

Senator Minner marked PRESENT.

On motion of Senator Martin, HB 438 was brought before the Senate for consideration.  
HB 438 - AN ACT TO AMEND VOLUME 67, CHAPTER 285, LAWS OF DELAWARE AS IT RELATES TO THE F.Y. 1991 CAPITAL BOND.

Roll call vote on HB 438 was taken and revealed 17 Senators voting YES; 4 (Cook, Knox, Still, Torbert) ABSENT. The Bill was adopted and returned to the House.

Senator Hauge marked PRESENT during the above roll call.

On motion of sponsor, Senator Martin, SB 212 was brought before the Senate for consideration.

SB 212 - AN ACT TO AMEND CHAPTER 5, TITLE 22 OF THE DELAWARE CODE RELATING TO PARKING AUTHORITIES.

SA 1 which had been placed with the bill was introduced by sponsor, Senator Neal. Roll call vote on SA 1 was taken and revealed 19 Senators voting YES; 1 (Marshall) NOT VOTING; 1 (Knox) ABSENT. The amendment was adopted.

Senators Still, Torbert, and Cook were marked PRESENT during the above roll call.

SB 212 w/SA 1 was now before the Senate. Senators Marshall, Neal and Holloway commented on the Bill, after which roll call vote was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT. The Bill as amended was adopted and sent to the House for its consideration.

A messenger from the Governor was announced and admitted.

HB 412 was brought before the Senate for consideration on motion of Senator Torbert.

HB 412 - AN ACT TO AMEND CHAPTER 3, TITLE 25, DELAWARE CODE RELATING TO CONTRACTS FOR THE SALE OF REAL ESTATE.

Senator Sokola had a question of the floor manager, who requested the privilege of floor for John Cordrey, Senate Attorney. Senator Holloway also questioned the witness, after which he was excused.

Roll call vote on HB 412 was taken and revealed 20 Senators voting YES; and 1 (Knox) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

On motion of Senator Torbert, SB 292 was brought before the Senate.

SB 292 - AN ACT TO AMEND CHAPTER 33, TITLE 19, DELAWARE CODE, RELATING TO WORK SEARCH VERIFICATION.

Senator Sokola had a question of the sponsor. Senator Torbert requested the privilege of the floor for John Cordrey, Senate Attorney. Senators Connor, Minner, and Marshall questioned the witness, who was excused after the debate. SB 292 was laid on the table on motion of Senator Torbert.

SENATE CONSENT CALENDAR #26 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SCR 92 - ENCOURAGING RETAILERS AND SHOPPING CENTERS TO MAKE WHEELCHAIRS AVAILABLE TO THEIR PATRONS. Sponsors: Senator Marshall, Representative Oberle.

SCR 93 - EXTENDING CONGRATULATIONS TO THE MIDDLE ATLANTIC STATES CORRECTIONAL ASSOCIATION ON ITS 54TH ANNIVERSARY AND EXTENDING BEST WISHES TO THE ASSOCIATION AS DELAWARE PROUDLY HOSTS THE 1992 CONFERENCE SCHEDULED FOR MAY 31, 1992 - JUNE 3, 1992 IN OCEAN CITY, MARYLAND. Sponsors: Senator Vaughn; Representative Davis.

SCR 94 - RECOGNIZING APRIL 28, 1992 AS WORKERS MEMORIAL DAY ON BEHALF OF OUR COLLEAGUES, CO-WORKERS, AND OTHERS WHO HAVE BEEN EITHER INJURED, MADE SICK OR DIED ON THE JOB. Sponsors: Senator Sharp, Representative Campanelli, All Senators, All Representatives.

HCR 77 - MOURNING THE DEATH OF FORMER FIRST LADY, MRS. ELIZABETH "BESS" BOGGS, WIFE OF FORMER GOVERNOR, UNITED STATES CONGRESSMAN, AND UNITED STATES SENATOR, J. CALEB BOGGS. Sponsors: Representative Outten; Senator Vaughn; All Representatives; All Senators.

Senator Hauge posed a question to Senator Vaughn regarding SCR 93.

Roll call vote on Consent Calendar #26 was taken and revealed 20 Senators voting YES; and 1 (Knox) ABSENT. The Concurrent Resolutions were sent to the House for their consideration, and HCR 77 was returned to the House.

On motion of Senator Martin, the roll call vote on HB 438, taken earlier in the Legislative Day, was rescinded. No objection. The second roll call vote on the legislation revealed 20 Senators voting YES; and 1 (Knox) ABSENT. HB 438 was adopted and returned to the House.

Senator Venables requested that the roll call vote on SB 28 be lifted from the table. Senator Sharp objected, who then withdrew the objection. Senator McBride raised a point of order. Senator Venables asked that the necessary rules be suspended for the purpose of rescinding the roll call. Senator Sharp objected. At 5:25 p.m., on motion of Senator Sharp, the Senate recessed until April 9, 1992 at 2:00 p.m. with the legislation still before the Senate.

The Senate reconvened at 2:16 p.m. with Senator Cordrey presiding.

Senator Cordrey moved that all motions before the Senate are ruled out of order.

The following legislation was introduced and assigned:

SB 319 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PUBLIC UTILITIES PROVIDING TELECOMMUNICATIONS SERVICES. Sponsors: Senators Adams,

Bair; Representatives Amick, Corrozi, B. Ennis, Ewing, Spence. To Community/County Affairs.

SB 320 - AN ACT TO AMEND CHAPTER 72, TITLE 7, DELAWARE CODE RELATING TO SUBAQUEOUS LANDS. Sponsors: Senator Sharp; Representative Spence. To Judiciary.

The following nominations were read in and assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
April 7, 1992

To the Senate of the 135th General Assembly  
of the State of Delaware:

In conformity with the constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following: David C. Eppes, 222 Plymouth Road, Wilmington, DE 19803, to be reappointed as a member of the Tax Appeals Board to serve a three year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
April 7, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Joseph S. Yucht, 104 Canterbury Drive, Wilmington, DE 19803, to be reappointed as a member of the Tax Appeals Board to serve a three year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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At 2:20 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convened for the 18th Legislative Day.

18TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
April 9, 1992

The Senate convened at 2:20 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Minner was granted the privilege of the floor to offer comments on her recent experience as an observer of the Medical Mini-intern program at Milford Memorial Hospital.

Senator McBride was marked PRESENT. He, too, was a participant in the program and echoed Senator Minner's sentiments regarding the usefulness of the program.

Senator Holloway introduced the physician-in-attendance, Dr. Norman Taub.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed SCR 91. Also, Representative Ewing has signed to be an additional co-sponsor to SCR 91.

Senator Connor marked PRESENT.

SB 40 was brought before the Senate for consideration.

SB 40 - AN ACT TO AMEND TITLE 13, CHAPTER 11 OF THE DELAWARE CODE RELATING TO THE TERMINATION OF PARENTAL RIGHTS.

Senator Holloway requested that SA 1, SA 3, and SA 4 to SB 40 be stricken.

SA 5 to the bill was introduced on motion by sponsor, Senator Holloway.

Senator Holloway requested privilege of the floor for Ms. Janice R. Tiganl, Deputy Attorney General who responded to the amendment, and was then excused.

Ms. Carol W. King, representing the Division of Child Protective Services, was granted the privilege of floor on motion of Senator Holloway. She responded to questions from Senator Still. Witness excused.

Roll call vote on SA 5 to SB 40 was taken and revealed 19 Senators voting YES; and 2 (Knox, Martin) ABSENT; therefore, the amendment was adopted.

SB 40 w/SA 5 was before the Senate. Senator Torbert had a question to which Senator Holloway requested the privilege of the floor to Ms. Carol King to respond to the issue. Witness was excused.

Roll call vote on SB 40 w/SA 5 was taken and revealed 19 Senators voting YES; and 2 (Knox, Martin) ABSENT; therefore, the legislation was declared adopted and sent to the House for its consideration.

On motion of Senator Sharp, the Senate recessed at 2:45 p.m. for party caucus.

The Senate reconvened at 3:35 p.m., Senator Cordrey presiding.

The following Committee reports were announced:

From Banking: SB 283 - 5 Merits

From Community/County Affairs: HB 14 - 3 Merits; HB 40 w/HA 1 - 5 Merits.

SA 2 to SB 44: Sponsor - Senator Cordrey; placed with the bill

Senator Martin marked PRESENT.

On motion of Senator Venables, SB 298 was read in for the third and final time.

SB 298 - AN ACT TO AMEND CHAPTER 28, TITLE 24, DELAWARE CODE, RELATING TO PROFESSIONAL ENGINEERS.

Roll call vote on the bill was taken and revealed 19 Senators voting YES; and 2 (Holloway, Knox) ABSENT; therefore, SB 298 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Vaughn, SB 44 was brought before the Senate.

SB 44 - AN ACT TO AMEND TITLE 18, DELAWARE CODE RELATING TO CONTRACTUAL RELATIONSHIPS BETWEEN INSURANCE COMPANIES AND AGENTS.

SA 1 and SA 2 were laid on the table on motion of Senator Cordrey.

Senator Vaughn requested the privilege of the floor for Mr. Rick Broadbent, Nationwide Insurance to address the legislation. Witness excused.

Senator Vaughn requested the privilege of the floor for Mr. J. Frank Gordy, Independent Insurance Agents of Delaware to address the legislation. Witness excused.

Senator Vaughn requested the privilege of the floor for Mr. John Cordrey, Senate Attorney who responded to questions, and was then excused.

Senator Vaughn requested the privilege of the floor for Mr. Jeffrey Rouch of the Nationwide Insurance Co. Senator Still questioned the witness, who was then excused.

At 4:20 p.m. on motion of Senator Cordrey, the Senate took a standing recess for a tape change. The Senate reconvened at 4:24 p.m. with Senator Cordrey presiding.

Mr. Rouch continued to address the questions of Senator Still. Others senators also engaged in the discussion. Witness excused.

Roll call vote on SB 44 was taken. However, before being announced the roll call vote was tabled.

Senator Sharp commented on an article that appeared in today's edition of the News-Journal regarding the lack of women in Governor's Castle cabinet. Senators Connor and Torbert also commented.

On motion of Senator Sharp, the Senate recessed at 4:40 p.m. until 2:00 p.m. on Tuesday, April 14, 1992.

The Senate reconvened at 2:52 p.m. with Senator Cordrey presiding.

The following Committee reports were announced:

From Judiciary: SB 307 - 3 Merits; SB 308 - 3 Merits; SB 320 - 3 Merits.

From Public Safety: HB 27 - 5 Merits; HB 161 w/HA 1, SA 1, HA 2.4 - 5 Merits; HB 331 - 5 Merits.

Senator Knox marked PRESENT.

Lt. Gov. Wolf presiding at 2:54 p.m.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HB 481, HB 444 w/HA 1, HB 440, HB 439, SB 280, SB 236, SCR 87, SCR 86.

The following legislation was introduced and assigned to committee:

SB 321 - AN ACT TO AMEND CHAPTER 101, TITLE 28 OF DELAWARE CODE RELATING TO THE REGULATION OF HORSE RACING. Sponsor: Senator Venables. To Community/County Affairs.

SB 322 - AN ACT TO ALLOW BRIAN M. PATTERSON, A NON-RESIDENT, TO MARRY EVELYN B. TUSKA, A NON-RESIDENT. Sponsor: Senator Neal. Laid on the Table.

SB 323 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MORTGAGES. Sponsors: Senator Cordrey; Representative Bunting. To Banking.

SB 324 - AN ACT TO AMEND CHAPTER 26, TITLE 21 RELATING TO WAIVERS FOR COMMERCIAL DRIVER LICENSE PROVISIONS. (2/3 vote) Sponsors: Senator Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Highways and Transportation.

SB 325 - AN ACT TO AMEND CHAPTER 21, TITLE 21 DELAWARE CODE RELATING TO WEIGHTS AND SIZES OF SPECIFIC VEHICLES. (2/3 vote). Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Public Safety.

SB 326 - AN ACT TO AMEND TITLE 21 DELAWARE CODE RELATING TO FARM TRUCK REGISTRATION AND TRACTION ENGINES. (2/3 vote) Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Public Safety.

SB 327 - AN ACT TO AMEND CHAPTER 12, TITLE 4, OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. Sponsor: Senator Cordrey. To Administrative Services.

The following amendments were introduced and placed with the bill:

SA 1 to SB 302 - Sponsor: Senator Marshall.

SA 1 to SB 317 - Sponsor: Senator Venables.

SA 1 to HB 205 - Sponsor: Senator Bair.

SA 1 to HB 239 - Sponsor: Senator Venables.

SA 2 to HB 239 - Sponsor: Senator Sokola.

SA 1 to HB 376 - Sponsor: Senator Sokola.

The following House legislation was introduced and assigned to committee:

HB 439 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO" TO CONFER UPON THE COMMISSIONERS OF THE TOWN OF MILLSBORO CERTAIN POWERS RELATING TO THE TAXATION OF REAL ESTATE TRANSFERS WITHIN THE TOWN OF MILLSBORO, AND TO INCREASE THE AMOUNT FOR WHICH CONTRACTS CAN BE AWARDED WITHOUT COMPETITIVE BIDDING. (2/3 vote) Sponsors: Representative West; Senator Cordrey. To Community/County Affairs.

HB 440 - AN ACT TO AMEND AN ACT BEING CHAPTER 3, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF ELSMERE," TO ELIMINATE THE OFFICE OF DIRECTORS OF PUBLIC SAFETY AND TO PROVIDE FOR THE POLICE FORCE OF THE TOWN OF ELSMERE. (2/3 vote) Sponsors: Representative Campanelli; Senators Marshall, Blevins; Representative VanSant, Houghton. To Community/County Affairs.

HB 444 w/HA 1 - AN ACT TO AMEND CHAPTER 80, TITLE 15, DELAWARE CODE RELATING TO ELECTIONS AND REPORTS OF POLITICAL COMMITTEES. Sponsors: Representative Smith, Jonkiert; Senators Marshall, Neal, Minner; Representatives Amick, Soles. To Insurance/Elections.

HB 481 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. Sponsors: Representatives Oberle, Spence, George, Amick, Caulk, Corrozi, Davis, Ewing, Lee, Lofink, Roy, Smith, Taylor; Senators Torbert, Bair, Connor. To Judiciary.

Senator Sharp introduced Mr. Joseph Farley, State Chairman of the Democrat Party, who was a guest in the chamber.

On motion of Senator Sharp, the Senate adjourned at 3:06 p.m. to immediately convene for the 19th Legislative Day.

19TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
April 14, 1992

The Senate convened at 3:06 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Still.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

LEGISLATIVE ADVISORIES #36 through #37 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #36, dated April 7, 1992: The following legislation was vetoed by the Governor on the date indicated. HB 253 (4/7/92).

LEGISLATIVE ADVISORY #37, dated April 10, 1992, the Governor signed the following legislation: SJR 8 (4/9/92); SB 30 - Volume 68, Chapter 221, Laws of Delaware; SB 38 w/SA 1 (4/9/92) Volume 68, Chapter 222, Laws of Delaware; SB 93 w/SA 1 (4/9/92) - Volume



68, Chapter 223, Laws of Delaware; SB 146 w/SA 1 (4/9/92) Volume 68, Chapter 224, Laws of Delaware; SJR 10 (4/6/92).

Senator Hauge marked PRESENT.

SB 302 was brought before the Senate on motion of Senator Marshall.

SB 302 - AN ACT TO AMEND CHAPTER 31, TITLE 15 OF THE DELAWARE CODE RELATING TO PRIMARY ELECTIONS; AND PROVIDING FOR A PRESIDENTIAL PRIMARY ELECTION.

SA 1 to the bill was introduced by sponsor, Senator Marshall. Roll call vote on the amendment was taken and revealed 21 Senators voting YES; therefore, the amendment was declared adopted by the Senate.

Senator McBride marked PRESENT during the above roll call.

SB 302 w/SA 1 was now before the Senate. Personal privilege of the floor was extended to Mr. Joseph Farley to speak to the Bill. Senators Bair, Cook and Sokola inquired of the witness who was later excused.

Senator Bair asked for the privilege of the floor for Mr. Richard B. Harper, Jr. Commissioner of the Department of Elections for the State of Delaware. Several senators questioned the witness, and was then excused.

SB 302 w/SA 1 was laid on the table.

At 3:52 p.m. on motion of Senator Sharp, the Senate recessed for party caucus, and returned at 4:41 p.m. with Senator Cordrey presiding.

The following Committee reports were announced:

From Administrative Services: SB 304 - 3 Merits.

From Community/County Affairs: HB 440 - 4 Merits.

Lt. Gov. Wolf presiding at 4:42 p.m.

The following communication from the Governor was read in:

STATE OF DELAWARE  
Office of the Governor

April 14, 1992

The Honorable Dale E. Wolf  
President of the Senate  
136th General Assembly  
State of Delaware  
Legislative Hall  
Dover, DE 19901

The Honorable Richard S. Cordrey  
President Pro Tempore of the Senate  
136th General Assembly  
State of Delaware  
Legislative Hall  
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provisions of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the appointment of the Honorable Vincent A. Bifferato to the Office of Resident Associate Judge of the Superior Court, in and for New Castle County, State of Delaware.

Please inform the Senate of my intention.

Sincerely,  
(Signed) Michael N. Castle  
Governor

cc: Members of the Senate

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The following amendments were introduced and placed with the bill.

SA 2 to SB 302 - Sponsor: Senator Marshall

SA 1 to SB 316 - Sponsor: Senator Minner

On motion of Senator Venables, HB 376 was brought up for consideration.

HB 376 - AN ACT TO AMEND CHAPTER 27, TITLE 24 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PROFESSIONAL LAND SURVEYORS. Sponsor: Representative Amick.

SA 1 to the bill, which had been previously placed with the bill was taken up for consideration.

Several senators engaged in a discussion of the bill.

Roll call vote on the amendment was taken and revealed 4 Senators voting YES (McBride, Sharp, Sokola, Still); 16 senators voting NO; 1 (Hauge) ABSENT. The amendment was defeated.

Several senators continued the discussion on the bill. On motion of Senator Venables, HB 376 was laid on the table.

On motion of Senator Marshall, SB 302 w/SA 1 was lifted from the table.

SA 3 to the bill was introduced by Senator Marshall. Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Hauge) ABSENT; therefore, the amendment was adopted.

SA 4 was introduced by Senator Minner. Senator Bair posed a question to the sponsor. Senator Minner requested the privilege of the floor for Mr. Arthur G. Connolly, Senate Attorney. Senators Still and McDowell questioned the witness, who was then excused.

Roll call vote on SA 4 was taken and revealed 19 Senators voting YES; 1 (Still) NOT VOTING; and 1 (Hauge) ABSENT; therefore, the amendment was adopted.

