigned.

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

EDWARD G. RENDELL  
Governor

**HOUSE MESSAGES**

**HOUSE CONCURS IN SENATE 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 to **HB 696**.

**HOUSE BILL FOR CONCURRENCE**

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

January 30, 2004

**HB 2046** -- Committee on Judiciary.

**BILLS INTRODUCED AND REFERRED**

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

January 30, 2004

Senators WONDERLING, M. WHITE, STACK and COSTA presented to the Chair **SB 1009**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for exclusions from hotel occupancy tax.

Which was committed to the Committee on FINANCE, January 30, 2004.

Senators KUKOVICH, MELLOW, BOSCOLA, COSTA, KASUNIC, LAVALLE, LOGAN, MUSTO, O'PAKE, SCHWARTZ, TARTAGLIONE, C. WILLIAMS and STACK presented to the Chair **SB 1010**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for reapportioning and redistricting the Commonwealth of Pennsylvania.

Which was committed to the Committee on RULES AND EXECUTIVE NOMINATIONS, January 30, 2004.

Senators LAVALLE, TARTAGLIONE, STOUT, EARLL, KITCHEN, COSTA, RAFFERTY, WONDERLING, BOSCOLA, STACK, SCHWARTZ, WAGNER, GORDNER, O'PAKE, HUGHES, FERLO and PIPPY presented to the Chair **SB 1011**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, January 30, 2004.

Senators GORDNER, M. WHITE, MADIGAN, D. WHITE, ERICKSON, PICCOLA, WENGER, RHOADES, TOMLINSON, LEMMOND, MOWERY, WAUGH, BOSCOLA, BRIGHTBILL, CORMAN, ORIE, PIPPY, THOMPSON, EARLL, GREENLEAF and RAFFERTY presented to the Chair **SB 1012**, entitled:

An Act authorizing submission of a question to the electorate pertaining to incurring certain indebtedness; and provisionally authorizing the incurring of debt for water and wastewater treatment projects.

Which was committed to the Committee on APPROPRIATIONS, January 30, 2004.

Senators LEMMOND, ARMSTRONG, M. WHITE, EARLL, MUSTO, RAFFERTY, MADIGAN, WONDERLING and WENGER presented to the Chair **SB 1013**, entitled:

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, further providing for retainage and for performance by contractor or subcontractor.

Which was committed to the Committee on STATE GOVERNMENT, January 30, 2004.

## GENERAL COMMUNICATIONS

### ANNUAL REPORT OF THE ORGAN DONATION ADVISORY COMMITTEE

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

COMMONWEALTH OF PENNSYLVANIA  
Department of Health  
Post Office Box 90  
Harrisburg, PA 17108

January 27, 2004

Mr. Mark R. Corrigan  
Secretary of the Senate  
462 Main Capitol  
Harrisburg, PA 17120

Dear Mr. Corrigan:

I am pleased to submit the 2003 Annual Report of the Organ Donation Advisory Committee, as mandated by Act 102 of 1994. I hope you find it informative.

Please contact Michael Yantis, Acting Director of the Office of Legislative Affairs, at 783-3985 if you have any questions regarding this report or any other Department of Health issue.

Sincerely,

CALVIN B. JOHNSON, M.D.,  
Secretary

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

### ANNUAL REPORT OF THE INSURANCE COMMISSIONER PURSUANT TO THE MOTOR VEHICLE FINANCIAL RESPONSIBILITY LAW

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

COMMONWEALTH OF PENNSYLVANIA  
Insurance Department  
1326 Strawberry Square  
Harrisburg, PA 17120

January 30, 2004

Mark R. Corrigan, Secretary  
Senate of Pennsylvania  
462 Main Capitol  
Harrisburg, PA 17120

Dear Mr. Corrigan:

Section 1723 of Title 75 (Motor Vehicle Financial Responsibility Law) requires the Insurance Department to make an annual report to the General Assembly on various auto insurance statistics. Specifically, the Law states, "Beginning December 31, 1986, and each year thereafter, each insurance company writing automobile insurance in this Commonwealth shall file with the Insurance Department the number of its insureds, the number of its insureds who have purchased first party medical benefits in excess of the minimum required by §1711 (relating to required limits), and the number of insureds who have purchased first party medical benefits under §1715(a)(1) and (1.1) (relating to availability of adequate limits). The Insurance Department shall furnish this information to the General Assembly annually."

Accordingly, please find attached the following report that I am submitting to the General Assembly in compliance with this statutory requirement. The information contained in the report is the most recent data available.

Should any questions arise regarding the figures listed or the illustrative charts, members should feel free to contact me or Deputy Commissioner Randy Rohrbaugh.

As always, thank you for your assistance in distributing this report on my behalf.

Sincerely,

M. DIANE KOKEN  
Insurance Commissioner

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

### STATUS REPORT OF THE CATASTROPHIC LOSS BENEFITS CONTINUATION FUND

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

COMMONWEALTH OF PENNSYLVANIA  
Insurance Department  
1326 Strawberry Square  
Harrisburg, PA 17120

Date: January 16, 2004

To: Ted Mazia, Chief Clerk  
House of Representatives

Mark R. Corrigan, Secretary  
Senate of Pennsylvania

From: M. DIANE KOKEN, Commissioner  
Insurance Department

MICHAEL MASCH, Secretary  
Office of the Budget

Subject: Annual Report of the Status of the Catastrophic Loss  
Benefits Continuation Fund

In accordance with Act 24 of 1989, the Insurance Department is submitting to the General Assembly the annual report on the status of the Catastrophic Loss Benefits Continuation Fund and the unfunded liability of the Catastrophic Loss Trust Fund.

Thank you for distributing the report on behalf of the Insurance Department.

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

**APPOINTMENTS BY THE PRESIDENT PRO TEMPORE**

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

Honorable Richard A. Tilghman to the Governing Board of the Pennsylvania Convention Center Authority.

Mr. Thomas S. Buzby as a member of the Conservation and Natural Resources Advisory Council.