SA 2 to SB 302 was stricken on motion of Senator Marshall.

Senator Connor requested the privilege of the floor for Mr. Connolly to speak to the bill.

Roll call vote on SB 302 w/SA 1, 3, 4 was taken and revealed 21 Senators voting YES; therefore the legislation was adopted by the Senate and sent to the House for their consideration.

At 5:27 p.m. on motion of Senator Sharp, the Senate recessed until April 15, 1992 at 3:30 p.m.

The Senate reconvened at 3:35 p.m. with Lt. Gov. Wolf presiding.

The following Committee report was announced:

From the Executive Committee: SB 301 - 1 Favorable, 3 Merits.

The following legislation was introduced and assigned to the Community/County Affairs Committee:

SB 328 - AN ACT TO AMEND BEING CHAPTER 32, VOLUME 47, LAWS OF DELAWARE, AS AMENDED, ENTITLED, "AN ACT TO REINCORPORATE THE TOWN OF FREDERICA " RELATING TO POWER TO OPERATE A WATER SYSTEM AND PROVIDING FOR THE ISSUANCE OF BOND THEREFOR. Sponsors: Senator Torbert; Representative Caulk.

The following amendments were introduced and placed with the bill:

SA 3 to HB 239 - Sponsor: Senator Sokola.

SA 1 to SB 208 - Sponsor: Senator Cordrey.

The following legislation was introduced and assigned to committee:

HB 3 w/HA 2 - AN ACT TO AMEND TITLE 9, DELAWARE CODE RELATING TO CHANGES IN ZONING. Sponsor: Representative Roy. To Community/County Affairs.

HB 461 - AN ACT TO AMEND CHAPTER 80, TITLE 7 OF THE DELAWARE CODE RELATING TO THE GOVERNOR'S REPRESENTATIVES TO THE APPALACHIAN STATE LOW-LEVEL RADIOACTIVE WASTE COMMISSION. Sponsors: Representatives Carey, Bunting, Clark. To Natural Resources & Environmental Control.

HB 485 - AN ACT TO AMEND TITLE 30, CHAPTER 5 OF THE DELAWARE CODE TO ALLOW COURTS AND COURT OFFICES TO RECOVER FINES, COURT COSTS, ASSESSMENTS AND/OR RESTITUTION OWED FROM TAX REFUNDS DUE DEFENDANTS. Sponsors: Representative Davis; Senator Vaughn. To Finance.

The following Committee report was announced:

From the Education Committee: SB 318 - 3 Merits.

At 3:40 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convened for the 20th Legislative Day.

20TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
April 15, 1992

The Senate convened at 3:40 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Blevins.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senators McBride, Holloway, and Hauge marked PRESENT.

On motion of Senator Sharp, SB 296 was read in for the third and final time.

SB 296 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO RACING DAYS.

SA 1 to the Bill was introduced by sponsor, Senator Bair. She requested the privilege of the floor for Mr. Dennis McGlynn, representing Dover Downs. Senator Sharp raised a point of order relative to the legality of the witness. Mr. McGlynn was excused. Senator Sharp requested the privilege of the floor for Mr. John Cordrey, Senate

Attorney, to offer his opinion. Mr. Cordrey was excused.

SA 1 was then laid on the table on motion of Senator Bair.

Senator Sharp requested the privilege of the floor for Mr. Cordrey and several senators engaged in a debate regarding the amendment, after which the witness was excused.

Senator Cook asked for the privilege of the floor for David S. Swayze, Esquire. Senator McBride began to question the witness to which Senator Sharp raised a point of order.

Senator Bair made a motion to lift SA 1 from the table. Mr. Swayze addressed to the amendment and answered questions from the Senators. The witness was then excused.

Senators Marshall, McDowell, Venables, Sokola and Minner marked PRESENT.

Roll call vote on SA 1 to SB 296 was taken and revealed 6 (Adams, Bair, Cook, Minner, Still, Torbert) voting YES; 13 voting NO; 1 (Vaughn) NOT VOTING; and 1 (Cordrey) ABSENT. The amendment was defeated.

Senator Martin marked PRESENT during the above roll call.

SA 4 to the Bill was introduced by Senator Still. Senator Sharp moved that the amendment be laid on the table, to which Senator Still objected. A roll call vote was taken on the motion to lay the amendment on table with 10 (Blevins, Hauge, Holloway, Marshall, Martin, McBride, McDowell, Sharp, Sokola, Vaughn) voting YES; 10 (Adams, Bair, Connor, Cook, Knox, Minner, Neal, Still, Torbert, Venables) voting NO; 1 (Cordrey) ABSENT. To break the tie vote, Lt. Gov. Wolf cast a NO vote. The motion was defeated. SA 4 was still before the Senate

Mr. Denis McGlynn was granted the privilege of the floor. Questions to the witness were raised by Senators Bair and McDowell. Senator Sharp raised a point of order. Senator Marshall and Sharp debated and the witness was excused.

Roll call vote on SA 4 was taken and revealed 3 (Adams, Cook, Still) voting YES; 17 voting NO; and 1 (Cordrey) ABSENT; therefore the amendment was defeated.

Senator Sharp made a motion that any pending amendments be laid on the table. Senator Still objected, and Senator Sharp withdrew his motion, and commented on the amendments to SB 296. Senator Still responded to his remarks and proceeded to have SA 2 and SA 3 laid on the table.

Senator Vaughn commented on the legislation.

Senator Adams requested the privilege of the floor for Mr. Charles Lockhart, representing the Cloverleaf Standardbred Owners Association to testify in opposition to the bill. Senators Bair, McDowell and Marshall queried the witness and then was excused.

Senator Adams requested the privilege of the floor for Mr. Fred W. Hertrick, III, President of Harrington Raceway. Senator Still queried the witness and then was excused. Senator Venables commented to the legislation.

Senator Sharp requested the privilege of the floor for Mr. John Edward Mooney, General Manager of Delaware Park to respond to questions. Senators Cook, Adams, and Bair discussed the issue with Mr. Mooney. Senator Sharp raised a point of order. The witness was excused. Roll call vote on SB 296 was taken and revealed 13 voting YES; 5 (Adams, Cook, Still, Torbert, Venables) voting NO; 1 (Vaughn) NOT VOTING; 2 (Cordrey, Minner) ABSENT. SB 296 was adopted by the Senate and sent to the House for consideration.

On motion of Senator Torbert, HB 205 was taken up for consideration.

HB 205 - AN ACT TO AMEND CHAPTER 70, TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE-OWNED MATERIAL.

SA 1, which had been placed with the bill was taken up on motion of Senator Bair.

Senator Sharp presiding at 5:27 p.m.

Senator Bair requested the privilege of the floor for Mr. Richard C. Cathcart, Director of Purchasing. Senators McDowell and Torbert questioned the witness. Senator Torbert made a motion for the sponsor to withdraw the amendment.

Senator Bair questioned the witness, who was then excused. Senator Bair made motion to lay SA 1 on the table.

Roll call vote on HB 205 was taken with 18 Senators voting YES; 3 (Cordrey, Holloway, Minner) ABSENT; therefore HB 205 was adopted by the Senate and returned to the House.

On motion of Senator Bair, SA 1 to HB 205 was stricken.

Under suspension of rules, SB 322 was brought before the Senate on motion of Senator Neal.

SB 322 - AN ACT TO ALLOW BRIAN M. PATTERSON, A NON-RESIDENT, TO MARRY EVELYN B. TUSKA, A NON-RESIDENT.

Roll call vote on SB 322 was taken and revealed 18 Senators voting YES; and 3 (Cordrey, Martin, Minner) ABSENT; therefore SB 322 was adopted by the Senate and sent to the House for consideration.

On motion of Senator Still, SA 2 and SA 3 to SB 296 were stricken.

On motion of Senator Venables, HB 239 was read in for third and final time.

HB 239 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE; PROVIDING FOR THE LAW WITH RESPECT TO LEASES OF GOODS.

On motion of Senator Venables, SA 1 and SA 2 to HB 239 were stricken.

On motion of Senator Sokola, SA 3 to the bill was taken up for consideration. Senator Bair commented on the amendment. Senator Sokola requested the privilege of the floor for Mr. John D. Wladis, representing the Delaware State Bar Association. Senator McDowell queried the witness. Senator McBride questioned the witness who was then excused. On motion of Senator Venables HB 239 and SA 3 to the bill was laid on the table. On motion of Senator McDowell at 5:43 p.m., the Senate recessed until Thursday, April 16, 1992 at 2:00 p.m.

The Senate reconvened April 16, 1992 at 2:04 p.m. with Senator Cordrey presiding. Senator Cordrey marked PRESENT. The following Committee reports were announced:  
From Sunset: HB 374 as amended - 3 Merits.  
From Agriculture: SB 311 - 3 Favorable, 1 Merits;  
From Community/County Affairs: SB 319 - 3 Merits; SB 321 - 3 Merits; SB 267 - 3 Merits; HB 439 - 3 Merits.  
From Banking: SB 323 - 5 Merits.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HB 3 w/HA 2, HB 485, HB 461, HB 452, HB 467, and HB 458 w/HA 1. The following legislation was introduced and assigned to committee:  
SB 329 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF THE HUMAN INVESTMENT AND PARTNERSHIP PROGRAM. Sponsors: Senators Bair, Blevins, Holloway, Neal; Representatives DiPinto, Maroney, Oberle, Soles. To Community/County Affairs.

SB 330 - AN ACT TO AMEND SECTION 1106(1), TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE, PURCHASE, AND/OR PROCUREMENT OF TOBACCO PRODUCTS FOR OR TO MINORS BY INCREASING THE AGE FROM LESS THAN 17 YEARS OF AGE TO LESS THAN 18 YEARS OF AGE. (2/3 vote) Sponsors: Senator Holloway; Representatives Amick, Taylor. To Judiciary.

HB 452 - AN ACT TO AMEND CHAPTER 27, TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL ATTENDANCE. Sponsors: Representative Buckworth; Senator Torbert. To Education.

HB 458 w/HA 1 - AN ACT TO AMEND CHAPTER 68, TITLE 18 OF THE DELAWARE CODE RELATING TO THE COMPENSATION OF MEDICAL MALPRACTICE REVIEW PANELISTS. Sponsor: Representative D. Ennis. To Insurance and Elections.

HB 467 - AN ACT TO AMEND TITLES 8, 6 AND 12 OF THE DELAWARE CODE RELATING TO CORPORATE FEES AND PENALTIES, LIMITED PARTNERSHIPS AND BUSINESS TRUSTS. (3/5 vote) Sponsors: Representative Smith; Senator Sharp. To Judiciary.

The following amendments were introduced and placed with the bill:

SA 1 TO HB 374 - Sponsor: Senator Hauge.

SA 2 TO HB 374 - Sponsor: Senator Hauge.

SA 2 TO HB 27 - Sponsor: Senator Bair.

SA 3 TO HB 374 - Sponsor: Senator Hauge.

At 2:14 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 21st Legislative Day.

21ST LEGISLATIVE DAY  
136TH GENERAL ASSEMBLY  
Second Session  
April 16, 1992

The Senate convened at 2:14 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Venables, HB 374 w/HA 1 w/HA 1, HA 2, HA 3 was read in for the third and final time.

HB 374 w/HA 1 w/HA 1, HA 2, HA 3 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE BY ADDING A NEW CHAPTER 53 GOVERNING THE REGULATION OF MASSAGE/BODYWORK PRACTITIONERS, FURTHER AMENDING TITLE 24 OF THE DELAWARE CODE BY EXEMPTING MASSAGE/BODYWORK PRACTITIONERS FROM CERTIFICATION BY THE COMMISSION ON ADULT ENTERTAINMENT ESTABLISHMENTS, AND AMENDING TITLE 29 OF THE DELAWARE CODE BY ADDING THE COMMITTEE ON MASSAGE/BODYWORK PRACTITIONERS TO ORGANIZATIONS ADMINISTERED BY THE DIVISION OF PROFESSIONAL REGULATION.

SA 1 which had been placed with the bill, was brought up by sponsor, Senator Hauge. Senator Bair commented on the legislation, to which Senator Venables requested the

privilege of the floor for Suanne P. Macuga to address the amendment. Senators Neal and Cook questioned the witness and was then excused.

Roll call vote on SA 1 was taken and revealed 8 Senators voting YES (Blevins, Connor, Hauge, Holloway, Knox, Neal, Still, Venables); 10 Senators voting NO (Adams, Bair, Cook, Cordrey, Marshall, McBride, Sharp, Sokola, Torbert, Vaughn); and 3 (Martin, McDowell, Minner) ABSENT. The amendment was defeated.

Senator Marshall marked PRESENT during the above roll call.

SA 2, which had been placed with the bill, was stricken on motion of Senator Hauge.

SA 3 to the bill, which had been placed with the bill was brought up for consideration on motion of Senator Hauge.

Senator Adams requested the privilege of the floor for Suzanne Macuga and Faith Queman to address the amendment. Several senators questioned the witnesses who were then excused.

Senators Torbert and Cook commented on the issue. Senator Sokola requested the privilege of the floor for Julie Anne Alleyn, Committee for Development of Massage/Bodywork legislation.. Senator Still questioned the witness, who was then excused.

Senator Hauge requested the personal privilege of the floor for Mr. Richard G. Hofmann, representing the Delaware Professional Bodyworker's Association. Senators Torbert and Neal queried the witness and was then dismissed.

HB 374 was laid on the table on motion of Senator Sharp for the purpose of a introduction in the chamber. No objection.

Senator Sharp welcomed Mr. Steve Darnell, representing the Department of Public Instruction, and the Vocational Clubs of Delaware who then presented Easter lilies to the General Assembly.

The following members briefly addressed the chamber:

Renee Halter - V.I.C.A. and DECA

Valerie J. McAlees, Business Professionals of America

Boun Phommachanh, TSA

Jay Davis, FFA

Charles Ivins, FHA

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HCR 81.

On motion of Senator Sharp, HCR 81 was brought before the Senate for consideration.

HCR 81 - EXTENDING "MANY THANKS" TO THE DELAWARE VOCATIONAL STUDENT ORGANIZATIONS OF DELAWARE FOR THE EASTER LILLIES GIVEN ANNUALLY TO THIS, THE MOST HOLY WEEK OF THE YEAR, AND EXTENDING BEST WISHES AND SUCCESS TO EACH OF YOU IN YOUR CHOSEN CAREERS. Sponsors: Representatives Petrilli, Spence, Buckworth, George, Gilligan on behalf of all Representatives; Senators Cordrey, Sharp, McDowell, Bair, Connor on behalf of all Senators.

Roll call vote on HCR 81 was taken and revealed 21 Senators voting YES; therefore the concurrent resolution was adopted and returned to the House.

Senators Martin, McDowell, and Minner marked PRESENT during the above roll call.

On motion of Senator Venables, HB 374 as amended was lifted from the table.

Senator Hauge moved to lift SA 3 which previously had been laid on the table with the bill.

Roll call vote on SA 3 was taken and revealed 1 senator (Hauge) voting YES; and 19 Senators voting NO with 1(Connor) ABSENT. The amendment was defeated.

On motion of Senator Hauge, SA 4 to the bill was introduced. Senators Neal and McDowell commented on the amendment. Mr. Richard Dillard, Senate Attorney was granted the privilege of the floor at the request of Senator Hauge. Senator Still raised a point of order. Senator Bair commented and the witness was excused.

Senator McBride requested the privilege of the floor for Mr. Dillard. Senator Bair commented. The witness was then excused.

Senator Venables requested the privilege of the floor for Maryanne McGonegal to respond to questions regarding the sunset provisions to the bill. Senator Torbert also commented. Witness excused.

Roll call vote on SA 4 was taken and revealed 10 Senators voting YES; (Adams, Bair, Blevins, Connor, Cordrey, Hauge, Holloway, Knox, Still, Venables) voting YES; 11. Senators (Cook, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Torbert, Vaughn) voting NO; therefore, the amendment was defeated.

On motion of Senator Hauge, SA 5 to the bill was introduced. Roll call vote on SA 5 was taken and revealed 5 Senators (Blevins, Hauge, Knox, Still, Venables) voting YES; 16 Senators voting NO; therefore SA 5 was defeated.

HB 374 w/HA 1 w/HA 1. HA 2. HA 3 was now before the Senate. Senator McBride had a question for the Senator Venables, the floor manager. He requested the privilege of the floor for the three previous witness, Faith Queman, Julie Alleyn, and Suzanne Macuga to respond to questions. Senator Holloway questioned the witnesses, after which they were excused.

Senator Hauge requested privilege of the floor for Richard Hofmann. Senator Torbert

asked questions of him. Witness excused.

Roll call vote on HB 374 w/HA 1 w/HA 1, HA 2, HA 3 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and returned to the House.

On motion of Senator McBride, SB 318 was brought before the Senate for consideration.

SB 318 - AN ACT TO AMEND CHAPTER 10, TITLE 14, DELAWARE CODE, RELATING TO CHANGING THE BOUNDARIES OF REORGANIZED SCHOOL DISTRICTS.

Senator McBride yielded to Senator Vaughn to floor manage the bill. Senators Bair, McBride and Hauge commented on the legislation.

Senator Sokola presided at 4:03 p.m.

Roll call vote on SB 318 was taken and revealed 18 Senators voting YES; 2 (Cordrey, Venables) voting NO; and 1 (Neal) ABSENT; therefore, SB 318 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Venables, the roll call vote on SB 28 was lifted and revealed 11 Senators (Blevins, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sokola, Venables) voting YES; 9 Senators (Adams, Bair, Connor, Hauge, Knox, Neal, Sharp, Torbert, Vaughn) voting NO; and 1 Senator (Still) NOT VOTING. The bill was declared adopted by the Senate and sent to the House.

On motion of Senator Venables, HB 239 was lifted from the table.

HB 239 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE; PROVIDING FOR THE CODIFICATION OF THE LAW WITH RESPECT TO LEASES OF GOODS.

Senator Cordrey presiding at 4:10 p.m.

SA 3 to HB 239 was lifted. Roll call vote on SA 3 was taken and revealed 19 Senators voting YES; and 2 (Hauge, Neal) ABSENT; therefore the amendment was adopted and made part of the bill.

Senator Minner presiding at 4:12 p.m.

HB 239 w/SA 3 was now before the Senate. Senator Venables requested the privilege of the floor Mr. Thomas Ambro and Mr. John Wladis representing the Commercial Law Section of the Delaware Bar Association. Senator Sharp had a question for the witnesses. They were then excused. Senator McBride also commented on the legislation. Roll call vote on HB 239 w/SA 3 was taken and revealed 20 Senators voting YES, and 1 (Holloway) ABSENT. The bill was passed by the Senate and returned to the House.