**LEGISLATIVE LEAVES**

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

Senator BRIGHTBILL. Madam President, I ask for legislative leaves for Senator Greenleaf, Senator Mary Jo White, Senator Wonderling, and Senator Punt.

The PRESIDENT. Senator Brightbill requests legislative leaves for Senator Greenleaf, Senator Mary Jo White, Senator Wonderling, and Senator Punt. Without objection, the leaves will be granted.

The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

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

The PRESIDENT. Senator Mellow requests legislative leaves for Senator Stout and Senator Tartaglione. Without objection, the leaves will be granted.

**SENATE CONCURRENT RESOLUTION**

**JOINT SESSION**

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

In the Senate, February 2, 2004

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session, Tuesday, February 3, 2004, at 11:30 a.m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, Governor Edward G. Rendell; and be it further

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

On the question,  
Will the Senate adopt the resolution?

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

**YEA-49**

Armstrong	Hughes	Piccola	Tomlinson
Boscola	Jubelirer	Pileggi	Wagner
Brightbill	Kasunic	Pippy	Waugh
Conti	Kitchen	Punt	Wenger
Corman	Kukovich	Rafferty	White, Donald
Costa	LaValle	Rhoades	White, Mary Jo
Dent	Lemmond	Robbins	Williams, Anthony H.

Earll	Madigan	Scarnati	Williams, Constance
Erickson	Mellow	Schwartz	Wonderling
Ferlo	Mowery	Stack	Wozniak
Fumo	Musto	Stout	
Gordner	O'Pake	Tartaglione	
Greenleaf	Orie	Thompson	

**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.

**PERMISSION TO ADDRESS**

The PRESIDENT. For the purpose of the weather report, the Chair recognizes the gentleman from Jefferson, Senator Scarnati.

Senator SCARNATI. Madam President, for those Members who were not up early this morning, I want you to all know, for clarification, as the Senator who represents Punxsutawney, that the groundhog has predicted more winter weather. Surprise, surprise. So thank you very much. We hope to have further reports as we go on. Have a good day.

**LEGISLATIVE LEAVE**

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

Senator MELLOW. Madam President, I request a legislative leave for Senator Logan.

The PRESIDENT. Senator Mellow requests a legislative leave for Senator Logan. Without objection, the leave is granted.

**RECESS**

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

Senator BRIGHTBILL. Madam President, I ask for a recess of the Senate, first for the purpose of a meeting of the Committee on Appropriations, which will begin immediately in the Rules room to the rear of the Chamber, to be followed by a caucus. After caucus, we will return to the floor to continue to do our business for the day.

The PRESIDENT. Senator Brightbill requests a recess for the purposes of a meeting of the Committee on Appropriations, to be followed by a Republican caucus.

The Chair recognizes the gentleman from Lackawanna, Senator Mellow.

Senator MELLOW. Madam President, upon conclusion of the meeting of the Committee on Appropriations, I request that the Democratic Members report to our caucus room in the rear of the Chamber.

The PRESIDENT. Senator Mellow requests that at the conclusion of the meeting of the Committee on Appropriations, the Democratic Members report to their caucus room for their meeting. 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 COMMITTEE**

Senator THOMPSON, from the Committee on Appropriations, reported the following bills:

**SB 769 (Pr. No. 1379) (Amended) (Rereported)**

An Act providing for immunization against the influenza virus and pneumococcal disease for elderly persons.

**SB 922 (Pr. No. 1187) (Rereported)**

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for custodial care facilities.

**SB 1012 (Pr. No. 1378) (Amended)**

An Act providing for submission of a question to the electorate authorizing incurring indebtedness for water and wastewater treatment projects.

**HB 1423 (Pr. No. 3233) (Amended) (Rereported)**

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing, in adoption, for voluntary relinquishment to adults, for an alternative procedure, for reports of intention and for consent.

**HB 1733 (Pr. No. 3230) (Amended) (Rereported)**

An Act amending Titles 53 (Municipalities Generally) and 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, reenacting the codification of provisions on the Pennsylvania Convention Center Authority; further providing for definitions, for the governing board, for general purposes and powers, for bond purposes and powers, for authority money, for expansion financing and for award of contracts; providing for convention center performance audits and for the Pennsylvania Convention Center Assistance Fund; making conforming amendments; and making related repeals.

**COMMUNICATIONS FROM THE GOVERNOR****NOMINATIONS REFERRED TO COMMITTEE**

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

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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, John A. Dawkins, III, 8807 Carlisle Road, Wyndmoor 19038, Montgomery County, Seventh Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice David E. Barenfeld, Ellwood City, serves at the pleasure of the Governor.

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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, Abbe Fletman, 422 West Price Street, Philadelphia 19144, Philadelphia County, Third Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2005, and until her successor is appointed and qualified, vice Kenneth L. Tepper, Philadelphia, serves at the pleasure of the Governor.

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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, Tom Knox, 1830 Rittenhouse Square, Philadelphia 19103, Philadelphia County, First Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2006, and until his successor is appointed and qualified, vice John P. Kameen, Forest City, serves at the pleasure of the Governor.

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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, Frank Mascara, 831 Lincoln Avenue, Charleroi 15022, Washington County, Thirty-second Senatorial District, for appointment as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice Timothy M. Pulte, Glen Mills, serves at the pleasure of the Governor.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF SOCIAL  
WORKERS, MARRIAGE AND FAMILY THERAPISTS  
AND PROFESSIONAL COUNSELORS