On motion of Senator Sokola, HB 305 was read in for the third and final time.

HB 305 - AN ACT TO AMEND TITLE 9, 10 AND 12 OF THE DELAWARE CODE RELATING TO THE SALARIES OF PARTICULAR SUSSEX COUNTY OFFICIALS.

Roll call vote on HB 305 was taken and revealed 20 Senators voting YES; and 1 (Holloway) ABSENT; therefore the bill was adopted by the Senate and returned to the House.

On motion of Senator Venables, SB 277 was laid on the table. No objection.

On motion of Senator Venables, SB 315 was read in for the third and final time.

SB 315 - AN ACT TO AMEND CHAPTER 70, TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY PROCEDURE.

Senator Bair commented on the legislation. Roll Call vote was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT. SB 315 was adopted by the Senate and sent to the House.

On motion of Senator Sharp, SB 154 was read in for third and final time.

SB 154 - AN ACT TO AMEND CHAPTER 3, TITLE 28, DELAWARE CODE, RELATING TO THE DELAWARE THOROUGHBRED RACING COMMISSION.

Senator Bair commented on the legislation.

Roll call vote on the bill was taken and revealed 20 Senators voting YES and 1 (McDowell) voting NO. SB 154 was adopted by the Senate and sent to the House for consideration.

On motion from Senator Cordrey, SB 283 was read in for the third and final time.

SB 283 - AN ACT TO AMEND TITLE 5, DELAWARE CODE TO ADD A NEW CHAPTER 21 RELATING TO MORTGAGE LOAN BROKERS.

Senator Cordrey requested the privilege of the floor for Mr. Keith Ellis, Banking Commissioner to speak to the bill. Senator Still questioned the witness who was then excused. Roll call vote on SB 283 revealed 19 Senators voting YES and 2 (McBride and Sharp) ABSENT; therefore the bill was declared adopted by the Senate and sent to the House for consideration.

SB 299 was read in for the third and final time on motion from Senator Cordrey.

SB 299 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY COUNCILMANIC DISTRICT BOUNDARIES.

Roll call vote on SB 299 was taken and revealed 20 Senators voting YES; and 1 (McBride) ABSENT; therefore the bill was adopted by the Senate and sent to the House for their consideration.

SB 314 was read in for the third and final time on motion of Senator Cordrey.

SB 314 - AN ACT TO AMEND CHAPTER 295, VOLUME 65, LAWS OF DELAWARE, ENTITLED "ACT TO REINCORPORATE THE TOWN OF BETHANY BEACH" BY PERMITTING REFUNDINGS OF BOND INDEBTEDNESS

WITHOUT A REFERENDUM. (2/3 vote)

Roll call vote on SB 314 was taken and revealed 21 Senators voting YES; therefore the bill was adopted by the Senate and sent to the House.

On motion of Senator Venables, HB 376 was lifted from the table.

SA 2 to the bill was stricken by sponsor, Senator Neal.

Senator Sokola commented on the legislation. Roll call vote on HB 376 was taken and before being announced, Senator Venables moved to table the roll call. The roll call was then lifted and announced that 12 Senators (Bair, Blevins, Connor, Cook, Knox, Marshall, Martin, McDowell, Minner, Neal, Torbert, Venables) voting YES; 9 Senators (Adams, Cordrey, Hauge, Holloway, McBride, Sharp, Sokola, Still, Vaughn) voting No; therefore HB 376 was adopted and returned to the House.

On motion of Senator Sokola, HB 440 was given its third and final reading.

HB 440 - AN ACT TO AMEND AN ACT BEING CHAPTER 36, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF ELSMERE," TO ELIMINATE THE OFFICE OF DIRECTORS OF PUBLIC SAFETY AND TO PROVIDE FOR THE POLICE FORCE OF THE TOWN OF ELSMERE. 2/3 vote.

Roll call vote on HB 440 revealed 21 Senators voting YES; therefore it was adopted by the Senate and returned to the House.

The following legislation was introduced and assigned to committee:

SB 331 - AN ACT TO CORRECT ERRORS AND DISCREPANCIES BETWEEN NEW CASTLE COUNTY DISTRICT LINES AND LEGISLATIVE DISTRICT LINES. Sponsor: Senator Sharp. To Insurance/Elections.

SJR 11 - ESTABLISHING A CITIZEN TASK FORCE TO STUDY THE FEASIBILITY OF A STATEWIDE UNIFORM CODE OF CONDUCT FOR PUBLIC SCHOOL STUDENTS AND MAKE RECOMMENDATIONS TO THE STATE BOARD OF EDUCATION AND THE GENERAL ASSEMBLY ON A SET OF STANDARD SANCTIONS FOR THOSE WHO VIOLATE SUCH CODE OF CONDUCT. Sponsors: Senator Holloway; Representative Davis; Senators Blevins, Knox, Torbert, Still. Laid on the table.

The following Committee reports were announced:

From Revenue and Taxation: SB 306 - 1 Favorable, 2 Merits; SB 313 - 3 Merits.

From Labor: HB 160 w/HA 1 - 4 Merits; HB 249 w/HA 1 - 4 Merits

The following amendments were introduced and placed with the bill:

SA 3 to HB 161 - Sponsor: Senator Blevins.

SA 1 to SB 301 - Sponsor: Senator Adams.

On motion of Senator Cook, SCR 96 was read in and brought before the Senate for consideration.

SCR 96 - EXTENDING SYMPATHY TO THE FAMILY OF MRS. MARY EMILY WILSON RYAN OF MAYVIEW MANOR, NEW CASTLE, WHO PASSED AWAY ON WEDNESDAY, APRIL 8, 1992 AT THE AGE OF SEVENTY-NINE. Sponsors: Senators Cook, McBride, Holloway, Vaughn, Connor; Representatives Houghton, B. Ennis, Mack, Reynolds, Spence.

Roll Call vote on the resolution revealed 21 Senators voting YES.

The resolution was declared adopted and sent to the House for consideration.

At 5:03 p.m. on motion of Senator Sharp, the Senate recessed for the Easter break until May 5, 1992 at 2:00 p.m.

The Senate reconvened on May 5, 1992 at 2:26 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed SB 322, HCR 79, HCR 80, HCR 82; SCR 93 and SCR 94.

The following communications were read in:

3333 Silverside Road  
Wilmington, DE 19810  
April 21, 1992

Dear Mr. Brady,

I'd like to express my sincere thanks for the Senate Tribute of Commendation which you recently bestowed upon me. Words can't express my deep appreciation for this honor you have given me.

Once again, my heartfelt thanks.

(Signed) Sincerely yours,  
Joseph Vattilana

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R. D. #3 Box 190  
Dover, Dela 19901  
April 19, 1992

Mr. Bernard Brady  
Secretary of Senate  
Legislative Hall  
Dover, Dela 19901

Dear Sec. Brady and Senate Members:

I would like to take this opportunity to thank you all for the lovely Memoriam for my late husband Richard L. Shorts.

It is quite an honor to my children and I to think that Dick was so highly respected and thought of.  
We sincerely thank you all.

Sincerely,  
(Signed) Ann G. Shorts

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STATE OF DELAWARE  
Office of the Governor

To the Members of the Delaware State Senate and the State  
House of Representatives of the 136th General Assembly

On April 21, 1992, I signed into law Senate Bill No 280 which is entitled:  
"AN ACT TO AMEND CHAPTER 80, TITLE 15 OF THE DELAWARE CODE RELATING TO CAMPAIGN  
CONTRIBUTIONS."

This legislation authorizes political subdivisions of the state to enact ordinances providing for public financing of their elections. It is important to point out that this is merely enabling legislation which permits the counties and municipalities to enact their own ordinances should they choose to provide for public financing. Therefore it will be necessary for those political subdivisions which elect to enact such legislation to carefully and thoroughly evaluate their needs and to develop ordinances which will equitably and effectively address those needs.

I support this legislation because I believe that public financing of local elections can lead to a more competitive system where challengers as well as incumbents have access to adequate resources with which to run effective campaigns. The impact which a system of public financing can have on elections to local office is particularly significant where large individual contributions can be disproportionate to the total amount of campaign contributions received by a candidate. In such elections, public financing can diminish the influence of special interest money, encourage the participation of small contributors and reduce the need for candidates to spend significant amounts of time soliciting money from large contributors.

Finally, it is my hope that any local ordinance which is enacted by a political subdivision as a result of SB 280 would not attempt to pay for the costs of public financing through a tax "add-on", i.e., by asking taxpayers to contribute funds in addition to their existing tax obligations. Studies by Common Cause and other nonpartisan interest groups have established that tax add-ons are unsuccessful as a public financing mechanism in that they result in minimal taxpayer participation and insufficient funding. Rather, any political subdivision seeking to enact a public financing ordinance should ensure that it already has a reliable funding source available or, alternatively, should consider voluntary contributions such as tax check-offs in order to implement the ordinance's provisions so as not to add an additional burden on its taxpayer.  
In conclusion, it is my hope that the legislation I have signed today can serve as a vehicle for establishing a more open, equitable and competitive local election process.

Sincerely,  
(Signed) Michael N. Castle

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The following amendment was introduced and placed with the bill:

SA 1 to SB 319 - Sponsor: Senator Adams

At 2:32 p.m., on motion of Senator Sharp, the Senate adjourned to immediately convene for the 22nd Legislative Day.

22ND LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 5, 1992



The Senate convened at 2:32 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Lt. Gov. Wolf presiding at 2:34 p.m.

Senator Connor marked PRESENT.

On motion of Senator Adams SB 319 was brought before the Senate and given its third and final reading.

SB 319 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PUBLIC UTILITIES PROVIDING TELECOMMUNICATIONS SERVICES.

SA 1, which had been previously placed with the bill, as introduced on motion of Senator Adams.

Senator Still marked PRESENT, and commented on the amendment.

Senator Hauge, Marshall and Torbert marked PRESENT.

Roll call vote on SA 1 was taken and revealed 18 Senators voting YES; and 3 (Knox, Martin, Neal) ABSENT; therefore, the amendment was declared adopted by the Senate.

SB 319 w/SA 1 was before the Senate. Senator Adams requested the privilege of the floor for Mr. Gilbert H. Smith, Jr. representing the Diamond State Telephone to address the bill. Senators McBride, Torbert and McDowell commented on the issue. Witness excused.

Senator Still requested to be added as a co-sponsor to the legislation.

Roll call vote on SA 319 w/SA 1 was taken and revealed 18 Senators voting YES; and 3 (Knox, Martin, Neal) ABSENT; therefore, the bill as amended was declared adopted and sent to the House for consideration.

On motion of Senator Sokola, HB 14 was brought before the Senate and read in for third and final time.

HB 14 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO SATISFACTION OF MORTGAGES.

SA 1 to the bill was introduced by sponsor, Senator Sokola.

Roll call vote on the SA 1 was taken and revealed 17 Senators voting YES; and 4 (Martin, McDowell, Minner, Neal) ABSENT; therefore, the amendment was adopted.

Senator Knox marked PRESENT during the above roll call.

HB 14 w/SA 1 was before the Senate. Roll call vote on the legislation was taken and revealed 18 Senators voting YES; and 3 (Martin, McDowell, Neal) ABSENT; therefore, HB 14 w/SA 1 was adopted by the Senate and returned to the House.

On motion of floor manager, Senator Sokola, HB 40 w/HA 1 was read in for the third and final time.

HB 40 w/HA 1, SA 1 - AN ACT TO AMEND CHAPTER 9, TITLE 4 OF THE DELAWARE CODE RELATING TO THE PURCHASING, BUYING OR GIVING OF ALCOHOLIC LIQUOR TO A MINOR OR THE CONSUMPTION OF ALCOHOLIC LIQUOR BY SUPERVISED MINORS AND PENALTIES THEREFOR.

SA 1 to the bill was introduced by Senator Bair. She requested the privilege of the floor for Mr. Richard Dillard, Senate Attorney to address the amendment. Several senators questioned the witness concerning the intent of the amendment. Witness excused.

Roll call vote on SA 1 was taken and revealed 20 Senators voting YES; and 1 (McBride) voting NO; therefore, the amendment was adopted.

Senators Martin and Neal marked PRESENT during the roll call.

HB 40 w/HA 1, SA 1 was before the Senate. Several Senators commented on the legislation. Senator Connor requested the privilege of the floor Mr. Richard Dillard, Senate Attorney to respond to the queries. Witness excused.

Senator Torbert requested the privilege of the floor for Mr. John Cordrey, Senate Attorney, to speak to the bill, and was the excused.

Roll call vote on HB 40 w/HA 1, SA 1 was taken and revealed 16 Senators voting YES; 4 (Cordrey, Marshall, McBride, McDowell) voting NO; and 1 (Holloway) NOT VOTING. The legislation was adopted and returned to the House.

On motion of Senator Blevins, HB 27 was brought before the Senate for consideration.

HB 27 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO PUBLIC CARRIERS, REGULATORY DUTIES AND FUNCTIONS, REGULATORY REQUIREMENTS, POWERS AND LIMITATIONS, AND PUBLIC CARRIER RATES.

SA 1, which had been previously placed with the bill, was brought up before the Senate on motion of Senator Blevins. Senator Torbert commented.

Roll call vote on SA 1 was taken and revealed 20 Senators voting YES; and 1 (Still) ABSENT; therefore, the amendment was declared adopted.

SA 2 to the bill was stricken by sponsor, Senator Bair.

SA 3 to the bill was introduced by Senator Bair.

Senator McDowell commented on the amendment. Senator Bair requested the privilege of the floor for Mr. Richard Dillard, Senate Attorney to speak to the issue. Witness excused.

Roll call vote on SA 3 was taken and revealed 20 Senators voting YES; and 1 (McDowell) NOT VOTING; therefore the amendment was adopted.

HB 27 w/SA 1, 3 was now before the Senate. Senator Blevins requested the privilege of the floor for Mr. Jim Hanley of the Department of Transportation to speak to the bill. Several senators engaged in a discussion. Witness excused.

HB 27 w/SA 1, 3 was laid on the table on motion of Senator Blevins.

A messenger from the Governor was announced and admitted.

At 3:44 p.m., on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 4:34 p.m. with Senator Cordrey presiding.

SENATE CONSENT CALENDAR #27 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 52 - ESTABLISHING A STATEWIDE TASK FORCE TO STUDY THE FEASIBILITY OF ALLOWING CHILDREN OF ALCOHOL OR DRUG ABUSERS, UNDER CERTAIN CIRCUMSTANCES, TO HAVE THE RIGHT TO REQUEST AND RECEIVE PREVENTIVE PROFESSIONAL COUNSELING, WITHOUT PARENTAL CONSENT. Sponsors: Senator Holloway; Representative Moore.

SCR 95 - COMMENDING LEAH L. ROEDEL OF WILMINGTON, DELAWARE WHO IS THE RECIPIENT OF THE DELAWARE AUDOBON SOCIETY'S CONSERVATION MEDAL. Sponsors: Senators Bair, Knox, Minner; Representatives Smith, Carey, Maroney.

HCR 79 - HONORING THOSE INDIVIDUALS WHO HAVE BEEN SELECTED AS A RECIPIENT OF THE DELAWARE AWARD FOR EXCELLENCE AND COMMITMENT IN STATE SERVICE. Sponsors: Representative Spence, on behalf of all Representatives; Senator Cordrey on behalf of all Senators.

HCR 80 - COMMENDING THE STUDENTS SELECTED AS STATE SUPERINTENDENT'S SCHOLARS OF 1992. Sponsors: Representative Fallon; Senator McBride.

HCR 82 - CONGRATULATING THE REVERENT RICHARD N. GRANT, O.S.F.S., PRINCIPAL OF SALESIANUM SCHOOL IN WILMINGTON, UPON HIS RETIREMENT FROM HIS EDUCATION AND EXPRESSING APPRECIATION FOR HIS DEDICATED SERVICE ON BEHALF OF DELAWARE YOUTH. Sponsor: Representative George.

Roll call vote on the Consent Calendar was laid on the table by Senator Minner before the vote was announced.

Lt. Gov. Wolf presiding at 4:36 p.m.

Senator Still requested the privilege of the floor for the purpose of a introduction. Mr. Sameh El Sovefi of Egypt, who was a guest in the chamber representing Rotary GSE, briefly addressed the chamber.

On motion of Senator Minner, Consent Calendar #27 was lifted from the table. Roll call vote was announced and revealed 21 Senators voting YES; therefore, the Resolutions were adopted. The Senate Resolutions were sent to the House and the House Resolutions were returned to the House.

On motion of Senator McBride, HCR 83 was brought before the Senate for consideration.

HCR 83 - IN RECOGNITION OF NATIONAL TEACHER DAY, MAY 5, 1992 AND COMMENDING ALL TEACHERS, ESPECIALLY OUR OWN DELAWARE TEACHERS WHO PERFORM SUCH A MAGNIFICENT AND SIGNIFICANT ROLE IN EDUCATING FUTURE GENERATIONS OF AMERICANS AND DELAWAREANS. Sponsors: Representative Fallon; Senator McBride.

Roll call vote on HCR 83 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and returned to the House.

Senator Martin commented.

On motion of Senator Bair, SCR 99 was read in and brought before the Senate for consideration.

SCR 99 - COMMENDING JEANETTE SAUNDERS, SANDY SMALLWOOD, VALERIE RODGERS, AND CARMELLA CAMPAGNA FOR HAVING BEEN SELECTED AS THE 1992 YMCA ACHIEVERS, AND FURTHER CONGRATULATING THE YMCA OF NEW CASTLE COUNTY, ITS STAFF AND BOARD OF DIRECTORS FOR HONORING THESE WOMEN AS ACHIEVERS IN HOUSING, EMPLOYMENT PREPARATION, CHILD CARE, AND WELLNESS. Sponsors: Senator Bair; Representative Maroney; Senators Holloway, Blevins; Representatives Di Pinto, Moore, Sillis, Boykin, Soles.

Roll call vote on SCR 99 was taken and revealed 21 Senators voting YES; therefore, the Resolution was adopted and sent to the House for consideration.

At 4:48 p.m. on motion of Senator Sharp, the Senate recessed until 3:30 p.m. on Wednesday, May 6, 1992.

The Senate reconvened at 3:37 p.m., May 6, 1992, with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HB 460, HB 446, HCR 83, SB 288 w/SA 1, SB 270 w/SA 1, and SB 297.

A message from the House stating that Representative Steven H. Amick withdrew as a co-sponsor of SCR 94 on April 7, 1992.

The following legislation was introduced and assigned to the Judiciary Committee:

SB 332 - AN ACT TO AMEND CHAPTER 9, TITLE 10, AND CHAPTER 51, TITLE 31, DELAWARE CODE, RELATING TO THE SENTENCING AND DISPOSITIONS FOR CHILDREN WHO HAVE BEEN ADJUDICATED DELINQUENT. Sponsors: Senators Vaughn, Sharp.

The following letters of nomination for appointment from the Governor was read and laid on the table.

STATE OF DELAWARE  
Office of the Governor  
May 5, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Vincent A. Bifferato, 1019 Weldin Circle, Wilmington, DE 19803, to be appointed Resident Associate Judge of the Superior Court of the State of Delaware, in and for New Castle County, to serve a twelve year term, to succeed Vincent J. Poppitt.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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The following letters of nomination for appointment from the Governor was read and assigned to the Executive Committee.

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STATE OF DELAWARE  
Office of the Governor  
May 5, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: E. Lee Vought, 39 Pennsylvania Avenue, Rehoboth Beach, DE 19971, to be reappointed as a member of the Coastal Zone Industrial Control Board to serve a term expiring April 14, 1993 to succeed Eugene Bookhammer who has resigned.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
May 5, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Gwynne P. Smith, 1419 Fresno Road, Wilmington, DE 19803, to be appointed as a member of the New Castle County Board of Elections to serve a term expiring May 15, 1995 to succeed James J. Sullivan, who has resigned.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
May 5, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: **Emperatriz Alaix**, 5129 W. Woodmill Drive, Wilmington, DE 19808, to be reappointed as a member of the State Ethics Commission to serve a seven year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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The following legislation was introduced and assigned to committee:

**SB 333** - AN ACT TO AMEND CHAPTER 23, SUBCHAPTER III, TITLE 29, DELAWARE CODE RELATING TO A REASONABLE FEE TO CLAIMANT'S ATTORNEY FOR SERVICES ON AN APPEAL. Sponsors: Senator Vaughn; Representatives Spence, Ewing, D. Ennis, Houghton. To Judiciary.

**SB 334** - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO THE PROCUREMENT OF MATERIAL AND AWARD OF CONTRACTS FOR PUBLIC WORKS BY STATE AGENCIES, COUNTY AGENCIES AND SCHOOL DISTRICTS. Sponsor: Senator Minner. To Administrative Services.

**SB 335** - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NURSERIES AND NURSERY STOCK. (2/3 vote) Sponsors: Senators Adams, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Agriculture.

**SB 336** - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO RABIES CONTROL. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Agriculture.

**HB 446** - AN ACT TO AMEND CHAPTER 29, TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF THE STATE AND/OR ITS POLITICAL SUBDIVISIONS. Sponsors: Representatives Bennett, Outten. To Administrative Services.

**HB 460** - AN ACT TO AMEND 67 DELAWARE LAWS CHAPTER 226 RELATING TO CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO THE MEDICAL PRACTICES ACT. Sponsor: Representative Amick. To Sunset.

The following amendments were introduced and placed with the bill:

**SA 1 to SB 273** - Sponsor: Senator Torbert, Senator Holloway.

**SA 1 to SB 325** - Sponsor: Senator Adams.

**SA 4 to HB 161** - Sponsor: Senator Sharp.

The following Committee reports were announced:

From the Judiciary Committee: **SB 282** - 4 Merits, **SB 330** - 4 Merits, **HB 18 w/HA 1** - 4 Merits, **HB 19** - 4 Merits, **HB 23** - 4 Merits, **HB 481** - 4 Merits.

From Administrative Services Committee: **HJR 17 w/HA 1** - 3 Merits.

From Judiciary: **SB 287** - 3 Merits.

On motion of Senator Sharp, the Senate adjourned at 3:51 p.m. to immediately convened for the 23rd Legislative Day.

23RD LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 6, 1992

The Senate convened at 3:51 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Connor.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Cordrey requested the privilege of the floor for Major Douglas Rennewanz, Chaplin, Civil Air Patrol, who briefly addressed the body. He then presented a certificate of appreciation to Senator William Torbert for his recent participation with the unit.

Senator McBride marked PRESENT.

On motion of Senator Blevins, HB 331 was brought before the Senate for consideration and given its third and final reading.

HB 331 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIERS FUEL PURCHASE LAW.

Senator Cordrey questioned the floor manager of the bill, Senator Blevins, who in turn requested the privilege of the floor for Mr. Dale A. Shurman of the Division of Motor Fuel Tax to respond to Senator Cordrey's query. Several other senators also engaged in a discussion with the witness, and was then excused.

Senator Venables marked PRESENT during discussion of the bill.

Senator Minner stated that she would be recorded as NOT VOTING on this legislation due to conflict of interest.

Senator Knox marked PRESENT.

Roll call vote on HB 331 was taken; however, the roll call was tabled before being announced.

Senator Holloway marked PRESENT during the above roll call.

On motion of Senator Blevins, HB 161 w/HA 1, SA 2, HA 2, HA 4 was brought before the Senate for consideration.

HB 161 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES.

SA 3 which had previously been placed with the bill, was brought up for consideration on motion of Senator Blevins.

Roll call vote on SA 3 was taken and revealed 20 Senators voting YES; and 1 (Still) voting NO; therefore, the amendment was adopted.

SA 4 to the bill was introduced on motion of sponsor, Senator Sharp.

Senator Bair commented on the intent of the amendment.

Roll call vote on SA 4 was taken and revealed 19 Senators voting YES; and 2 (McBride, Still) voting NO; therefore, SA 4 was declared adopted by the Senate.

Roll call on HB 161 w/HA 1, SA 2, HA 2, HA 4, SA 3, SA 4 was taken and revealed 20 Senators voting YES; and 1 (McDowell) voting NO; therefore, HB 161 as further amended was returned to the House.

On motion of Senator Sharp, SB 320 was brought before the Senate for consideration.

SB 320 - AN ACT TO AMEND CHAPTER 72, TITLE 7, DELAWARE CODE RELATING TO SUBAQUEOUS LANDS.

Several senators commented on the legislation.

Roll call vote on SB 320 was taken and revealed 19 Senators voting YES; and 2 (Cordrey, Venables) ABSENT; therefore, SB 320 was adopted by the Senate and sent to the House for consideration.

On motion of Senator Adams, SB 307 was brought before the Senate and given its final reading.

SB 307 - AN ACT TO AMEND VOLUME 67, CHAPTER 220, LAWS OF DELAWARE, RELATING TO STATEWIDE AUTHORITY OF POLICE OFFICERS.

Roll call vote on SB 307 was taken and revealed that 21 Senators voted YES; therefore, the Bill was adopted and sent to the House.

On motion of Senator Sharp, SB 304 was brought before the Senate for consideration.

SB 304 - AN ACT TO AMEND TITLE 25, DELAWARE CODE RELATING TO MECHANIC'S LIENS AND WAIVERS THEREOF.

SA 1 to the bill was introduced by Senator Sharp.

Roll call vote on the amendment was taken and revealed 21 Senators voting YES; therefore, SA 1 was adopted.

SB 304 w/SA 1 was now before the Senate. Senators Neal and Venables commented on the legislation. Roll call vote on the bill was taken and revealed 20 Senators voting YES; and 1 (Hauge) voted NO; therefore, SB 304 w/SA 1 was passed by the Senate and sent to the House for consideration.

On motion of Senator Holloway, SB 308 was brought before the Senate for consideration.

SB 308 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO PROCUREMENT OF HOTEL OR MOTEL ACCOMMODATIONS FOR MINORS TO COMMIT CRIMINAL ACTIVITY.

Senators Bair and Blevins commented.

Senator Holloway requested the privilege of the floor for Mr. John Cordrey, Senate Attorney, to respond to the questions. Senators Connor, Bair, and Hauge continued to discuss the bill with the witness. Mr. Cordrey was then excused and roll call was taken on SB 308 with 18 Senators voting YES; and 3 (Hauge, Neal, Still) voting NO; therefore, SB 308 was passed by the Senate and sent to the House for consideration.

A messenger from the Governor was announced and admitted.

Senator Adams requested that all necessary rules be suspended for the purpose of voting on gubernatorial nominations. The following nominees were considered:

Jean Crompton - 18 Senators voted YES; 3 (McBride, Sharp, Vaughn) voted No. Appointment confirmed.

H. Alfred Tarrant, Jr. - 7 Senators (Bair, Connor, Hauge, Knox, Martin, Neal, Still)

voted YES; 10 Senators (Adams, Cordrey, Holloway, McBride, McDowell, Sharp, Sokola, Torbert, Vaughn, Venables) voted NO; 4 (Blevins, Cook, Marshall, Minner) NOT VOTING. Appointment defeated. Note: Senator Holloway stated beforehand that he would vote no on this appointment.

Patricia Stowell - 18 Senators voted YES; 2 Senators (Cordrey, Sharp) voted NO; and 1 (Vaughn) NOT VOTING. Appointment Confirmed.

Sharon Rothwell - 20 Senators voted YES; 1 (McDowell) voted NO. Appointment Confirmed.

John H. Cordrey, Esq. - 21 Senators voted YES. Appointment Confirmed.

Thomas Clark Jackson - 8 Senators voted YES (Bair, Connor, Holloway, Knox, Martin, Neal, Still, Torbert); 3 Senators voted NO (Hauge, Sharp, Sokola); 10 Senators (Adams, Blevins, Cook, Cordrey, Marshall, McBride, McDowell, Minner, Vaughn, Venables) NOT VOTING. Appointment defeated.

The nomination of Vincent Bifferato, which had been laid on the table, was lifted from the table under suspension of rules. 21 Senators voted YES. Appointment confirmed.

William Nicholas - 16 Senators (Adams, Bair, Blevins, Connor, Cook, Hauge, Holloway, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Torbert, Venables) voted YES; 5 Senators (Cordrey, McDowell, Minner, Sharp, Vaughn) NOT VOTING. Appointment Confirmed.

On motion of Senator Still, SCR 98 was brought before the Senate for consideration.

SCR 98 - CONGRATULATING THE CITY OF DOVER FOR HAVING BEEN CHOSEN AS THE HOST CITY FOR THE FOURTH ANNUAL TOUR DU PONT BICYCLE RACE ON FRIDAY, MAY 8, 1992. Sponsors: Senators Still, Vaughn, Cook, Torbert, Minner; Representatives Outten, B. Ennis, Clark, Quillen, Bennett, Caulk, Buckworth, Roy.

Senator Sokola requested to be added as a co-sponsor.

Roll call vote on SCR 98 was taken and revealed 21 Senators voting YES. The Resolution was adopted and sent to the House for its consideration.

SB 284 w/HA 2 was just returned from the House. Senator Marshall requested that the rules be suspended for the purpose of acting on the Bill.

SB 284 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ESTIMATION AND REPORTING OF TAX PREFERENCES.

Roll call vote on SB 284 w/HA 2 was taken and revealed 21 Senators voting YES. The bill was adopted by the Senate and sent to the Governor.

On motion of Senator Cook, SCR 100 was brought before the Senate for consideration.

SCR 100 - PAYING TRIBUTE TO DR. EDWARD W. GOATE, SUPERINTENDENT OF THE CAPITAL SCHOOL DISTRICT, FOR HIS MANY YEARS OF SERVICE TO THE TEACHERS, PARENTS, AND CHILDREN OF THE DISTRICT, AND EXPRESSING BEST WISHES FOR A HAPPY, HEALTHY, AND PROSPEROUS RETIREMENT. Sponsors: Senator Cook; Representative Outten; Senators Torbert, Vaughn, Minner, Still; Representatives B. Ennis, Clark, Bennett, Caulk, Quillen. Senator Bair requested that she be added as a co-sponsor.

Roll call vote on SCR 100 was taken and revealed 21 Senators voting YES. The Resolution was adopted and sent to the House for its consideration.

On motion of Senator Sharp, the Senate recessed at 5:25 p.m. until May 7, 1992 at 2:00 p.m.

The Senate reconvened at 2:03 p.m. with Senator Cordrey presiding.

The following Committee reports were announced:

From Highways & Transportation: SB 324 - 5 Merits;

From Public Safety: SB 325 - 6 Merits, SB 326 - 6 Merits;

From Natural Resources & Environmental Control: SB 181 - 5 Merits, SB 290 - 4 Merits, HB 461 - 6 Merits;

From Finance: SB 285 - 6 Merits;

From Judiciary: SB 228 - 3 Merits, HB 467 - 3 Merits;

From Agriculture: SB 335 - 5 Merits, SB 336 - 5 Merits.

The following gubernatorial nomination for appointment was read in and assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
May 6, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following:

Keith Dorman, 134 Countryside Lane, Bear, DE 19701, to be reappointed as a member of the Board of Pension Trustees to serve a four year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,  
Michael N. Castle  
Governor

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 89 w/HA 1, SB 168 w/SA 1, SB 217 w/HA 1, and SCR 92. The following legislation was introduced and assigned:

SB 337 - AN ACT TO AMEND CHAPTER 1, TITLE 22 OF THE DELAWARE CODE RELATING TO MUNICIPALITIES. Sponsors: Senator McDowell. To Community/County Affairs.

SB 338 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE MANDATES TO LOCAL GOVERNMENTS. Sponsor: Senator Venables. To Community/County Affairs.

SB 339 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE RELATING TO DELAWARE SOLID WASTE FINANCES. Sponsors: Senator Cordrey; Senator Venables; Representatives Bunting, West. To Natural Resources & Environmental Control.

HB 89 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO FEDERAL SAFETY STANDARDS APPLICABLE TO WINDOW TINTING. Sponsors: Representative Ewing & Senator Torbert; Representatives Carey, Caulk, B. Ennis. To Public Safety.

SA 1 to SB 323 - Sponsor: Senator Cordrey. Placed with the Bill.  
SJR 12 - DIRECTING THE OFFICE OF THE STATE AUDITOR TO AUDIT THE DELAWARE SOLID WASTE AUTHORITY TO DETERMINE THE AMOUNT AND UTILIZATION OF AUTHORITY RESERVE FUNDS. Sponsors: Senator Venables; Senators Adams, Cordrey, Minner; Representatives Bunting, Carey, Ewing, Fallon, Lee, Schroeder, West. Laid on the Table.

Lt. Gov. Wolf presided at 2:08 p.m. during the reading-in of the legislation.

At 2:13 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 24th Legislative Day.

24TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 7, 1992

The Senate convened at 2:13 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Neal.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Under suspension of rules, SS 1 for SB 100 was brought up for consideration on motion of Senator McBride.

SS 1/SB 100 - AN ACT TO AMEND PART VI, TITLE 11 OF THE DELAWARE CODE RELATING TO VICTIMS OF CRIMES.

Senator McBride requested the privilege of the floor for Lori Sitler, representing the Delaware Council of Crime and Justice, who briefly addressed the bill. Witness excused.

Senator McBride requested the privilege of the floor for Mr. Robert H. Barlow, representing the Family and Friends of Murder Victims. He briefly addressed the merits of the bill. Witness excused.

Senator McBride requested the personal privilege of the floor for Christina S. Brennan with the Rape Crisis Contact.

Senator McBride then requested the privilege of the floor for Barbara Bruno, representing the Survivors of Domestic Violence Coalition. She briefly addressed the body with personal testimony. Witness excused.

Several Senators engaged in a discussion of the bill and questioned the witnesses who after which they were excused.

Senators Knox, Holloway, Marshall, McDowell marked PRESENT.

Roll call vote on SS 1 /SB 100 was taken and revealed 19 Senators voting YES and 2 (Hauge and Knox) NOT VOTING; therefore, the Bill was declared adopted by the Senate and sent to the House for consideration.

Senators Hauge and Martin marked PRESENT during the above roll call.

On motion of Senator Adams, SB 301 was read in for the third and final time and brought before the Senate for consideration.

SB 301 - AN ACT TO AMEND CHAPTERS 55 AND 55A, TITLE 29, DELAWARE CODE.

SA 1, which had previously been placed with the Bill, was brought before the Senate for adoption. Roll call vote on SA 1 revealed 21 Senators voting YES; therefore, the amendment was adopted and made part of the Bill.

SB 301 w/SA 1 was before the Senate. Senator Adams requested the privilege of the

floor for Mr. Donald McArdle of the Pension Office to speak to the Bill. Witness excused. Senator Sharp and Senator Cordrey commented on the issue.

Roll call vote on SB 301 w/SA 1 was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

On motion of Senator Adams, SB 311 was given its third and final reading and brought before the Senate.

SB 311 - AN ACT TO AMEND TITLE 3 DELAWARE CODE RELATING TO DISPARAGEMENT OF AGRICULTURAL OR AQUACULTURAL PRODUCTS.

Senator Bair commented.

Roll call vote on SB 311 was taken and revealed 21 Senators voting YES; therefore, SB 311 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Sharp at 3:23 p.m., the Senate recessed for party caucus.

The Senate reconvened at 3:58 p.m. with Senator Cordrey presiding.

On motion of Senator Vaughn, SB 267 was given its third and final reading and brought before the Senate for consideration.

SB 267 - AN ACT TO AMEND LAWS OF DELAWARE, VOLUME 66, CHAPTER 291, AS AMENDED, THE CHARTER OF THE TOWN OF CLAYTON, TO ESTABLISH THE POSITION OF VICE-PRESIDENT OF THE TOWN COUNCIL OF THE TOWN OF CLAYTON.

Roll call vote on SB 267 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted and sent to the House.

SB 321 was stricken on motion from Senator Venables.

HB 439 was brought before the Senate on motion of Senator Sokola.

HB 439 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO" TO CONFER UPON THE COMMISSIONERS OF THE TOWN OF MILLSBORO CERTAIN POWERS RELATING TO THE TAXATION OF REAL ESTATE TRANSFERS WITHIN THE TOWN OF MILLSBORO, AND TO INCREASE THE AMOUNT FOR WHICH CONTRACTS CAN BE AWARDED WITHOUT COMPETITIVE BIDDING. (2/3 vote)

Roll call vote on HB 439 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted and returned to the House.

Senator Sharp presiding at 4:03 p.m.

On motion of Senator Cordrey, SB 323 was given its third and final reading and came before the Senate for consideration.

SB 323 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MORTGAGES.

SA 1 to the bill was introduced by Senator Cordrey. Roll call vote on SA 1 was taken and revealed 20 Senators voting YES; and 1 (Cook) ABSENT; therefore, the amendment was adopted.

Roll call vote on SB 323 w/SA 1 was taken and revealed 21 Senators voting YES; therefore, the Bill as amended was sent to the House for consideration.

Under suspension of rules, SJR 11 was brought before the Senate on motion of Senator Holloway.