February 2, 2004

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, Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Fifteenth Senatorial District, for appointment as a member of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve until July 31, 2005, and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Grace Bohr, Scranton, resigned.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 Block, 517 South Sixth Street, Unit C, Philadelphia 19147, Philadelphia County, First Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice, William R. Davis, Greensburg, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 A. Brackeen, III, 8407 Newbold Lane, Laverock 19038, Montgomery County, Seventh Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice, Alfonso Frioni, Jr., Esquire, Mount Lebanon, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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, Harold V. Fergus, Jr., 102 LeMoyn Avenue, Washington 15301, Washington County, Forty-sixth Senatorial District, for reappointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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, Robert Krebs, 3235 Comanche Road, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Herbert W. Hoffman, Esquire, Harrisburg, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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, John C. McFadden, 140 Woodhill Lane, Media 19063, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, add to complement.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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, Henry Lee Moore, 265 Montana Street, Irwin 15642, Westmoreland County, Thirty-ninth Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice, Daniel R. Fleck, Thornburg, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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, Thomas E. Reiber, 1318 Perry Highway, Portersville 16051, Butler County, Twenty-first Senatorial District, for appointment as a member of the Workers' Compensation

Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Joseph P. Santone, Erie, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD**

February 2, 2004

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 Harry Schwartz, 461 Pinewood Road, Philadelphia 19116, Philadelphia County, Fifth Senatorial District, for reappointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD**

February 2, 2004

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Lisa A. Watkins, 1220 Ricewynn Road, Wyncote 19095, Montgomery County, Fourth Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Robert T. McIntyre, Scranton, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD**

February 2, 2004

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, Delores Wilson, 1901 JFK Boulevard, Apartment 1519, Philadelphia 19103, Philadelphia County, First Senatorial District, for reappointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD**

February 2, 2004

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, James Young, 2038 Susquehanna Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Gail L. O'Neal, Middletown, whose term expired.

EDWARD G. RENDELL  
Governor

**RECALL COMMUNICATIONS  
REFERRED TO COMMITTEE**

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

**MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY**

February 2, 2004

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 October 27, 2003, for the appointment of John A. Dawkins, III, 8807 Carlisle Road, Wyndmoor 19038, Montgomery County, Seventh Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice David E. Barenfeld, Ellwood City, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY**

February 2, 2004

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 October 27, 2003, for the appointment of Abbe Fletman, 422 West Price Street, Philadelphia 19144, Philadelphia County, Third Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2005, and until her successor is appointed and qualified, vice Kenneth L. Tepper, Philadelphia, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY**

February 2, 2004

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 October 27, 2003, for the appointment of Tom Knox, 1830 Rittenhouse Square, Philadelphia 19103, Philadelphia County, First Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2006, and until his successor is appointed and qualified, vice John P. Kameen, Forest City, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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 October 27, 2003, for the appointment of Frank Mascara, 831 Lincoln Avenue, Charleroi 15022, Washington County, Thirty-second Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice Timothy M. Pulte, Glen Mills, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Richard Block, 517 South Sixth Street, Unit C, Philadelphia 19147, Philadelphia County, First Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice William R. Davis, Greensburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Samuel A. Brackeen,

III, 8407 Newbold Lane, Laverock 19038, Montgomery County, Seventh Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Alfonso Frioni, Jr., Esquire, Mount Lebanon, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Harold V. Fergus, Jr., 102 LeMoyne Avenue, Washington 15301, Washington County, Forty-sixth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Robert Krebs, 3235 Comanche [sic] Road, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Herbert W. Hoffman, Esquire, Harrisburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of John C. McFadden, 140 Woodhill Lane, Media 19062, Delaware County, Twenty-sixth Senatorial District, as a member of the Workers' Compensation Appeal

Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, add to complement.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Henry Lee Moore, 265 Montana Street, Irwin 15642, Westmoreland County, Thirty-ninth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice, Daniel R. Fleck, Thornburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Thomas Reiber, 1318 Perry Highway, Portersville 16051, Butler County, Twenty-first Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Joseph P. Santone, Erie, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of The Honorable Harry Schwartz, 461 Pinewood Road, Philadelphia 19116, Philadelphia County, Fifth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Lisa A. Watkins, 1220 Ricewynn Road, Wyncote 19095, Montgomery County, Fourth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Robert T. McIntyre, Scranton, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Delores Wilson, 1901 JFK Boulevard, Apartment 1519, Philadelphia 19103, Philadelphia County, First Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of James Young, 2038 Susquehanna Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Gail L. O'Neal, Middletown, whose term expired.

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

EDWARD G. RENDELL  
Governor

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

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

**HB 1733 (Pr. No. 3230)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 53 (Municipalities Generally) and 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, reenacting the codification of provisions on the Pennsylvania Convention Center Authority; further providing for definitions, for the governing board, for general purposes and powers, for bond purposes and powers, for authority money, for expansion financing and for award of contracts; providing for convention center performance audits and for the Pennsylvania Convention Center Assistance Fund; making conforming amendments; and making related repeals.

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-50

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

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.

**CALENDAR**

**THIRD CONSIDERATION CALENDAR**

BILLS OVER IN ORDER

**HB 514** and **HB 709** -- Without objection, the bills were passed over in their order at the request of Senator BRIGHTBILL.

BILL LAID ON THE TABLE

**SB 799 (Pr. No. 1316)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the responsibilities of the Pennsylvania State Police regarding criminal history background reports for persons participating in harness or horse racing.

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

BILL OVER IN ORDER

**HB 1206** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

BILL AMENDED

**HB 1654 (Pr. No. 3184)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for funding for an education and training program for municipal inspectors; establishing the Municipal Inspector Training Account; providing for expenditures from the account; and making repeals.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BRIGHTBILL, on behalf of Senator THOMPSON, offered the following amendment No. A0138:

Amend Title, page 1, line 2, by striking out "inspectors" and inserting: code officials

Amend Title, page 1, line 2, by striking out "INSPECTOR" and inserting: code official

Amend Sec. 1, page 1, line 8, by inserting after "the": Uniform Construction Code

Amend Sec. 2, page 1, line 9, by striking out "Inspector"

Amend Sec. 2, page 1, by inserting between lines 15 and 16:

"Municipal code official." An individual employed by a municipality or a third party agency under contract to a municipality that is or will be certified by the Department of Labor and Industry under the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, to perform plan review of construction documents, inspect construction or administer and enforce codes and regulations under the Pennsylvania Construction Code Act or related acts.

Amend Sec. 3, page 2, line 18, by striking out "INSPECTOR" and inserting: code official

Amend Sec. 3, page 2, line 20, by striking out "INSPECTOR" and inserting: code official

Amend Sec. 3, page 2, line 26, by striking out "PURPOSES" and inserting: purpose

Amend Sec. 3, page 2, line 27, by striking out all of said line and inserting: code officials provided by the Pennsylvania Construction Codes Academy.

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 OVER IN ORDER

**HB 1927** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

## SECOND CONSIDERATION CALENDAR

## BILL OVER IN ORDER

**SB 815** -- Without objection, the bill was passed over in its order at the request of Senator BRIGHTBILL.

## BILL ON SECOND CONSIDERATION

**HB 2027 (Pr. No. 2704)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 24, 1945 (P.L.991, No.385), known as the Urban Redevelopment Law, further providing for appointment and qualifications of members of authority.

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

## RECESS

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

Senator BRIGHTBILL. Madam President, I request a 10- or 15-minute recess for the purpose of a meeting of the Committee on Rules and Executive Nominations, which will be held immediately in the room to the rear of the Chamber. When we return, we have a Supplemental Calendar with I believe one or two bills to run.

The PRESIDENT. Without objection, the Senate stands in recess.

## AFTER RECESS

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

## BILL REPORTED FROM COMMITTEE

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

**SB 279 (Pr. No. 1061) (Rereported) (Concurrence)**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for display of registration plate; providing for a special motorcycle registration plate for veterans; further providing for automated red light enforcement systems in first class cities, for enumeration of police powers and for certain surcharges; and prescribing a penalty.

## RESOLUTION REPORTED FROM COMMITTEE

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

**SR 98 (Pr. No. 1377) (Amended) (Rereported) (Concurrence)**

A Concurrent Resolution urging the Congress of the United States to increase the annual Federal capitalization grant to the Clean Water State Revolving Fund and expand eligibility to it to better address the tremendous needs across the United States and the Commonwealth of Pennsylvania.

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

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

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

MEMBER OF THE PENNSYLVANIA DRUG,  
DEVICE AND COSMETIC BOARD

January 28, 2004

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 November 6, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Keldeen Stambaugh, Harrisburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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 October 27, 2003, for the appointment of John A. Dawkins, III, 8807 Carlisle Road, Wyndmoor 19038, Montgomery County, Seventh Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice David E. Barenfeld, Ellwood City, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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 October 27, 2003, for the appointment of Abbe Fletman, 422 West Price Street, Philadelphia 19144, Philadelphia County, Third Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2005, and until her successor is appointed and qualified, vice Kenneth L. Tepper, Philadelphia, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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 October 27, 2003, for the appointment of Tom Knox, 1830 Rittenhouse Square, Philadelphia 19103, Philadelphia County, First Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2006, and until his successor is appointed and qualified, vice John P. Kameen, Forest City, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE PENNSYLVANIA  
INDUSTRIAL DEVELOPMENT AUTHORITY

February 2, 2004

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 October 27, 2003, for the appointment of Frank Mascara, 831 Lincoln Avenue, Charleroi 15022, Washington County, Thirty-second Senatorial District, as a member of the Pennsylvania Industrial Development Authority, to serve until July 24, 2004, and until his successor is appointed and qualified, vice Timothy M. Pulte, Glen Mills, serves at the pleasure of the Governor.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Richard Block, 517 South Sixth Street, Unit C, Philadelphia 19147, Philadelphia County, First Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice William R. Davis, Greensburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Samuel A. Brackeen, III, 8407 Newbold Lane, Laverock 19038, Montgomery County, Seventh Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Alfonso Frioni, Jr., Esquire, Mount Lebanon, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS' COMPENSATION  
APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Harold V. Fergus, Jr., 102 LeMoyne Avenue, Washington 15301, Washington County, Forty-sixth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Robert Krebs, 3235 Comanche [sic] Road, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Herbert W. Hoffman, Esquire, Harrisburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of John C. McFadden, 140 Woodhill Lane, Media 19062, Delaware County, Twenty-sixth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, add to complement.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Henry Lee Moore, 265 Montana Street, Irwin 15642, Westmoreland County, Thirty-ninth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice, Daniel R. Fleck, Thornburg, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Thomas Reiber, 1318 Perry Highway, Portersville 16051, Butler County, Twenty-first Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Joseph P. Santone, Erie, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of The Honorable Harry Schwartz, 461 Pinewood Road, Philadelphia 19116, Philadelphia County, Fifth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Lisa A. Watkins, 1220 Ricewynn Road, Wyncote 19095, Montgomery County, Fourth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified, vice Robert T. McIntyre, Scranton, whose term expired.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD

February 2, 2004

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 October 27, 2003, for the appointment of Delores Wilson, 1901 JFK Boulevard, Apartment 1519, Philadelphia 19103, Philadelphia County, First Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until her successor is appointed and qualified.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE WORKERS'  
COMPENSATION APPEAL BOARD**

February 2, 2004

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 October 27, 2003, for the appointment of James Young, 2038 Susquehanna Street, Harrisburg 17102, Dauphin County, Fifteenth Senatorial District, as a member of the Workers' Compensation Appeal Board, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Gail L. O'Neal, Middletown, whose term expired.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE ADAMS COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 October 31, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Adams County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Carole Wolf-Siliezar, Hanover, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE BRADFORD COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 20, 2003, for the appointment of Nina Tinari, 6401 Church Road, Philadelphia 19151, Philadelphia County, Seventh Senatorial District, as a member of the Bradford County Board of

Assistance, to serve until December 31, 2004, and until her successor is appointed and qualified, vice John Brenchley, Canton, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE CARBON COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 20, 2003, for the appointment of Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Fifteenth Senatorial District, as a member of the Carbon County Board of Assistance, to serve until December 31, 2003, and until her successor is appointed and qualified, vice William Shirar, Lehigh, resigned.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE CENTRE COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 18, 2003, for the appointment of Stephanie Moore, 40 Red Barberry Drive, Etters 17319, York County, Fifteenth Senatorial District, as a member of the Centre County Board of Assistance, to serve until December 31, 2003, and until her successor is appointed and qualified, vice Paul Houck, State College, deceased.