SJR 11 w/SA 2, HA 1, w/HA 1 - ESTABLISHING A CITIZEN TASK FORCE TO STUDY THE FEASIBILITY OF A STATEWIDE UNIFORM CODE OF CONDUCT FOR PUBLIC SCHOOL STUDENTS AND MAKE RECOMMENDATIONS TO THE STATE BOARD OF EDUCATION AND THE GENERAL ASSEMBLY ON A SET OF STANDARD SANCTIONS FOR THOSE WHO VIOLATE SUCH CODE OF CONDUCT.

Senator Bair commented on the Resolution. Due to a technical concern, the legislation was temporarily laid on the table by Senator Holloway.

SB 306 was brought before the Senate on motion of Senator Marshall.

SB 306 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE RELATING TO TAX CREDITS FOR EMPLOYING PREVIOUSLY UNEMPLOYED PERSONS.

Senator Bair requested the privilege of the floor for Steven Kubico, analyst with the Controller General's office.

Lt. Gov. Wolf presiding at 4:20 p.m.

Senators Neal and Venables questioned the witness and was then excused. Several other Senators commented on the Bill.

Roll call vote on SB 306 was taken and revealed 14 Senators voting YES; 6 Senators (Adams, Bair, Cordrey, Hauge, Knox, Neal) voting NO; and 1 (Holloway) ABSENT. The Bill was adopted by the Senate and sent to the House for consideration.

Under suspension of rules and on motion of Senator Venables, SJR 12 was brought before the Senate for consideration.

SJR 12 - DIRECTING THE OFFICE OF THE STATE AUDITOR TO AUDIT THE DELAWARE SOLID WASTE AUTHORITY TO DETERMINE THE AMOUNT AND UTILIZATION OF AUTHORITY RESERVE FUNDS. Sponsors: Senators Venables, Adams, Cordrey, Minner; Representatives Bunting, Carey, Ewing, Fallon, Lee, Schroeder, West.

Senators Sokola, Blevins, Cook requested to be added as co-sponsors of the Resolution.

Senator Knox commented on the issue. Senator McDowell asked for the privilege of the floor for Pasquale S. Canzano, representing the Delaware Solid Waste Authority, to respond to the queries of the Senators. After considerable discussion, the witness was excused.



Roll call vote on SJR 12 was taken and revealed 14 Senators voting YES; 6 Senators (Adams, Bair, Connor, Hauge, Knox, McBride) voting NO; 1 (McDowell) NOT VOTING. Having received the required number of votes, SJR 12 was adopted by the Senate and sent to the House for consideration.

On motion of Senator Connor, SCR 101 was brought before the Senate for consideration.

SCR 101 - CONGRATULATING THE DELAWARE STATE CHAMBER OF COMMERCE FOR ITS CONTINUING COMMITMENT TO EDUCATION IN DELAWARE AND FURTHER CONGRATULATING THE WINNERS OF THE 1992 SUPERSTARS! IN EDUCATION PROGRAM. Sponsors: Senators Connor, Minner; Representative Fallon.

Roll call vote on SCR 101 was taken and revealed 21 Senators voting YES; therefore, the Resolution was adopted and sent to the House for consideration.

The following legislation was introduced and assigned to committee:

SB 340 - AN ACT TO AMEND TITLE 24, CHAPTER 1 OF THE DELAWARE CODE RELATING TO CERTIFIED ACCOUNTANTS AND PUBLIC ACCOUNTANTS. Sponsor: Senator McDowell. to Administrative Services.

On motion of Senator Sharp, the Senate recessed at 5:09 p.m. until May 12, 1992 at 2:00 p.m.

The Senate reconvened at 2:12 p.m., May 12, 1992 with Lt. Gov. Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed SCR 95, SCR 96, SCR 98, SCR 99, and SCR 100.

A communication from Senator Sharp was read, adding Representative Charles Hebner as a co-sponsor of SB 39.

LEGISLATIVE ADVISORIES #38 through #39 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #38, dated April 15, 1992.

The following legislation was signed by the Governor on the date indicated:

SB 300 - 4/13/92 (Volume 68, Chapter 225, Laws of Delaware). HB 438 - 4/15/92 (Volume 68, Chapter 226, Laws of Delaware); HB 412 - 4/15/92 (Volume 68, Chapter 227, Laws of Delaware).

The following legislation is the first leg of a Constitutional Amendment and does not require the Governor's signature.

HB 30 w/SA 1, 2 (Volume 68, Chapter 228, Laws of Delaware).

LEGISLATIVE ADVISORY #39, dated April 27, 1992.

The following legislation was signed by the Governor on the date indicated.

SB 322 - 4/16/92 (Volume 68, Chapter 229, Laws of Delaware); SB 280 - 4/21/92 (Volume 68, Chapter 230, Laws of Delaware); HB 376 - 4/22/92 (Volume 68, Chapter 232, Laws of Delaware); HB 205 - 4/22/92 - (Volume 68, Chapter 233, Laws of Delaware); HB 305 - 4/22/92 (Volume 68, Chapter 234, Laws of Delaware); HB 440 - 4/27/92 - (Volume 68, Chapter 235, Laws of Delaware); HB 374 w/HA 1 to HA 1, HA 2, HA 3 - 4/27/92 (Volume 68, Chapter 236, Laws of Delaware).

The following Committee report was announced: HB 409 from the Community/County Affairs - 4 Merits.

The following legislation was introduced and assigned to committee:

SB 341 - AN ACT TO AMEND CHAPTER 22, TITLE 16, DELAWARE CODE, RELATING TO THE COMMITMENT AND EMERGENCY TREATMENT OF INTOXICATED PERSONS. Sponsors: Senator Holloway; Representative Maroney. To Health and Social Services.

SB 342 - AN ACT TO AMEND CHAPTER 51, TITLE 16, DELAWARE CODE RELATING TO THE ADMISSION, MAINTENANCE AND DISCHARGE OF PATIENTS. Sponsors: Senator Holloway; Representative Maroney. To Health and Social Services.

SB 343 - AN ACT TO AMEND CHAPTER 50, TITLE 16, DELAWARE CODE, RELATING TO THE INVOLUNTARY COMMITMENT OF THE MENTALLY ILL. Sponsors: Senator Holloway; Representative Maroney. To Health and Social Services.

SB 344 - AN ACT TO AMEND CHAPTER 101, TITLE 3 OF THE DELAWARE CODE RELATING TO THE REGULATION OF HORSE RACING. Sponsors: Senator Venables. To Agriculture.

SB 345 - AN ACT TO AMEND TITLE 3, CHAPTERS 100 AND 101 OF THE DELAWARE CODE RELATING TO THE NUMBER OF HARNESS HORSE RACING DAYS AND THE SIMULCASTING OF HARNESS HORSE RACES. Sponsors: Senators Sharp, Cordrey, Adams, Cook, Holloway, Minner, McBride, Marshall, Vaughn, Venables, Bair, Still; Representatives Bennett, Clark, Carey, Buckworth, Caulk, Ewing, Fallon, B. Ennis, Outten, Quillen, Spence. To Agriculture.

The following amendments were introduced and placed with the bill:

SA 4 to HB 27 - Sponsor: Senator Blevins

SA 1 to SJR 11 - Sponsor: Senator Holloway

At 2:22 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 25th Legislative Day.

25TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 12, 1992

The Senate convened at 2:22 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Torbert.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Holloway opined on the "red tape" in Delaware that firms must go through before construction of commercial projects can commence.

On motion of Senator Adams, SB 324 was given its third and final reading and brought before the Senate for consideration.

SB 324 - AN ACT TO AMEND CHAPTER 26, TITLE 21 RELATING TO WAIVERS FOR COMMERCIAL DRIVER LICENSE PROVISIONS. (2/3 vote)

Roll call vote on SB 324 was taken and revealed 19 Senators voting YES; 2 (Martin, McDowell) ABSENT; therefore, the Bill was declared adopted by the Senate and sent to the House for consideration.

Senators Hauge, Marshall, McBride, Neal marked PRESENT during the above roll call.

SB 325 was taken up for consideration on motion of Senator Adams.

SB 325 - AN ACT TO AMEND CHAPTER 21, TITLE 21 DELAWARE CODE RELATING TO WEIGHTS AND SIZES OF SPECIFIC VEHICLES.

SA 1, which had been placed with the bill, was presented for a vote with 19 Senators voting YES and 2 (Martin and McDowell) ABSENT. The amendment was adopted and made part of the bill.

SA 2 to the Bill was introduced by Senator Adams. Roll call vote on the amendment was taken and revealed 19 Senators voting YES; and 2 (Martin, McDowell) ABSENT; therefore, SA 2 was adopted.

Roll call vote on SB 325 w/SA 1, SA 2 was taken and revealed 20 Senators voting YES, and 1 (Martin) ABSENT; therefore, the Bill as amended was sent to the House for consideration.

Senator McDowell marked PRESENT during the above roll call.

SB 326 was laid on the table on motion of Senator Adams.

On motion of Senator Blevins, HB 27 w/SA 1,3 was lifted from the table.

HB 27 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO PUBLIC CARRIERS, REGULATORY DUTIES AND FUNCTIONS, REGULATORY REQUIREMENTS, POWERS AND LIMITATIONS, AND PUBLIC CARRIER RATES.

SA 4, having been previously placed with the Bill, was presented for a vote by Senator Blevins. Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Martin) ABSENT, therefore the amendment was adopted and made part of the bill.

On motion of Senator Blevins, HB 27 w/ SA 1,3,4 was then laid on the table.

On motion of Senator Adams, SB 326 was lifted from the table.

SB 326 - AN ACT TO AMEND TITLE 21 DELAWARE CODE RELATING TO FARM TRUCK REGISTRATION AND TRACTION ENGINES. (2/3 vote)

SA 1 to the Bill was introduced by sponsor, Senator Adams. Roll call vote on SA 1 was taken and revealed 19 Senators voting YES; and 2 (Marshall, Martin) ABSENT; therefore, the amendment was declared adopted by the Senate.

SB 326 w/SA 1 was now before the Senate. Senators McDowell, Venables, and Connor commented on the bill. Roll call vote on SB 326 w/SA 1 was taken and revealed 20 Senators voting YES with 1 (Martin) ABSENT. The bill as amended was adopted by the Senate and sent to the House for its consideration.

Senator Adams requested the personal privilege of the floor for Mr. Alan V. Sokolow, a guest in the chamber. Mr. Sokolow, representing the Council of State Governments, briefly addressed the body.

On motion of Senator McDowell, SB 282 was brought before the Senate to be considered for adoption.

SB 282 - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE TO CREATE A NEW CHAPTER 8, RELATING TO LEGAL NOTICE AND ADVERTISEMENTS.

Senators Bair and Holloway commented on the issue.

Roll call vote on SB 282 was taken and revealed 14 Senators voting YES; 6 Senators (Bair, Connor, Hauge, Knox, Neal, Still) voting NO; and 1 (Martin) ABSENT. SB 282 was adopted by the Senate and sent to the House for its consideration.

On motion of Senator Minner, HB 461 was brought before the Senate.

HB 461 - AN ACT TO AMEND CHAPTER 80, TITLE 7 OF THE DELAWARE CODE RELATING TO THE GOVERNOR'S REPRESENTATIVES TO THE APPALACHIAN STATE LOW-LEVEL RADIOACTIVE WASTE COMMISSION.

Roll call vote on HB 461 was taken and revealed 20 Senators voting YES; and 1 (Martin) ABSENT; therefore, the Bill was adopted by the Senate and returned to the House.

On motion of Senator Venables, SB 217 was brought before the Senate for consideration.

SB 217 - AN ACT TO AMEND CHAPTER 33, TITLE 24, DELAWARE CODE, RELATING TO THE BOARD OF VETERINARIANS.

Roll call vote on SB 217 was taken and revealed 20 Senators voting YES; and 1 (Martin) ABSENT; therefore, the SB 217 was declared adopted by the Senate and sent to the House for consideration.

SB 237 was stricken on motion of Senator Vaughn.

HB 249 w/HA 1 was taken up for consideration on motion of Senator Marshall.

HB 249 w/HA 1 - AN ACT TO AMEND SECTION 3315(4), CHAPTER 33, TITLE 19, DELAWARE CODE, RELATING TO UNEMPLOYMENT COMPENSATION BENEFITS.

Senator Cordrey commented. Sen. Marshall requested the privilege of the floor Mr. W. Thom MacPherson of the Division of Unemployment Insurance. Senator Still questioned the witness who was then excused.

Roll call vote on HB 249 w/HA 1 was taken and revealed that 13 Senators; 7 Senators (Adams, Bair, Cordrey, Hauge, Knox, Neal, Still) voting NO; and 1 (Martin) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

HB 27 w/SA 1, 3, 4 was lifted from the table and brought before the Senate on motion of floor manager, Senator Blevins.

Privilege of the floor was extended to Mr. Mark A. McNulty, acting director of DelDOT to respond to questions regarding this legislation. Senators Venables, McDowell, and Torbert queried the witness and who was then excused.

Senator Torbert requested the privilege of the floor for Mr. John Cordrey, Senate Attorney. Senator Blevins questioned the witness and was then excused.

Roll call vote on HB 27 w/SA 1, 3, 4 was taken and revealed 13 Senators voting YES; 8 Senators (Adams, Cordrey, McDowell, Minner, Still, Torbert, Vaughn, Venables) voting NO; therefore, the HB 27 as amended was declared adopted by the Senate and returned to the House.

Senator Martin marked PRESENT during the above roll call.

At 3:25 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

A messenger from the Governor was announced and admitted.

The Senate reconvened at 4:36 p.m. with Lt. Governor Wolf presiding.

The following letter of nomination for appointment from the Governor was read and assigned to the Executive Committee.

STATE OF DELAWARE  
Office of the Governor  
May 12, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following:

Orval L. Foraker, Jr., 12 Daylilly Court, Wilmington, DE 19808, to be appointed as a member of the New Castle County Board of Elections to serve a four year term succeeding Howard R. Ogden who has resigned.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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The following Committee reports was announced:

From Children/Youth/Families - HB 187 w/HA 1,2,4 - 5 Merits

SB 285 was taken up for consideration on motion of Senator Vaughn.

SB 285 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO ELSIE EVERETT, TRANSFERRING MONIES INTO THE STATE EMPLOYEES' PENSION FUND, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT PROVIDED BY THIS ACT AS IF THE PAYMENT WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE.

Senators Bair and Still commented.

Roll call vote on SB 285 was taken and revealed 13 Senators voting YES; 8 Senators (Bair, Connor, Hauge, Knox, Neal, Sokola, Still, Venables) voting NO; therefore, SB 285 was adopted by the Senate and sent to the House for consideration.

SB 336 was taken up for consideration on motion of Senator Adams.

SB 336 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO RABIES CONTROL.

Sen Adams requested the privilege of the floor for H. W. Towers, Jr., V.M.D. of the Department of Agriculture to speak to the bill.

Roll call vote on SB 336 was taken and revealed 20 Senators voting YES; and 1 (Bair) ABSENT; therefore, the Bill was declared adopted by the Senate and sent to the House for consideration.

SB 335 was taken up for consideration on motion of Senator Adams.

SB 335 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NURSERIES AND NURSERY STOCK.

SA 1 to the Bill was introduced by Senator Adams. Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Still) ABSENT; therefore, the amendment was declared adopted by the Senate.

Roll call vote on SB 335 w/SA 1 was taken and revealed 20 Senators voting YES; and 1 (Still) ABSENT; therefore, SB 335 as amended by SA 1 was adopted by the Senate and sent to the House.

SB 330 was taken up for consideration on motion of Senator Holloway.

SB 330 - AN ACT TO AMEND SECTION 1106(1), TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE, PURCHASE, AND/OR PROCUREMENT OF TOBACCO PRODUCTS FOR OR TO MINORS BY INCREASING THE AGE FROM LESS THAN 17 YEARS OF AGE TO LESS THAN 18 YEARS OF AGE.

Senators Sokola and Connor requested that they be added as co-sponsors of the legislation. No objection.

Roll call vote on SB 330 was taken and revealed 20 Senators voting YES; and 1 (Neal) voting NO; therefore, SB 330 was declared adopted by the Senate and sent to the House.

SB 261 was taken up for consideration on motion of Senator Martin.

SB 261 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORK CONTRACTS.

The privilege of the floor was extended to Mr. Raymond M. Harbeson, Jr. of the Department of Transportation to speak to the bill. Several senators engaged in a discussion with Mr. Harbeson.

Senator Cordrey presiding at 5:04 p.m.

Several senators continued to question the witness on the merits of the legislation. Witness excused.

Senator Martin requested the privilege of the floor for Mr. Edward Peterson, representing AFL/CIO. He spoke to the bill and responded to questions from Senator Cook. Witness excused.

Roll call vote was taken on SB 330 revealing 7 Senators (Blevins, Marshall, Martin, McBride, McDowell, Sharp, Vaughn) voting YES; 13 Senators voting NO; and 1 (Minner) ABSENT; therefore, the bill was defeated by the Senate.

On motion of Senator Adams, rules were suspended to reconsider SB 335. The roll call vote was rescinded on SB 335 w/SA 1.

SA 1 to the bill was stricken on motion of Senator Adams.

SA 2 to the bill was introduced on motion of Senator Adams.

Roll call vote on SA 2 was taken and revealed 20 Senators voting YES; and 1 (Minner) ABSENT; therefore, the SA 2 was declared adopted by the Senate.

Roll call vote on SB 335 w/SA 2 was taken and revealed 20 Senators voting YES; and 1 (Minner) ABSENT; therefore, the bill as newly amended was sent to the House for its consideration.

HB 467 was taken up for consideration on motion of Senator Sharp.

HB 467 - AN ACT TO AMEND TITLES 8, 6 AND 12 OF THE DELAWARE CODE RELATING TO CORPORATE FEES AND PENALTIES, LIMITED PARTNERSHIPS AND BUSINESS TRUSTS. (3/5 vote)

Senators Torbert and McDowell commented.

Roll call vote on HB 467 was taken and revealed 17 Senators voting YES; and 3 (McDowell, Torbert, Venables) voting NO; and 1 (Minner) ABSENT; therefore, the bill was declared adopted by the Senate and returned to the House.

On motion of Senator Sharp, the Senate recessed at 5:42 p.m. until May 13, 1992 at 2:30 p.m.

The Senate reconvened at 2:42 p.m. May 13, 1992 with Senator Cordrey presiding.

The following Committee reports were announced:

From the Health and Social Services Committee: SS 1/SB 190 - 4 Merits, SB 341 - 5 Merits, SB 342 - 5 Merits, SB 343 - 5 Merits, HB 315 w/HA 1, 3 - 6 Merits, SB 273 - 5 Merits.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HB 450 and SB 296.