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

EDWARD G. RENDELL  
Governor

**MEMBER OF THE MCKEAN COUNTY  
BOARD OF ASSISTANCE**

January 28, 2004

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 November 18, 2003, for the appointment of B. J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, as a member of the McKean County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Marcia Shuman, Rixford, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MCKEAN COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 18, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the McKean County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Shirley Reed, Eldred, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 20, 2003, for the appointment of Nicole Carter, 301 Chestnut Street, Apartment 1213, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2005 and until her successor is appointed and qualified, vice Walter Matthews, Sharon, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 20, 2003, for the appointment of B. J. Clark, 611 East Darby Road, Havertown 19083, Delaware County, Seventeenth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2004, and until his successor is appointed and qualified, vice Janet McDougall, Grove City, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE MERCER COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 20, 2003, for the appointment of Sam Cohn, 491 Hillside Drive, Mountville 17554, Lancaster County, Thirty-sixth Senatorial District, as a member of the Mercer County Board of Assistance, to serve until December 31, 2005, and until his successor is appointed and qualified, vice David Immonen, Greenville, resigned.

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

EDWARD G. RENDELL  
Governor

MEMBER OF THE UNION COUNTY  
BOARD OF ASSISTANCE

January 28, 2004

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 November 13, 2003, for the appointment of Nicole Carter, 301 Chestnut Street, Apartment 1213, Harrisburg 17101, Dauphin County, Fifteenth Senatorial District, as a member of the Union County Board of Assistance, to serve until December 31, 2005 and until her successor is appointed and qualified, vice W. Earl Dieffenderfer, Lewisburg, resigned.

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

EDWARD G. RENDELL  
Governor

**NOMINATIONS RETURNED TO THE GOVERNOR**

Senator ROBBINS. Madam President, I move that the nominations 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 nominations 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 COUNCIL OF TRUSTEES OF  
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA  
OF THE STATE SYSTEM OF HIGH EDUCATION

January 6, 2004

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 A. Christofer, 1049 Rose Avenue, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of



Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Gary B. Rose, Sharon, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE COUNCIL OF TRUSTEES OF  
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA  
OF THE STATE SYSTEM OF HIGH EDUCATION**

January 6, 2004

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, Robert S. Taylor, Esquire, P.O. Box 1010, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Rex A. Martin, Mercer, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS**

October 29, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward J. Little, P.O. Box 414, Murrys ville 15668, Westmoreland County, Forty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Lee Kachel, Mohnton, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE DELAWARE COUNTY  
COUNTY BOARD OF ASSISTANCE**

December 22, 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, Patricia Townsend, (Democrat), 1036 N. Academy Avenue, Glenolden 19036, Delaware County, Eighth Senatorial District, for appointment as a member of the Delaware County Board of Assistance, to serve until December 31, 2005, and until her successor is appointed and qualified, add to complement.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE HUNTINGDON COUNTY  
BOARD OF ASSISTANCE**

November 10, 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, Beverly J. Gusler, (Republican), P.O. Box 35, James Creek 16657, Huntingdon County, Thirtieth Senatorial District, for appointment as a member of the Huntingdon County Board of Assistance, to serve until December 31, 2006, and until her successor is appointed and qualified, vice Ann H. Hohman, Huntingdon, whose term expired.

EDWARD G. RENDELL  
Governor

**MEMBER OF THE HUNTINGDON COUNTY  
BOARD OF ASSISTANCE**

November 10, 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, Joann Condellone Slattery, (Democrat), HCR 71, 169A, Hustontown 17229, Fulton County, Thirtieth Senatorial District, for appointment as a member of the Huntingdon County Board of Assistance, to serve until December 31, 2005, and until her successor is appointed and qualified, vice Hazel B. Parks, Huntingdon, 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 COUNCIL OF TRUSTEES OF  
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA  
OF THE STATE SYSTEM OF HIGH EDUCATION**

January 6, 2004

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 A. Christofer, 1049 Rose Avenue, New Castle 16101, Lawrence County, Forty-seventh Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Gary B. Rose, Sharon, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE COUNCIL OF TRUSTEES OF  
SLIPPERY ROCK UNIVERSITY OF PENNSYLVANIA  
OF THE STATE SYSTEM OF HIGH EDUCATION

January 6, 2004

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, Robert S. Taylor, Esquire, P.O. Box 1010, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 2007, and until his successor is appointed and qualified, vice Rex A. Martin, Mercer, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE STATE BOARD OF VEHICLE  
MANUFACTURERS, DEALERS AND SALESPERSONS

October 29, 2003

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward J. Little, P.O. Box 414, Murrysville 15668, Westmoreland County, Forty-first Senatorial District, for appointment as a member of the State Board of Vehicle Manufacturers, Dealers and Salespersons, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Lee Kachel, Mohnton, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE DELAWARE COUNTY  
COUNTY BOARD OF ASSISTANCE

December 22, 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, Patricia Townsend, (Democrat), 1036 N. Academy Avenue, Glenolden 19036, Delaware County, Eighth Senatorial District, for appointment as a member of the Delaware County Board of Assistance, to serve until December 31, 2005, and until her successor is appointed and qualified, add to complement.

EDWARD G. RENDELL  
Governor

MEMBER OF THE HUNTINGDON COUNTY  
BOARD OF ASSISTANCE

November 10, 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, Beverly J. Gusler, (Republican), P.O. Box 35, James Creek 16657, Huntingdon County, Thirtieth Senatorial District, for appointment as a member of the Huntingdon County Board of Assistance, to serve until December 31, 2006, and until her successor is appointed and qualified, vice Ann H. Hohman, Huntingdon, whose term expired.

EDWARD G. RENDELL  
Governor

MEMBER OF THE HUNTINGDON COUNTY  
BOARD OF ASSISTANCE

November 10, 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, Joann Condellone Slattery, (Democrat), HCR 71, 169A, Hustontown 17229, Fulton County, Thirtieth Senatorial District, for appointment as a member of the Huntingdon County Board of Assistance, to serve until December 31, 2005, and until her successor is appointed and qualified, vice Hazel B. Parks, Huntingdon, whose term expired.

EDWARD G. RENDELL  
Governor

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

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

YEA-50

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

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.

**SPECIAL ORDER OF BUSINESS  
SUPPLEMENTAL CALENDAR No. 2**

**SENATE CONCURS IN HOUSE AMENDMENTS**

**SB 279 (Pr. No. 1061)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for display of registration plate; providing for a special motorcycle registration plate for veterans; further providing for automated red light enforcement systems in first class cities, for enumeration of police powers and for certain surcharges; and prescribing a penalty.

On the question,

Will the Senate concur in the amendments made by the House to Senate Bill No. 279?

Senator BRIGHTBILL. Madam President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 279.

On the question,

Will the Senate agree to the motion?

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

Senator FUMO. Madam President, first, I would like to make a request from this side of the aisle on behalf of Senator Wozniak, Senator Kitchen, myself, Senator Musto, Senator Logan, Senator Connie Williams, Senator Costa, Senator Kasunic, Senator Schwartz, Senator Stout, Senator Tartaglione, Senator Stack, and Senator Boscola, we would all like to have our names removed from this piece of garbage, if I may. It is not what it was when we signed it. It has been turned into a horrendous piece of legislation which I would like to speak on in a moment, but I would like to put my request in early.

The PRESIDENT. The Chair thanks the gentleman. The names will be removed.

The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Madam President, on behalf of this side of the aisle on the bill as amended, to my colleagues on the other side of the aisle, this is another example of your showing absolute fealty, respect, adoration, and subservience to the Speaker of the House. This is his pet project in the city of Philadelphia. This bill basically says to the city government in the city of Philadelphia, which is under Home Rule Charter there, that it can no longer enforce parking regulations in its city. This will now be done by a new Republican Perzel-appointed Parking Authority in the city of Philadelphia. It is a slap in the face to the government of the city of Philadelphia. I know if anybody tried to do this to someone in your district, you would be equally

outraged as we are, and hopefully someday we will get to return the favor, and I am going to love to hear your comments. But, Madam President, this is the most despicable thing that I have seen in a long time. It extends that authority, and it is not good public policy. It is great crass partisan politics, but it is not good government. The only difference that we have this time, Madam President, is that we have a new sheriff in town, and we hope that he will veto this.

We all remember the last time this came to us. You on that side of the aisle hid behind the promise that as soon as we did this, and this was back in the Ridge administration, you remember him, smiling Tom, who is guarding our country, our garages, and everything else, down there with the red lights and all that stuff, he pushes the buttons, well, during that time, you told us we had to do this because it was going to give \$45 million to the Philadelphia school system. Well, we did it. They never got a dime, but they did increase, 279 jobs were added, a 64-percent increase in personnel costs, 10 top wage earners got a 29-percent raise, 9 managers, 9 managers making 6-figure salaries, more than we make here, all friends of John Perzel. Joe Egan, the new executive director, is getting \$169,950, \$38,600 more than his predecessor, all of that because we were going to get more money to the Philadelphia schools so that you would not have to give our schools an extra \$25 million. But in the end, you had to give us the \$25 million, and you gave it to us again this year, and we thank you for it, but we would rather have our Parking Authority doing what it was supposed to do. In addition, Madam President, if this bill were ever to become law, I know it is going to pass the Senate, because I know you guys are afraid to stand up to the Speaker, but if this were ever to become law, it would force the city of Philadelphia to incur a \$100 million deficit in its 5-year plan. Now, I know you do not worry about the city of Philadelphia because we beat the last Republican in this Chamber who came from there, but you ought to worry about it a little bit because at some point in time you may have to pay for it if you drive it into bankruptcy. In addition to that, we asked for an independent audit. We were turned down. So not only is it a patronage haven, it is one that is dealt with in secrecy. I have taken a lot of hits in the media lately over secrecy of a certain nonprofit, but this one is blatant, absolutely blatant. They will do what they damn please, and for all the people in Philadelphia -- Madam President, could we have a little bit of silence in the Chamber? I know that nobody cares about the city, but I do.

The PRESIDENT. Thank you, Senator. Would the Senators please take their seats so Senator Fumo may commence with his comments.

Senator FUMO. Thank you, Madam President.

My message to all the people who come to the city of Philadelphia and get one of those Republican tickets put on their car and their windshield is that you write a letter to the Republican, I guess you would have to write it to the President pro tempore, and he will get it off to the various Senators who are upset and their constituents when they come to Philadelphia and get that Republican ticket on their windshield, and then have to pay so that the Republican Party in Philadelphia can increase its patronage. And to all the people of Philadelphia who get those Republican tickets on your windshield, remember this the next time a statewide office person comes from the Republican Party

into the city of Philadelphia and vote accordingly, and you can send your thank you's. I know there are some of you on that side of the aisle who one day may aspire to a statewide office, and I know that the city of Philadelphia is not a hotbed of support for you. But I can guarantee you that if you continue this kind of activity and allow your Republican committeemen in the city of Philadelphia to continue tagging our people's cars with their tickets so that they can run their patronage agency, you are going to get less votes in the city of Philadelphia. Now, I know George Bush is going to get killed this year anyway, so I would like to use that as an example, but regrettably, it will not be. But we will use it in a closer race, maybe when Senator Piccola runs for Governor, or somebody over there runs for Attorney General, or whatever, we will show you what it means to give our citizens tickets so that you can employ Republican committeemen.

So, Madam President, I ask for a "no" vote on this side of the aisle because over there I would not dare ask a Member of the Republican Caucus to vote against the Speaker of the House, of whom they are all scared to death. So I will not ask you, I am just going to urge our Members here who are free of the Speaker's power and force of persuasion, for lack of a better word, who have the independence to vote their conscience. I urge the Members on this side of the aisle who have that luxury to vote "no." Not all of us, though.