The following legislation was introduced and assigned to committee:

SB 346 AN ACT TO AMEND CHAPTERS 33 AND 35, TITLE 18 OF THE DELAWARE CODE RELATING TO CLAIM FORMS. Sponsors: Senators Sharp, Still, Holloway; Representative Corrozi; Senators Bair, Connor, Cook, Hauge, Neal, Sokola, Torbert, Vaughn; Representatives Amick, Bennett, Boykin, Brady, Buckworth, Carey, Clark, Davis, Di Pinto, Lee, Lofink, Quillen, Smith, Soles, Spence, Taylor, West. To Insurance/Elections.

SB 347 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, RELATING TO ALLOWABLE GROSS WEIGHTS ON COMMERCIAL MOTOR VEHICLES. Sponsors: Senators Cook, Vaughn, Adams; Representatives Clark, Ewing, B. Ennis, Houghton. To Public Safety.

SB 348 - AN ACT TO AMEND CHAPTER 1, TITLE 8 OF THE DELAWARE CODE, RELATING TO THE GENERAL CORPORATION LAW. Senator Sharp. To Judiciary.

SB 349 - AN ACT TO AMEND CHAPTER 45, TITLE 21 DELAWARE CODE RELATING TO WEIGHTS AND SIZES OF SPECIFIC FARM EQUIPMENT AND FIRE APPARATUS. Sponsors: Senator Adams; Senators

Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Lofink, Quillen, Bunting, Clark, Schroeder. To Agriculture.

SB 350 - AN ACT TO AMEND CHAPTER 5, TITLE

11, DELAWARE CODE RELATING TO THEFT OF CABLE TELEVISION SERVICE, SATELLITE CABLE PROGRAMMING AND SIMILAR TRANSMISSION SERVICE. (2/3 vote) Sponsors: Senator Minner; Representative Amick. To Judiciary.

SB 351 - AN ACT TO AMEND CHAPTERS 59 AND 83, TITLE 29, DELAWARE CODE CLARIFYING RESPONSIBILITY FOR THE DETERMINATION OF STATE PENSION BENEFITS. Sponsors: Senator Adams; Representative Ewing. To Finance.

At 2:46 p.m., Lt. Gov. Wolf presiding.

Legislation continued to be introduced:

SB 352 - AN ACT TO AMEND CHAPTER 71, TITLE 7, AND CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO NOISE CONTROL AND ABATEMENT. (2/3 vote) Sponsors: Senator Torbert; Senator Sokola; Representatives Bennett, Buckworth. To Public Safety.

SB 353 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE POWERS OF THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO SET FEES FOR PERMITS AND OTHER ASSESSMENTS CHARGES BY THE DEPARTMENT. (3/5 vote) Sponsors: Senator Venables; Representative Carey. To Natural Resources & Environmental Control.

SB 354 - AN ACT TO AMEND CHAPTER 12, TITLE 16, DELAWARE CODE, RELATING TO INFORMED CONSENT AND CONFIDENTIALITY REGARDING HIV-RELATED TESTS. Sponsor: Senator Torbert. To Health and Social Services.

HB 450 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Representatives Lofink, Oberle; Senators Marshall, Cook. To Labor.

The following amendments were introduced and placed with the bill:

SA 1/HB 18 - Sponsor: Senator Bair

SA 2/HB 18 - Sponsor: Senator Bair

SA 1 to SS 1/SB 190 - Sponsor: Senator Blevins

SA 1/SB 228 - Sponsor: Senator Sokola

SB 353 was stricken on motion of Senator Venables.

SA 2 to SJR 11 - Sponsor: Senator Holloway; placed with the bill.

The following Committee reports were announced:

From the Agriculture Committee - SB 344 - 4 Merits, SB 345 - 4 Merits.

At 2:55 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 26th Legislative Day.

26TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 13, 1992

The Senate convened at 2:55 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Marshall.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Blevins, SS 1 for SB 190 was laid on the table.

On motion of Senator Holloway, SB 342 was given its third and final reading and brought before the Senate for consideration.

SB 342 - AN ACT TO AMEND CHAPTER 51, TITLE 16, DELAWARE CODE RELATING TO THE ADMISSION, MAINTENANCE AND DISCHARGE OF PATIENTS.

Senator Holloway requested the privilege of the floor for Mr. Neil Meisler, Director of the Division of Alcohol, Drug Abuse and Mental Health; Hugh Nash Keel, Director of the Delaware State Hospital; and Dr. Jorge A. Pereira-Ogan, representing the Advisory Council to the Division of Alcohol, Drug Abuse, and Mental Health. Jointly, the three witnesses spoke to the bill.

Senator McBride marked PRESENT.

Senator McBride queried the witnesses and were excused.

Roll call vote on SB 342 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and sent to the House for consideration.

Senators Martin and Hauge marked PRESENT during the above roll call.

At 3:12 p.m., Senator Sharp made a motion to recess for party caucus.

The Senate reconvened at 4:44 p.m. with Senator Cordrey presiding.

On motion of Senator Holloway, SB 341 was given its third and final reading and brought before the Senate for consideration.

SB 341 - AN ACT TO AMEND CHAPTER 22, TITLE 16, DELAWARE CODE, RELATING TO THE COMMITMENT AND EMERGENCY TREATMENT OF INTOXICATED PERSONS.

Senator Holloway requested the privilege of the floor for Mr. Neil Meisler, Director of the Division of Alcohol, Drug Abuse and Mental Health to speak to the bill.

Roll call vote on SB 341 was taken and revealed 19 Senators voting YES; and 2 Senators (Martin, Minner) ABSENT; therefore, the Bill was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Holloway, SB 343 was given its third and final reading and brought before the Senate for consideration.

SB 343 - AN ACT TO AMEND CHAPTER 50, TITLE 16, DELAWARE CODE, RELATING TO THE INVOLUNTARY COMMITMENT OF THE MENTALLY ILL.

Senator Holloway requested the privilege of the floor for Mr. Hugh Nash Keel, Director of Delaware State Hospital to speak to the bill.

Roll call vote on SB 343 was taken and revealed 17 Senators voting YES; 2 Senators (Torbert, Venables) NOT VOTING; and 2 Senators (Minner, Still) ABSENT; therefore, the Bill was declared adopted by the Senate and sent to the House for consideration.

Lt. Gov. Wolf presiding at 4:50 p.m.

On motion of Senator Holloway, SB 273 was given its third and final reading and brought before the Senate for consideration.

SB 273 - AN ACT TO AMEND CHAPTER 31, TITLE 16, RELATING TO VITAL STATISTICS. (2/3 vote)

Senator Holloway deferred to Senator Torbert for the purpose of working SA 1 which had been previously placed with the bill.

Roll call vote on SA 1 was taken and revealed 20 Senators voting YES; and 1 Senator (Minner) ABSENT; therefore, the amendment was adopted.

SB 273 w/SA 1 was now before the Senate. Senator Holloway requested the privilege of the floor for Mr. Don Berry and Mr. Theodore W. Jarrell to speak to the bill. Senator Martin queried the witnesses.

Senator McDowell commented on the legislation.

Roll call vote on SB 273 w/SA 1 was taken and revealed 20 Senators voting YES; and 1 Senator (Minner) ABSENT; therefore, the bill as amended was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Sharp, HB 481 was given its third and final reading and brought before the Senate for consideration.

HB 481 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE.

SA 1 to the bill, sponsored by Senator Hauge and Senator Still, was taken up for consideration.

Senator Sharp commented on the merits of the amendment.

On motion of Senator Sharp, HB 481 and SA 1 to the Bill were laid on the table.

HB 409 was taken up for consideration on motion of Senator Sokola.

HB 409 - AN ACT TO AMEND TITLE 11 AND TITLE 28 OF THE DELAWARE CODE RELATING TO GAMBLING DEVICES; AND PERMITTING THE POSSESSION OF ANTIQUE SLOT MACHINES UNDER CERTAIN CIRCUMSTANCES.

Roll call vote on HB 409 was taken and revealed 20 Senators voting YES and 1 (Minner) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, SJR 11 was lifted from the table on motion of Senator Holloway.

SJR 11 w/SA 2, HA 1, HA 1 to HA 1 - ESTABLISHING A CITIZEN TASK FORCE TO STUDY THE FEASIBILITY OF A STATEWIDE UNIFORM CODE OF CONDUCT FOR PUBLIC SCHOOL STUDENTS AND MAKE RECOMMENDATIONS TO THE STATE BOARD OF EDUCATION AND THE GENERAL ASSEMBLY ON A SET OF STANDARD SANCTIONS FOR THOSE WHO VIOLATE SUCH CODE OF CONDUCT.

SA 1 to the Resolution, which had been previously placed with it, was stricken.

SA 2 to the Resolution, which had been previously placed with it, was introduced by Senator Holloway. Roll call vote on SA 2 was taken and revealed 20 Senators voting YES and 1 (Minner) ABSENT; therefore, the Resolution was declared adopted by the Senate and made part of the Resolution.

SJR 11 w/SA 2 was before the Senate for consideration.

Senators Sharp and McBride commented on the issue.

Roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Minner, Venables) ABSENT; therefore, SJR 11 w/SA 2 was adopted by the Senate and sent to the House for consideration.

On motion of Senator Sokola, SB 228 was taken up for consideration.

SB 228 - AN ACT TO AMEND CHAPTER 81, TITLE 10, DELAWARE CODE RELATING TO ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION.

SA 1 to the bill was taken up for consideration on motion of Senator Sokola.

Roll call vote on the amendment was taken and revealed 17 Senators voting YES, and 4 (Knox, McDowell, Minner, Venables) ABSENT; therefore, the amendment was declared adopted by the Senate.

SB 228 w/SA 1 was before the Senate.

Senator Sokola requested the privilege of the floor for Arthur G. Connolly, Senate Attorney. Several senators questioned the witness, who was then excused.

Senator Sokola requested the privilege of the floor for Ms. Marion Stewart, representing the Civic League for New Castle County who offered a few brief remarks. Witness excused.

The roll call vote was taken and revealed 18 Senators voting YES and 3 (Knox, Minner, Venables) ABSENT; therefore, SB 228 w/SA 1 was passed by the Senate and sent to the House for consideration.

On motion of Senator Cordrey, SCR 104 was brought before the Senate for consideration. SCR 104 - CONGRATULATING RAYMOND S. PUSEY AS HE CELEBRATES HIS 30TH ANNIVERSARY AS CHIEF TRAFFIC ENGINEER FOR THE DELAWARE DEPARTMENT OF TRANSPORTATION. Sponsors: Senators Cordrey, Sharp, McDowell, Bair, Connor; all Senators; Representatives Spence, Petrilli, Buckworth, George, Gilligan; all Representatives.

Roll call vote on SCR 104 was taken and revealed 18 Senators voting YES and 3 (Knox, Minner, Venables) ABSENT; therefore, the Resolution was adopted and sent to the House.

SCR 105 was brought before the Senate on motion of sponsor, Senator Torbert.

SCR 105 - CONGRATULATING BRIDGET CROTHERS OF CAMDEN FOR PLACING THIRD IN THE NATIONAL COUNCIL OF STATE HOUSING AUTHORITY'S 1992 BUILDING BLOCKS FOR A STRONG AMERICA NATIONAL DRAWING/ESSAY COMPETITION. Sponsors; Senator Torbert, Representative Buckworth.

Roll call vote on SCR 105 was taken and revealed 18 Senators voting YES and 3 (Knox, Minner, Venables) ABSENT; therefore, the Concurrent Resolution was declared adopted by the Senate and sent to the House.

SCR 97 was brought before the Senate on motion of Senator Vaughn.

SCR 97 - EXTENDING CONGRATULATIONS TO THE MIDDLE ATLANTIC STATES CORRECTIONAL ASSOCIATION ON ITS 54TH CONFERENCE AND EXTENDING BEST WISHES TO THE ASSOCIATION AS DELAWARE PROUDLY HOSTS THE 1992 CONFERENCE SCHEDULED FOR MAY 31, 1992 - JUNE 3, 1992, IN OCEAN CITY, MARYLAND. Sponsors: Senator Vaughn; Representative Davis.

Roll call vote on SCR 97 was taken and revealed 18 Senators voting YES and 3 (Knox, Minner, Venables) ABSENT; therefore, the Concurrent Resolution was declared adopted by the Senate and was sent to the House.

On motion of Senator Vaughn, SCR 107 was introduced to the Senate for adoption.

SCR 107 - CONGRATULATING THE CLAYTON-SMYRNA SENIOR CITIZENS CENTER OF CLAYTON AS IT PREPARES TO CELEBRATE ITS 25TH ANNIVERSARY. Sponsors: Senators Vaughn, Cook; Representatives Clark, B. Ennis.

Roll call vote on SCR 107 was taken and revealed 15 Senators voting YES, and 6 (Bair, Holloway, Knox, Marshall, Minner, Venables) ABSENT; therefore, the Concurrent Resolution was declared adopted by the Senate and sent to the House.

The following legislation was introduced and assigned to committee:

SB 355 - AN ACT TO AMEND CHAPTER 3, TITLE 9; TITLE 22; AND CHAPTER 1, TITLE 25, DELAWARE CODE RELATING TO FAMILY DAY CARE FACILITIES. Sponsors: Senators Blevins and Representative Maroney; Senators Knox, McDowell, Sokola; Representative Sills, Clark, Davis, Buckworth, Taylor, Soles. To Administrative Services.

On motion of Senator Torbert, SB 61 was stricken.

At 5:46 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. on May 14, 1992.

The Senate reconvened at 2:13 p.m. with Lt. Gov. Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that Representative Hebner signed to be an additional co-sponsor of SB 39.

A message was read from Senator Sokola, adding all Senators as co-sponsors of SR 53.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HB 501 and SB 193 w/HA 3.

The following legislation was introduced and assigned to Committee:

SB 356 - AN ACT TO AMEND CHAPTER 69, TITLE 29, DELAWARE CODE, RELATING TO PUBLIC WORKS CONTRACTS. Sponsors: Senators Holloway, Martin. To Finance.

HB 193 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE RELATING TO FINFISHING IN TIDAL WATERS. Sponsors: Representative Carey; Senator Venables. To Natural Resources & Environmental Control.

HB 501 - AN ACT TO AMEND TITLE 14, CHAPTER 40, DELAWARE CODE, RELATING TO THE NEGOTIATIONS OF PUBLIC SCHOOL EMPLOYEES. Sponsors: Representative Davis; Senator McBride. Representatives Spence, Oberle, Mack, Reynolds, Lofink, Gilligan, Campanelli, West, B. Ennis, Schroeder, Bunting, Bennett, Outten; Senators Sharp, McDowell, Sokola, Connor, Still. To Education.

The following Committee report was announced:

From Administrative Services: SB 355 - 3 Merits

The following amendments were introduced and placed with the bill:

SA 1 to SB 210 - Sponsor: Senator Venables

SA 1 to SB 265 - Sponsor: Senator Sharp

(Senator Sharp commented on SA 1 to SB 265.)

SA 1 to SB 313 - Sponsor: Senator Sharp

SA 1 to SB 329 - Sponsor: Senator Bair  
SA 1 to SB 345 - Sponsor: Senator Sharp  
SA 1 to HB 187 - Sponsor: Senator Bair

The following Committee report was announced:  
From Public Safety: SB 352 - 5 Merits.

At 2:23 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convened for the 27th Legislative Day.

27TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
May 14, 1992

The Senate convened at 2:23 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Bair.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Sharp requested the personal privilege of the floor for Miss Stephanie Cullom, representing the YMCA 1992 Youth in Government program. Miss Cullom, Governor for the program, briefly addressed the chamber on the activities of the program. Miss Cullom presented the members of the Senate with a packet of Student Legislation from the 1992 1992 session. Said material is included in the file for the Legislative Day.

On motion of Senator Blevins, SB 355 was brought up for consideration.

SB 355 - AN ACT TO AMEND CHAPTER 3, TITLE 9; TITLE 22; AND CHAPTER 1. TITLE 25, DELAWARE CODE RELATING TO FAMILY DAY CARE FACILITIES.

SA 1 to the bill was introduced by Senator Blevins.

Senators Neal and Hauge marked PRESENT.

Roll call vote on SA 1 was taken and revealed 19 Senators voting YES; and 2 (Cordrey Martin) ABSENT; therefore, the amendment was declared adopted by the Senate.

Senator McBride marked PRESENT during the above roll call.

SB 355 w/ SA 1 was before the Senate.

Senator Sharp commented on the legislation. Senator Blevins asked for the privilege of the floor for Arthur G. Connolly, Senate Attorney to respond to queries from the floor. Several senators engaged in a discussion of the bill. Witness excused.

Senator Blevins requested the privilege of the floor for Ms. Janet Carter, concerned citizen. Several senators engaged in a discussion and then the witness was excused.

Senator Still commented on the legislation. Senator Blevins requested the privilege of the floor for Ms. Jan Rheingold of the Child Care Connection. She gave a few remarks and then responded to questions from the floor. The witness was excused.

On motion of Senator Blevins, SB 355 w/SA 1 was laid on the table.

Senator Sharp introduced Mr. Hiroaki Kameya, chairman of Miyagi Prefectural Assembly. Mr. Kameya addressed the body through the able assistance of an interpreter, Ms. Mary S. Ricketson of Hockessin, Delaware.

Senator Knox, on behalf of the Senate, presented a gift of appreciation to Mr. Kameya.

In conjunction with the presence of Mr. Kameya and company in the chamber, the following resolution was introduced on motion of Senator Sharp.

HCR 86 - EXTENDING AN ENTHUSIASTIC AND HEARTY WELCOME TO THE MIYAGI PREFECTURAL ASSEMBLY DELEGATION, HEADED BY THE HONORABLE HIROAKI KAMEYA, CHAIRMAN OF THE MIYAGI PREFECTURAL ASSEMBLY AND WISHING THE ENTIRE DELEGATION A MOST CORDIAL AND EDUCATIONAL STAY IN OUR JOINT EFFORTS TO PROMOTE FRIENDSHIP AND UNDERSTANDING OF OUR TWO CULTURES. Sponsors: Representative Spence; Senator Cordrey.

Roll call vote on HCR 86 was taken and revealed 20 Senators voting YES; and 1 (Cordrey) ABSENT; therefore, HCR 86 was declared adopted by the Senate and returned to the House.

Senator Martin marked PRESENT during the above roll call.

Senator Sharp made a motion to recess at 3:55 p.m.

The Senate reconvened at 4:08 p.m. with Lt. Gov. Wolf presiding.

SB 345 was brought up for consideration on motion of Senator Sharp.

SB 345 - AN ACT TO AMEND TITLE 3, CHAPTERS 100 AND 101 OF THE DELAWARE CODE RELATING TO THE NUMBER OF HARNESS HORSE RACING DAYS AND THE SIMULCASTING OF HARNESS HORSE RACES.

SA 1 to the bill was stricken on motion of Senator Sharp.



SA 2 to the bill was introduced on motion of Senator Sharp. Roll call vote on SA 2 was taken and revealed 18 Senators voting YES; 1 (Hauge) voting NO; 1 (Adams) NOT VOTING; and 1 (Cordrey) ABSENT; therefore, the amendment was declared adopted by the Senate.

SB 345 w/SA 2 was before the Senate. Several senators engaged in a discussion of the bill. Senator Sharp requested the privilege of the floor for Mr. Denis McGlynn, President of Dover Downs to respond to questions regarding the bill. Senators Cook and Sokola queried the witness, who was then excused.

Senator Adams commented on the legislation.

Roll call vote on SB 345 w/SA 2 was taken and revealed 19 Senators voting YES; 1 (Adams) NOT VOTING; and 1 (Cordrey) ABSENT; therefore, the Bill as amended was declared adopted by the Senate and sent to the House for consideration.

HB 352 was brought before the Senate for consideration on motion of Senator Blevins.

HB 352 - AN ACT TO AMEND TITLE 21, DELAWARE CODE REGARDING AUTHORIZED EMERGENCY VEHICLES AND TRAFFIC SIGNS, SIGNALS AND MARKINGS.

Roll call vote on HB 352 was taken and revealed 20 Senators voting YES and 1 (Cordrey) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

SB 210 was taken up for consideration on motion of Senator Venables.

SB 210 - AN ACT TO AMEND CHAPTER 14 OF TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS.

SA 1, which had been placed with the bill, was for taken up for consideration on motion of Senator Vaughn.

Roll call vote was taken and revealed 20 Senators voting YES and 1 (Cordrey) ABSENT; therefore, the amendment was declared adopted by the Senate.

SB 210 w/ SA 1 was before the Senate. Senator Sharp commented. Senator Venables requested the privilege of the floor for Ms. Maryanne McGonegal to address the sunset provisions of the bill. Senator Neal questioned the witness, who was then excused. On motion of Senator Venables, SB 210 w/SA 1 was laid on the table.

HB 481, on motion of Senator Sharp, was lifted from the table under suspension of rules.

HB 481 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE.

SA 1 to the bill which had been laid on the table was lifted from the table on motion of Senator Hauge and then stricken.

SA 2 to the bill was introduced by Senator Sharp. Roll call vote on SA 2 was taken and revealed 20 Senators voting YES; and 1 Senator (Cordrey) ABSENT; therefore, the amendment was declared adopted by the Senate.

HB 481 w/SA 2 was before the Senate. Roll call vote on the amended bill was taken and revealed 20 Senators voting YES; and 1 (Cordrey) ABSENT; therefore, HB 481 w/SA 2 was adopted by the Senate and returned to the House.

On motion of Senator Blevins, HB 315 w/HA 1, 3 was brought before the Senate for consideration.

HB 315 w/HA 1, 3 - AN ACT TO AMEND CHAPTER 41, SUBCHAPTER I, TITLE 21 OF THE DELAWARE CODE RELATING TO OBEDIENCE TO AND EFFECT OF TRAFFIC LAWS.

SA 1 to the bill was introduced by sponsor, Senator Martin. Senator Cook commented on the amendment. Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 Senator (Cordrey) ABSENT; therefore, SA 1 was declared adopted by the Senate.

HB 315 w/HA 1, 3, SA 1 was before the Senate for consideration.

Senator Blevins deferred to Senator Martin. Several senators engaged in a discussion of the bill as amended.

Senator Sharp presiding at 4:55 p.m.

Senator Martin requested the privilege of the floor for Representative Richard Davis, sponsor of the bill to speak to the bill. Several senators discussed the bill. Witness excused.

Roll call vote on HB 315 w/HA 1, 3, SA 1 was taken, but the roll call was tabled before being announced.

SENATE CONSENT CALENDAR #28 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 53 - CONGRATULATING CHUCK HEBNER UPON RECEIVING THE CIVIC LEAGUE OF NEW CASTLE COUNTY'S 1992 GOOD GOVERNMENT AWARD. Sponsor: Senator Sokola.

SCR 102 - ENCOURAGING THE STATE'S TWO MAJOR INSTITUTIONS OF HIGHER LEARNING, NAMELY, THE UNIVERSITY OF DELAWARE AND DELAWARE STATE COLLEGE, TO COMMENCE SERIOUS DISCUSSIONS IN TERMS OF WORKING OUT SCHEDULES AND OTHER FACTORS IN CONCERT WITH THE RESPECTIVE ATHLETIC DEPARTMENTS AND THE RESPECTIVE CONFERENCES SO AS TO PERMIT, AT THE EARLIEST OPPORTUNITY, THESE TWO REPUTABLE INSTITUTIONS TO COMPETITIVELY COMPETE WITH ONE ANOTHER IN THE GLAMOROUS AND EXCITING SPORT OF INTERCOLLEGIATE FOOTBALL. Sponsors: Senator Still, Neal, Connor, Minner, Bair, Torbert, Sokola, Holloway; Representatives Roy, Outten.

SCR 103 - MEMORIALIZING THE 101ST UNITED STATES CONGRESS TO SUPPORT EFFORTS TO PROMOTE EARLY DETECTION OF AND EFFECTIVE TREATMENT MODALITIES FOR BREAST CANCER AND FURTHER URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO ENSURE ADEQUATE FUNDS TO FIND A CURE AND EFFECTIVE MEASURES FOR BREAST CANCER. Sponsors: Senator Bair, Minner, Cook, Blevins, Holloway, Knox, Hauge; Representatives Maroney, Fallon, Boykin, Soles.

SCR 106 - CONGRATULATING THE NEW CASTLE COUNTY POLICE DEPARTMENT, ALONG WITH THE DELAWARE STATE POLICE, DOVER POLICE, NEWARK POLICE AND THE WILMINGTON BUREAU OF POLICE, FOR THEIR COORDINATED EFFORT IN HOSTING THE SIXTH ANNUAL MID-ATLANTIC ASSOCIATION OF WOMEN IN LAW ENFORCEMENT. Sponsors: Senator Sharp, Blevins, Cook, Minner, Vaughn, Connor, Neal; Representatives Oberle, Davis, Van Sant, Houghton, Fallon, Maroney, Boykin, Soles, Spence.

Roll call vote on Consent Calendar #28 was taken and revealed 20 Senators voting YES; and 1 (Cordrey) ABSENT; therefore, the Calendar was declared adopted by the Senate and sent to the House for their consideration.

Senator McDowell requested the personal privilege of the floor for Speaker of the House, Terry Spence, who was a guest in the chamber.

On motion of Senator Sokola, SA 2 to SB 355 was stricken.

On motion of Senator McDowell, SR 54 was introduced for adoption.

SR 54 - URGING THE DELAWARE DEPARTMENT OF TRANSPORTATION TO CONDUCT A STUDY OF THE FEASIBILITY AND STEPS REQUIRED TO IMPLEMENT A COMMUTER RAIL SERVICE BETWEEN DOVER AND WILMINGTON TO HELP IMPLEMENT THE CLEAN AIR ACT 1996. Sponsor: Senator McDowell

Senator Neal commented.

Roll call vote on SR 54 was taken and revealed 19 Senators voting YES; and 2 Senators (Cordrey, Venables) ABSENT; therefore, the Resolution was adopted.

Senate Substitute No 1 to SB 268 was introduced by Senator Martin and adopted in lieu of the original.

SSI/SB 268 - AN ACT TO AMEND PART I, TITLE 2 AND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO AERONAUTICS. (2/3 vote) Sponsors: Senator Martin; Representative Roy. Assigned to Highways and Transportation.

At 5:21 p.m. on motion of Majority Whip, Senator McDowell, the Senate recessed until 2:00 p.m. on June 2, 1992.

The Senate reconvened June 2, 1992 at 2:25 p.m. with Lt. Governor Wolf presiding.

Senator Cordrey marked PRESENT.

The Secretary announced that messages from the Chief Clerk of the House, dated May 14 and 18 informed the Senate that it passed HCR 86, SB 318 w/HA 2, HA 4, HA 5, and SB 345 w/SA 2, SCR 97, SCR 101, SCR 104, SCR 105, SCR 106, SCR 107 and returned the same to the Senate.

LEGISLATIVE ADVISORIES #40, #41, #42 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #40, dated May 13, 1992, the Governor signed the following legislation: SB 288 w/SA 1 - Volume 68, Chapter 237, Laws of Delaware; SB 297 - Volume 68, Chapter 238, Laws of Delaware; SB 270 w/SA 1 - Volume 68, Chapter 239, Laws of Delaware; SB 168 w/SA 1 - Volume 68, Chapter 240, Laws of Delaware; SB 284 w/HA 2 - Volume 68, Chapter 241, Laws of Delaware; HB 40 w/HA 1, SA 1 - Volume 68, Chapter 242, Laws of Delaware; HB 439. (Volume 68, Chapter 243, Laws of Delaware)

LEGISLATIVE ADVISORY #41, dated May 20, 1992 the Governor signed the following legislation on the date as indicated: On May 15, 1992: SB 217 w/SA 1 - Volume 68, Chapter 244, Laws of Delaware; HB 14 w/SA 1 - Volume 68, Chapter 345, Laws of Delaware; HB 467 - Volume 68, Chapter 246, Laws of Delaware; On May 20, 1992: HB 249 w/HA 1 - Volume 68, Chapter 247, Laws of Delaware; HB 461 - Volume 68, Chapter 248, Laws of Delaware; HB 239 w/SA 3 - Volume 68, Chapter 249, Laws of Delaware; HB 481 w/SA 2 - Volume 68, Chapter 250, Laws of Delaware.

LEGISLATIVE ADVISORY #42, dated May 26, 1992, the Governor signed the following legislation: HB 27 w/SA 1, 3, 4 - Volume 68, Chapter 255, Laws of Delaware.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Mack signed SCR 106 to be an additional co-sponsor.

The following letters of communications were read and made part of this journal.

The Pilots Association for the Bay & River Delaware  
214 South Eleventh Street  
Philadelphia, PA 19107

12 May 1992

Dear Richard,

I don't know how to begin to thank you for the beautiful Tribute from the Delaware Senate I received yesterday. I can sincerely say that this expression of tribute from my friends in the General Assembly means more

to me than the actual "Man of the Year" award itself. It was very kind and thoughtful of you to think of me in this way.

I value, beyond measure, the friendship and support you have always given me and my Association. I am dedicated to use my position as president to ensure that we will always be worth(y) of that trust. Please let me know of any way that I may be of help to you.

Thanks again for this great honor.

Sincerely,  
(Signed) Paul  
Paul Lane Ives, Jr.

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State of Delaware  
Michael N. Castle  
Governor

May 13, 1992

Members of the Delaware State Senate  
c/o The Honorable Richard S. Cordrey  
Legislative Hall  
Dover, DE 19902

Members of the State House of Representatives  
c/o The Honorable Terry R. Spence  
Legislative Hall  
Dover, De 19901

Dear Friends:

Thank all of you so very much for the wonderful wedding gifts you gave to Jane and me. The decanter and glasses will be a useful addition to our home and will serve to remind both of us of many, and always cherished, memories of my years spent in Legislative Hall.

Your thoughtfulness and generosity are most appreciated.

(Signed) Affectionately,  
Mike  
Michael N. Castle

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Endsley P. Fairman  
Box 866  
Mendenhall, Pa 19357

Hon. Richard S. Cordrey  
Hon. Bernard J. Brady  
Hon. Ruth Ann Minner  
Other Members of the Senate

Dear Senators:

I am deeply appreciative of the honor you have paid me in the form of the impressive Tribute bearing your signatures and the date of 28 April 1992.

Although I hesitate to believe that I deserve that degree of recognition, I will treasure the award as one of my proudest possessions.

Coming from a government that has consistently done so much to make Delaware the truly "small wonder" that it is, the award makes me ever more grateful for the opportunity I have been given to help in achieving the purposes of the charitable Foundations that I have represented.

(Signed) Most sincerely,  
Endsley Fairman

6 May 1992

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The following letter of nomination for appointment from the Governor was read and assigned to the Executive Committee.

STATE OF DELAWARE  
Office of the Governor  
May 14, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Daniel E. Fleming, III, Esq. 5 Short Drive, Wilmington, DE 19810, to be appointed as a member of the Commission on Adult Entertainment Establishments to serve a three year term to succeed Gerald E. Dixon, Esq., whose term has expired.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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The following Committee reports were announced:

From the Labor Committee: HB 450 - 1 Favorable, 3 Merits.

The following legislation was introduced and assigned to committee:

SB 357 - AN ACT TO AMEND AN ACT BEING CHAPTER 288, VOLUME 64, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF LAUREL" TO INCREASE THE AMOUNT THAT MAY BE EXPENDED FOR THE PURCHASE OF MATERIALS OR FOR THE FURNISHING OF LABOR WITHOUT COMPETITIVE BIDS AND TO INCREASE THE AMOUNT WHICH MAY BE BORROWED IN ANTICIPATION OF REVENUES. (2/3 vote) Sponsors: Senator Venables; Representative Lee. To Community/County Affairs.

SB 358 - AN ACT TO AMEND CHAPTER 37, TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE. Sponsors: Senators Cook, Neal; Representative Amick, DiPinto, Soles. To Administrative Services.

SB 359 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO HANDICAPPED PARKING. Sponsors: Senators Bair, Holloway; Representative Maroney, Carey, Smith, Soles. To Health/Social Services.

The following amendment were introduced and placed with the bill:

SA 1 to SB 344 - Sponsor: Senator Venables

SA 1 to HB 3 - Sponsor: Senator Blevins

At 2:36 p.m., Senator Sharp adjourned the Senate to immediately convened for the 28th Legislative Day.

28TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 2, 1992

The Senate convened at 2:36 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Holloway.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

SB 194 was given its third and final reading on motion of sponsor, Senator Marshall and taken up for consideration.

SB 194 - AN ACT TO AMEND CHAPTER 69, TITLE 29, OF THE DELAWARE CODE R+PERTAINING TO PUBLIC WORK CONTRACTS.

Senator Marshall requested the privilege of the floor for Mr. Richard C. McNeill, Jr., representing the Delaware Building Trades Council to speak to the Bill. Several

Senators engaged in a discussion of the bill. The witness was then excused.

Senator Marshall requested that Mr. McNeill return to the witness stand to address his concern, and was then excused.

Senator Bair requested the privilege of the floor for Mr. John F. Kirk, Jr., representing the Delaware Department of Labor to address the Bill and respond to queries from Senators Bair, Connor, Marshall, Adams, and Venables. Witness excused.

Senator Marshall requested the privilege of the floor for Mr. Terry R. Yellig, representing the Building and Construction Trades Department of the AFL/CIO. Senator Marshall and Senator Venables questioned the witness and was then excused.

On motion of Senator Marshall, SB 194 was then laid on the table.

Under suspension of rules on the motion of Senator Sharp, SB 331 was brought before the Senate for consideration.

SB 331 - AN ACT TO CORRECT ERRORS AND DISCREPANCIES BETWEEN NEW CASTLE COUNTY DISTRICT LINES AND LEGISLATIVE DISTRICT LINES.

Several senators commented.

Senators Connor, Cook, Hauge, and Neal marked PRESENT.

Roll call vote on SB 331 was taken and revealed 19 Senators voting YES; 1 Senator (McBride) voting NO; and 1 Senator (Minner) ABSENT; therefore, SB 331 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Torbert, HJR 17 w/HA 1 was given its third and final reading and brought before the Senate for consideration.

HJR 17 - ESTABLISHING A GEOGRAPHIC INFORMATION SYSTEMS (GIS) OVERSIGHT COMMITTEE TO PROVIDE COORDINATION OF THE STATE OF DELAWARE'S RESOURCES IN THE MOST ECONOMICAL USE OF THIS FAST GROWING TECHNOLOGY.

Roll call vote on HJR 17 w/HA 1 was taken and revealed 20 Senators voting YES; and 1 Senator (Minner) ABSENT; therefore, the Amendment was declared adopted by the Senate and returned to the House.

On motion of Senator McDowell, HB 187 w/HA 1,2,4 was taken up for consideration.

HB 187 w/HA 1,2,4 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 9, TITLE 13, OF THE DELAWARE CODE RELATING TO THE ADOPTION OF MINORS.

SA 1, which had previously been placed with the bill, was brought up for consideration on motion of sponsor, Senator Bair.

Roll call vote on HB 187 w/SA 1 was taken and revealed 18 Senators voting YES; and 3 Senators (Cook, Minner, Still) ABSENT; therefore, the amendment was declared adopted by the Senate.

HB 187 w/HA 1,2,4, as amended by SA 1 was before the Senate.

Senator Venables commented on the legislation. Senator McDowell requested the privilege of the floor for Ms. Carol W. King, representing the Department of Children, Youth and Families to respond to Senator Venables's question regarding adoption. Witness was then excused.

Senator Cordrey presiding at 4:07 p.m.

Roll call vote on HB 187 w/HA 1, 2, 4, SA 1 was taken and revealed 19 Senators voting YES; and 2 Senators (Adams, Minner) ABSENT; therefore, the Bill as amended was adopted by the Senate and returned to the House.

At 4:16 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 4:58 p.m. with Lt. Governor Wolf presiding.

The following legislation was introduced and assigned to committee:

SB 360 - AN ACT TO AMEND CHAPTER 87, TITLE 29, DELAWARE CODE, RELATING TO THE DIVISION OF LIBRARIES. Sponsor: Senator Holloway. To Education.

SB 361 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES AND TO RECOGNIZE ADVANCED REGISTERED NURSE PRACTITIONERS WHO DO NOT QUALIFY FOR A NATIONAL CERTIFICATION EXAMINATION. Sponsor: Senator Cook. To Administrative Services.

SB 362 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, RELATING TO THE STATEWIDE ASSESSMENT OF STUDENT ACHIEVEMENT. Sponsors: Senator McBride, Senator Sokola; Representative Fallon. To Education.

SB 363 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, RELATING TO TUITION AND TUITION TAXES IN COUNTYWIDE VOCATIONAL-TECHNICAL SCHOOL DISTRICTS. Sponsors: Senator McBride; Representative Fallon. To Education.

SB 364 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, RELATING TO THE ALLOCATION OF INTERPRETER/TUTORS IN SCHOOL DISTRICTS WHICH ENROLL DEAF STUDENTS. Sponsors: Senator McBride; Representative Fallon. To Education.

SB 365 - AN ACT TO AMEND DELAWARE CODE, TITLE 14 RELATING TO THE USE OF UNITS AND FUNDING IN THE PUBLIC SCHOOLS OF THE STATE. Sponsors: Senator McBride; Representative Fallon. To Education.