Thank you, Madam President.

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

Senator BRIGHTBILL. Madam President, would the gentleman from Philadelphia stand for interrogation?

Senator FUMO. Absolutely.

The PRESIDENT. He indicates he will. You may proceed, Senator Brightbill.

Senator BRIGHTBILL. Madam President, in the gentleman's debate, he referenced secret proceedings and a certain nonprofit. Would the gentleman elaborate on those secret proceedings and that nonprofit that he referenced?

Senator FUMO. Madam President, I will not get into that. It is not pertinent to the bill. I made it as an offhand, funny remark, but I am not going to get into it.

Does the gentleman have any questions regarding the Philadelphia Parking Authority and the Republican committeemen employed therein? I will gladly answer those questions.

Senator BRIGHTBILL. Thank you, Madam President.

Senator FUMO. Thank you, Madam President? Obviously, the gentleman cannot defend what he wants to do.

Senator BRIGHTBILL. Madam President, at the end of the year 2004, the Parking Authority will have bested the largest 1-year revenue contribution to the city of Philadelphia. The previous high was \$17.2 million in 1999. This year they expect to beat that by more than \$12 million. This is a result of efficient implementation of the Livestock Program that has removed more than 27,000 uninsured and/or unregistered vehicles from the road.

Madam President, I can tell you, as someone who has been in the city of Philadelphia, I had two sons who went to college there, and I have had my vehicle whacked by uninsured vehicles, and I hear lots of my constituents talk about unregistered vehicles

and uninsured vehicles, and my understanding is that auto insurers are now examining their rates in Philadelphia and proposing a reduction. Madam President, my further understanding is that the Governor of the Commonwealth of Pennsylvania, who I think has some familiarity with the city of Philadelphia and its municipal operation, is prepared to sign this bill.

Madam President, I think this, in fact, is good public policy, and I ask for an affirmative vote.

Senator FUMO. Madam President, I am obviously not impressed with the gentleman's remarks, having lived in the city of Philadelphia. I think he had to strain himself enormously to make them to defend the Speaker, but I recognize his responsibility to the Speaker. I recognize the responsibility of every Republican Senator to the Republican Speaker in the House. That is what this is about, Madam President. It has nothing to do with revenues. In fact, the revenues came in because of Livestock, and that was one of the programs that we proposed so that we could lower the wage tax in Philadelphia and the suburbs, something which the Speaker refused to do when we sent him a bill. So, let us not kid ourselves, we are all fast and loose. All I can say is that since they took it over, the city of Philadelphia and the school district never got its \$45 million. I did not hear him answer that. Their salary costs have gone up 64 percent, the top 10 wage earners are making 29 percent more, 9 managers are making 6-figure salaries, and the executive director is making almost \$40,000 more than the last guy. So the facts are irrelevant here, as you well point out, because you do not want to listen to them. And you cannot tell me it is good policy to say to the mayor of the city of Philadelphia that if he wants to have a shopping day, let us have a day to spur shopping around Christmas, for example. We used to do Wednesday nights in center city, and if he does not want the Republican parking meter maids giving out tickets that night so we can get some people to come in and shop, he would have to go to John Perzel to negotiate that. Madam President, even he knows that is not good public policy. It is great partisan politics. It is hack politics better than Tammany Hall. I know the Republicans are famous for that. They have been having a ball. George Bush with Halliburton has shown us how to do it on a big scale, but right now this is on a little scale. This is the worst I have seen, and I know there are Members over there who could almost vomit when they have to vote this way. To all of you, and I know who you are, I am not angry with you, I understand your plight.

Thank you, Madam President.

#### LEGISLATIVE LEAVES

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

Senator BRIGHTBILL. Madam President, I request temporary Capitol leaves for Senator Thompson and Senator Mowery.

The PRESIDENT. Senator Brightbill requests temporary Capitol leaves for Senator Thompson and Senator Mowery. Without objection, the leaves will be granted.

The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Madam President, I request a temporary Capitol leave for Senator O'Pake.

The PRESIDENT. Senator Fumo requests a temporary Capitol leave for Senator O'Pake. Without objection, that leave will be granted.

And the question recurring,  
Will the Senate agree to the motion?

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

Senator MELLOW. Madam President, I was not on the floor during the debate by Senator Fumo, which I support and concur upon immediately. I had been trying, on Senator Fumo's behalf and others, to contact the Governor to find out exactly where the Governor would stand on the issue, and I just had the opportunity to speak to the Governor and to John Estey, his chief of staff, and they emphatically informed me that if this bill passes tonight in the form that it is in with this current printer's number, there is no question the Governor will veto the bill. If there is an interest in trying to resolve differences in regard to the Parking Authority, the Governor is totally prepared to work with those individuals on both sides to try to come up with the proper type of resolution to the proposal, but this is not a resolution to the proposal. So there is no question in anyone's mind on the floor here this evening, at 20 minutes to 6 on a Monday evening, if this bill is passed the way it is right now with the current printer's number, it will be vetoed by the Governor, and we want to make sure that is part of the official record so that there is no misunderstanding.

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

Senator BRIGHTBILL. Madam President, may we stand at ease.

The PRESIDENT. Without objection, the Senate will be at ease.

(The Senate was at ease.)

And the question recurring,  
Will the Senate agree to the motion?

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

#### YEA-29

Armstrong	Greenleaf	Pippy	Waugh
Brightbill	Jubelirer	Punt	Wenger
Conti	Lemmond	Rafferty	White, Donald
Corman	Madigan	Rhoades	White, Mary Jo
Dent	Mowery	Robbins	Wonderling
Earll	Orie	Scarnati	
Erickson	Piccola	Thompson	
Gordner	Pileggi	Tomlinson	

#### NAY-21

Boscola	Kitchen	O'Pake	Williams, Anthony H.
Costa	Kukovich	Schwartz	Williams, Constance
Ferlo	LaValle	Stack	Wozniak
Fumo	Logan	Stout	
Hughes	Mellow	Tartaglione	
Kasunic	Musto	Wagner	

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.

### UNFINISHED BUSINESS 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 Brian G. Zimmerman by Senator Brightbill.

Congratulations of the Senate were extended to William Robert Yantz, Jr., Patrick William Bone, J. Harold Yocum, Adam Jason Paz and to Bonnie Redding by Senator Conti.

Congratulations of the Senate were extended to WQED Multimedia of Pittsburgh by Senator Costa.

Congratulations of the Senate were extended to Vincent Radacha by Senator Fumo.

Congratulations of the Senate were extended to Harry DeFrank by Senator Mowery.

Congratulations of the Senate were extended to Bessie R. Crenshaw by Senator O'Pake.

Congratulations of the Senate were extended to James C. Roddey by Senator Orie and others.

Congratulations of the Senate were extended to the Harrisburg Area Radio Reading Service of the Tri-County Association for the Blind by Senator Piccola.

Congratulations of the Senate were extended to Charles Umbenhauer by Senator Punt.

Congratulations of the Senate were extended to Brian Kenneth Armstrong and to Karen DeLange by Senator Rafferty.

Congratulations of the Senate were extended to David Poland, Ryan Knickerbocker, Scott Brandon Burke and to Graham Charles Barnhart by Senator Robbins.

Congratulations of the Senate were extended to Gary R. Martin by Senator Scarnati.

Congratulations of the Senate were extended to Reverend G. Kim Gilson, Michele A. Leahy and to Florence Waters by Senator Tomlinson.

Congratulations of the Senate were extended to Robert F. Cormack by Senators Tomlinson and Wonderling.

Congratulations of the Senate were extended to Mr. and Mrs. Bill Shaner, Michael's Cooperage of Shipperville and to the Sealy Mattress Company of Clarion by Senator M.J. White.

Congratulations of the Senate were extended to Mr. and Mrs. Kenneth S. Renner, Sr., and to John Corson by Senator Wonderling.

### 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 Derrick Harvey by Senator Kitchen.

Condolences of the Senate were extended to the family of the late Joseph A. Mustio by Senator Pippy.

Condolences of the Senate were extended to the family of the late Frank Edwin McGraw, Jr., by Senators Rafferty and Stack.

### BILL ON FIRST CONSIDERATION

Senator FERLO. 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:

#### SB 1012.

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

### BILLS SIGNED

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

#### SB 279 and HB 696.

### ANNOUNCEMENTS BY THE SECRETARY

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

#### SENATE OF PENNSYLVANIA

#### COMMITTEE MEETINGS

#### TUESDAY, FEBRUARY 3, 2004

9:30 A.M.	TRANSPORTATION (to consider Senate Bills No. 305, 938, 966 and 969; and House Bill No. 1130)	Room 461 Main Capitol
10:00 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider the nomination of Brigadier General Jessica L. Wright as Adjutant General of the Pennsylvania National Guard)	Room 461 Main Capitol
Off the Floor	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Bill No. 748; and certain executive nominations)	Rules Com. Conf. Room

#### WEDNESDAY, FEBRUARY 4, 2004

9:30 A.M.	EDUCATION (public hearing on the Educational Assistance Program)	Room 8E-A East Wing
10:30 A.M.	GAME AND FISHERIES (to consider House Bill No. 2004)	Room 461 Main Capitol
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Public Utility Commission)	Senate Maj. Caucus Rm.

#### MONDAY, FEBRUARY 9, 2004

10:00 A.M.	AGING AND YOUTH (informational hearing on Medicare Prescription Drug Improvement and Modernization Act of 2003, and PACE) *	Room 8E-A East Wing
1:00 P.M.	PUBLIC HEALTH AND WELFARE (to consider Senate Bill No. 261; and House Bills No. 138 and 794)	Room 461 Main Capitol

#### TUESDAY, FEBRUARY 10, 2004

11:00 A.M.	JUDICIARY (public hearing on the nomination of Gerald N. Massaro Ph. D. for the Board of Probation and Parole and committee meeting to consider Senate Bills No. 50, 979, 1000; Senate Resolution No. 160; and House Bill No. 1326)	Room 8E-A East Wing
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#### MONDAY, FEBRUARY 23, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of General Services)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Budget Secretary)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Conservation and Natural Resources)	Senate Maj. Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - State System of Higher Education)	Senate Maj. Caucus Rm.

#### TUESDAY, FEBRUARY 24, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Labor and Industry)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Banking)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Insurance Dept.)	Senate Maj. Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Community and Economic Development)	Senate Maj. Caucus Rm.

#### WEDNESDAY, FEBRUARY 25, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of State)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Corrections)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Public School Employees Retirement System)	Senate Maj. Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - State Related Universities)	Senate Maj. Caucus Rm.

#### THURSDAY, FEBRUARY 26, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Judiciary)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Aging)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Military and Veterans Affairs)	Senate Maj. Caucus Rm.
2:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Environmental Protection)	Senate Maj. Caucus Rm.

#### MONDAY, MARCH 1, 2004

1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Public Welfare)	Senate Maj. Caucus Rm.
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TUESDAY, MARCH 2, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Transportation)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Education)	Senate Maj. Caucus Rm.

WEDNESDAY, MARCH 3, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Game Commission)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - State Police)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Revenue)	Senate Maj. Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Governor's Office/Executive Offices)	Senate Maj. Caucus Rm.

THURSDAY, MARCH 4, 2004

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Fish and Boat Commission)	Senate Maj. Caucus Rm.
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Dept. of Health)	Senate Maj. Caucus Rm.
1:00 P.M.	APPROPRIATIONS (Budget Hearing - State Employees Retirement System)	Senate Maj. Caucus Rm.
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Dept. of Agriculture)	Senate Maj. Caucus Rm.

**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, February 3, 2004, at 11 a.m., Eastern Standard Time.

The motion was agreed to by voice vote.

The Senate adjourned at 5:51 p.m., Eastern Standard Time.