SB 366 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, RELATING TO UNIQUE HAZARDS IN THE TRANSPORTATION OF STUDENTS TO AND FROM SCHOOL. Sponsors: Senator McBride; Representative Fallon; Senator Sokola. To Education.

SB 367 - AN ACT TO AMEND CHAPTER 6, 13, AND 17, TITLE 14, OF THE DELAWARE CODE, RELATING TO HANDICAPPED CHILDREN, STATE APPROPRIATIONS, METHOD OF COMPUTING UNITS, STAFFING FORMULAS, AND TUITION TAXES FOR SPECIAL SCHOOLS AND PROGRAMS. Sponsors:

Senator McBride; Representative Fallon. To Education.

SB 368 - AN ACT TO AMEND DELAWARE CODE, TITLE 14 AND 29, RELATING TO THE TAX RATE IN VOCATIONAL-TECHNICAL SCHOOL DISTRICTS AND REQUIRING A LOCAL CONTRIBUTION FOR MINOR CAPITAL IMPROVEMENT PROJECTS IN SPECIAL SCHOOLS AND IN VOCATIONAL-TECHNICAL SCHOOLS. (3/5 vote) Sponsors: Senator McBride; Representative Fallon. To Education.

SB 369 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES AND TO RECOGNIZE ADVANCED REGISTERED NURSE PRACTITIONERS WHO DO NOT QUALIFY FOR A NATIONAL CERTIFICATION EXAMINATION. Sponsor: Senator Cook. To Administrative Services.

SB 370 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, BY ADDING THERETO A NEW CHAPTER 93 TO PROHIBIT THE ACT OF HAZING. Sponsor: Senator Holloway. Laid on the Table.

SB 371 - AN ACT TO AMEND CHAPTER 138, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF DAGSBORO" TO REVISE THE PROCEDURES FOR THE ANNUAL MUNICIPAL ELECTIONS. (2/3 vote) Sponsors: Senator Cordrey; Representative West. To Community/County Affairs.

SB 372 - AN ACT TO AMEND CHAPTER 1, TITLE 16, DELAWARE CODE, TO REQUIRE THE STATE BOARD OF HEALTH TO EDUCATE THE CITIZENS OF DELAWARE ABOUT THE ACUTE NEED FOR VOLUNTEER BONE MARROW DONORS, THE PROCEDURES REQUIRED TO BECOME REGISTERED AS A POTENTIAL BONE MARROW DONOR, THE MEDICAL PROCEDURES A DONOR MUST UNDERGO TO DONATE BONE MARROW, AND THE ATTENDANT RISKS TO SUCH A DONOR. Sponsors: Senators Torbert, Sokola, Knox; Representatives B. Ennis, Carey, Buckworth, Caulk. To Health/Social Services.

SB 373 - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE TO ALLOW SPECIAL PLATES FOR DELAWARE FIREMEN, LADIES AUXILIARY, AND VOLUNTEER AMBULANCE OR RESCUE COMPANIES WHO ARE AFFILIATED WITH THE DELAWARE STATE FIREMEN'S ASSOCIATION. Sponsors: Senator McBride, Representative B. Ennis, Senator Vaughn; Representatives Oberle, Houghton, West, D. Ennis, Van Sant, Brady, Clark, Campanelli, Gilligan, Corrozi, Schroeder, Lee, Ewing, Quillen; Senators Minner, Marshall, McBride, Torbert, Blevins, Still, Bair. To Sunset.

SB 374 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO PARTNERSHIP INTERESTS IN GENERAL PARTNERSHIPS AND LIMITED PARTNERSHIPS AND THE UNIFORM COMMERCIAL CODE. Sponsors: Senator Vaughn; Representative Ewing. To Judiciary.

SB 375 - AN ACT TO AMEND CHAPTER 18, TITLE 2, DELAWARE CODE, RELATING TO LIABILITY OF THOSE WHO THROW TRASH, RUBBISH, OR OTHER DANGEROUS OR DETRIMENTAL SUBSTANCE ON RAILROAD RIGHT-OF-WAYS. (2/3 vote) Sponsors: Senator Vaughn; Representative Quillen. To Natural Resources & Environmental Control.

SJR 13 - PERMITTING CLASSIFIED EMPLOYEES TO RETROACTIVELY REFILE OR AMEND THEIR PREVIOUSLY FILED CLASSIFICATION APPEALS FROM THE 1990 AND 1991 MAINTENANCE REVIEWS USING THE NEW CLASSIFICATION APPEALS PROCEDURES AND FORMS. Sponsors: Senator Sokola; Representative Oberle; Senators Vaughn, Still; Representatives Lofink, Reynolds, B. Ennis. To Administrative Services.

The following amendments were introduced and placed with the bill:

SA 1 to SB 274 - Sponsor: Senator Blevins

SA 1 to SB 347 - Sponsor: Senator Cook

On motion of Senator McDowell, the roll call vote on HB 187 w/HA 1.2.4 and SA 1 to be rescinded. No objection. He then yielded to Senator Bair for the purpose of rescinding the roll call vote on SA 1 to the Bill. No objection. SA 1 to HB 187 as amended was stricken.

Roll call vote on HB 187 w/HA 1.2.4 was taken and revealed 17 Senators voting YES and 4 Senators (Hauge, Martin, Minner, Still) ABSENT; therefore, the Bill as amended was declared adopted and returned to the House.

Senator McBride requested that SB 373 be reassigned to Public Safety. No objection.

SB 318, having been returned from the House as amended by HA 2.4.5 was taken up for consideration under suspension of rules on motion of Senator McBride.

SB 318 w/HA 2.3.5 - AN ACT TO AMEND CHAPTER 10, TITLE 14, DELAWARE CODE, RELATING TO CHANGING THE BOUNDARIES OF REORGANIZED SCHOOL DISTRICTS.

Senator Cordrey commented on the legislation.

Roll call vote on SB 318 w/HA 2.4.5 was taken and revealed 15 Senators voting YES; 2 (Adams, Cordrey) voting NO; and 4 (Hauge, Martin, Minner, Still) ABSENT; therefore, the Bill was adopted by the Senate and sent to the Governor.

At 5:16 p.m. the Senate recessed on motion of Senator Sharp until June 3, 1992 at 3:30 p.m.

The Senate reconvened June 3, 1992 at 3:58 p.m. with Lt. Governor Wolf presiding.

The following Committee reports were announced:

From Judiciary: SB 249 - 1 Favorable, 3 Merits

From Administrative Services: SB 250 - 3 Merits; SB 251 - 3 Merits; HB 446 - 3 Merits

From Health/Social Services: SB 359 - 5 Merits; SB 372 - 5 Merits

The following legislation was introduced:

SB 376 - AN ACT TO AMEND CHAPTER 64 OF TITLE 7 OF THE DELAWARE CODE RELATING TO TECHNOLOGY OPTIONS FOR PROCESSING OF INFECTIOUS WASTES. Sponsors: Senator Cordrey, Representative Carey. To Natural Resources & Environmental Control.

SB 377 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO MODIFICATIONS OF PERSONAL INCOME TAX. Senator Torbert. To Finance. Reassigned to Revenue and Taxation.

SB 378 w/SA 1 - AN ACT TO AMEND CHAPTER 9, TITLE 16 OF THE DELAWARE CODE RELATING TO ABUSE OF CHILDREN. Sponsors: Senator Sokola and Representative Hebner; Senators Blevins, Holloway, Marshall, McBride, Minner, Sharp, Vaughn, Connor, Neal; Representatives Amick, Davis, Ewing, Lee, Reynolds, Spence, Bennett, Brady, B. Ennis, Houghton, Moore, Smith, Van Sant. To Health/Social Services.

SB 379 - AN ACT TO AMEND CHAPTER 2, SECTION 205(e) OF TITLE 11 OF THE DELAWARE CODE RELATING TO THE LIMITATIONS WITHIN WHICH PROSECUTIONS MUST BE COMMENCED. Sponsors: Senator Sokola and Representative Hebner; Senators Blevins, Holloway, Marshall, McBride, Minner, Sharp, Vaughn, Connor, Neal; Representatives Amick, Davis, Ewing, Lee, Reynolds, Spence, Bennett, Brady B. Ennis, Houghton, Moore, Van Sant. To Judiciary.

SB 380 - AN ACT TO AMEND CHAPTER 35, TITLE 11, DELAWARE CODE RELATING TO ADMISSIBILITY OF HEARSAY EVIDENCE IN CHILD ABUSE PROSECUTIONS. Sponsors: Senator Sokola and Representative Hebner; Senators Blevins, Holloway, Marshall, McBride, Minner, Sharp, Vaughn, Connor, Neal; Representatives Amick, Davis, Ewing, Lee, Reynolds, Spence, Bennett, Brady, B. Ennis, Houghton, Moore, Van Sant. To Judiciary.

SB 381 - AN ACT TO AMEND CHAPTER 35, TITLE 11, DELAWARE CODE RELATING TO TESTIMONY OF VICTIMS IN CHILD ABUSE CASES. Sponsors: Senator Sokola and Representative Hebner; Senators Blevins, Holloway, Marshall, McBride, Minner, Sharp, Vaughn, Connor, Neal; Representatives Amick, Davis, Ewing, Lee, Reynolds, Spence, Bennett, Brady, B. Ennis, Houghton, Moore, Smith, Van Sant. To Judiciary.

SB 382 - AN ACT TO AMEND CHAPTERS 1, 3, 7, 8, 9, 11, 18, 22, 25, 29, AND 32 OF TITLE 5 DELAWARE CODE RELATING TO POWERS, ORGANIZATION AND TAXATION OF BANKS, SAVINGS BANKS AND OTHER FINANCIAL INSTITUTIONS. Sponsors: Senator Cordrey & Representative D. Ennis. To Banking.

SB 383 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, RELATING TO HAZARDOUS DUTY PAY. Sponsor: Senator Torbert. To Finance.

SB 384 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO GENERAL ASSEMBLY APPROVAL OF FEES IMPOSED BY DIVISION OF PROFESSIONAL REGULATIONS. Sponsor: Senator Vaughn. To Administrative Services.

SB 385 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO BEACH REPLENISHMENT. Sponsors: Senator Minner; Representative Carey. To Natural Resources & Environmental Control.

SB 386 - AN ACT TO AMEND CHAPTER 23, TITLE 7, DELAWARE CODE RELATING TO NONCOMMERCIAL CRAB POT IDENTIFICATION, CLOSED SEASON AND LIMITS AND THE ATTENDANCE, ABANDONMENT, CONFISCATION AND FORFEITURE OF CRAB POTS. (2/3 vote) Sponsors: Senator Minner; Representative Carey. To Natural Resources & Environmental Control.

Senator Minner marked PRESENT during the above bill assignments.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HB 480 w/HA 1 and HB 509.

The following legislation was introduced and assigned:

HB 480 w/HA 1 - AN ACT TO AMEND CHAPTER 20 OF TITLE 30 OF THE DELAWARE CODE TO ADD A NEW SUBCHAPTER V TO AUTHORIZE STATE AGENCIES TO PROVIDE COMMUTER BENEFITS TO THEIR EMPLOYEES AND REQUIRE STATE AGENCIES TO DEVELOP AND SUBMIT FOR REVIEW A PLAN TO REDUCE WORK RELATED VEHICLE TRIPS, AND AMEND CHAPTER 51, TITLE 29 RELATING TO EXPENSES ASSOCIATED WITH COMMUTING TO WORK. Sponsors: Representative Roy & Senator Minner. To Revenue/Taxation.

HB 509 - AN ACT TO AMEND CHAPTER 20 OF TITLE 30, SUBCHAPTER IV, "THE TRAVELING TRAFFIC MITIGATION ACT" RELATING TO COMPLIANCE WITH THE FEDERAL CLEAN AIR ACT, SPECIFICALLY 42 U.S.C., SECTION 7511 (D)(1)(B). Sponsors: Representative Roy & Senator Martin. To Revenue/Taxation.

The following amendments were introduced and placed with the bill:

SA 1 to SB 251 - Sponsor: Senator Vaughn

SA 1 to SB 287 - Sponsor: Senator Blevins

SA 1 to SB 303 - Sponsor: Senator Sokola

The following nominations were issued by the Office of the Governor, read in and assigned to the Executive Committee:

STATE OF DELAWARE  
OFFICE OF THE GOVERNOR

June 2, 1992

To The Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby report to the Senate for confirmation thereof, the following members of the University

of Delaware Board of Trustees. These Trustees were elected by the Board at its meeting on May 21, 1992:

Robert W. Gore  
465 Polly Drummond Road  
Newark, DE 19711

elected as a member of the Board of Trustees of the University of Delaware to serve a six year term to expire on June 30, 1998.

Joan Thompson Mobley  
P. O. Box 2500  
Wilmington, DE 19805-0500

elected as a member of the Board of Trustees of the University of Delaware to serve a six year term to expire on June 30, 1998.

Katherine Tucci Smith  
162 Lake Arrowhead Circle  
Bear, DE 19701

elected as a member of the Board of Trustees of the University of Delaware to serve a one year term to expire on June 30, 1993.

The above are not gubernatorial appointments.

Your consideration of these appointments is appreciated.

(Signed) Sincerely,  
Michael N. Castle

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STATE OF DELAWARE  
Office of the Governor  
June 2, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: John C. Sargent, 904 du Pont Road, Wilmington, DE 19807, to be appointed as a member of the Cash Management Policy Board to serve a term to expire on April 11, 1993, to succeed Alexander Searl, who has resigned.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
June 3, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William T. Sperry, Jr., 608 Parker Court, Wilmington, DE 19808, to be reappointed as a member of the New Castle County Board of Elections to serve a four year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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At 4:14 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 29th Legislative Day.



29TH LEGISLATIVE DAY  
136TH GENERAL ASSEMBLY  
Second Session  
June 3, 1992

The Senate convened at 4:14 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Venables, SB 344 was taken up for consideration.

SB 344 - AN ACT TO AMEND CHAPTER 101, TITLE 3 OF THE DELAWARE CODE RELATING TO THE REGULATION OF HORSE RACING.

SA 1 which had been placed with the bill, was brought up by Senator Venables. Roll call vote on the amendment was taken and revealed 21 Senators voting YES, therefore, SA 1 was made part of the bill.

Senator Holloway and Senator McBride were marked PRESENT during the above roll call.

Senator Venables introduced SA 2 to the bill. Roll call vote on SA 2 was taken and revealed 21 Senators voting YES, therefore, SA 2 was made part of the bill.

SB 344 w/SA 1, 2 was before the Senate. Senator Sharp commented on the legislation. Senator Venables requested the privilege of the floor for Ms. Maryanne McGonigle to respond to his questions. Senator Holloway also commented on the bill.

Senator Cordrey presiding at 4:26 p.m.

The witness was excused and Senator Sharp further commented on the bill. On motion of the sponsor, SB 344 w/SA 1, SA 2 was laid on the table.

On motion of Senator Blevins, SB 274 was brought before the Senate for consideration.

SB 274 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE RELATING TO THE CASH MANAGEMENT POLICY BOARD AND INVESTMENT POOLS.

SA 1, which had been previously placed with the bill, was taken up for consideration.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore, the amendment was made part of the Bill.

Roll call vote on SB 274 w/SA 1 was taken and revealed 21 Senators voting YES, therefore, the bill as amended was adopted by the Senate and sent to the House for consideration.

On motion of Senator Bair, SB 359 was given its third and final reading.

SB 359 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO HANDICAPPED PARKING.

SA 1 to the bill was introduced by sponsor, Senator Bair. Senator Sharp commented. Roll call vote on the amendment was taken and revealed 21 Senators voting YES, therefore, becoming part of the bill.

SB 359 w/SA 1 was before the Senate. Several senators commented Senator Bair laid the bill on the table.

On motion of Senator Vaughn, SB 250 was taken up for consideration.

SB 250 - AN ACT TO AMEND CHAPTER 1, TITLE 25, DELAWARE CODE, RELATING TO DEEDS.

Senator Vaughn requested the privilege of the floor for Mr. William Walls, Senate Attorney. He addressed concerns issued by Senator Hauge. Witness excused.

Roll call vote on SB 250 was taken and revealed 17 Senators voting YES, 2 Senators (Neal, Still) voting NO; 1 (Hauge) NOT VOTING; and 1 (Bair) ABSENT. The bill was adopted by the Senate and sent to the House for consideration.

On motion of Senator Vaughn, SB 251 was taken up for consideration:

SB 251 - AN ACT TO AMEND CHAPTER 3, TITLE 25, DELAWARE CODE, RELATING TO TITLES AND CONVEYANCES.

SA 1 which had been previously placed with the bill was taken up for consideration. Roll call vote on SA 1 was taken and revealed 20 Senators voting YES; and 1 (Bair) ABSENT; therefore, the amendment was declared adopted by the Senate.

Senator Vaughn requested the privilege of the floor for Mr. William Walls, Senate Attorney to speak to the bill. Witness excused.

Roll call vote on SB 251 w/SA 1 was taken and revealed 20 Senators voting YES; and 1 (Bair) ABSENT, therefore, the bill as amended was adopted by the Senate and sent to the House for consideration.

At 5:18 p.m. on motion of Senator Sharp, the Senate recessed until June 4, 1992 at 2:00 p.m.

The Senate reconvened June 4, 1992 at 2:29 p.m. with Lt. Gov. Wolf presiding. The following Committee reports were announced:  
From Community/County Affairs: SB 328 - 4 Merits, HB 3 w/HA 2 - 4 Merits.  
From Public Safety: SB 373 - 7 Merits, HB 89 w/HA 1 - 5 Merits, SB 347 - 6 Merits.  
From Administrative Services: SB 384 - 3 Merits.  
From Health/Social Services: SB 378 - 6 Merits.  
From Highways & Transportation: SS 1 /SB 268 - 6 Merits.  
From Insurance/Elections: SB 309 - 3 Merits, SB 346 - 3 Merits, HB 28 w/HA 1 - 3 Merits, HB 31 - 3 Merits, HB 219 - 3 Merits, HB 225 - 3 Merits, HB 298 w/HA 1 - 3 Merits, HB 444 w/HA 1 - 3 Merits, HB 458 w/HA 1 - 3 Merits, SB 252 - 3 Merits, SB 316 - 3 Merits.  
From Judiciary: SB 305 - 3 Merits, SB 332 - 3 Merits, SB 333 - 3 Merits, SB 348 - 3 Merits, SB 374 - 3 Merits, SB 379 - 3 Merits, SB 380 - 3 Merits, SB 381 - 3 Merits.  
From Finance: SB 351 - 5 Merits.

The following legislation was introduced and assigned:  
SB 388 - AN ACT TO AMEND CHAPTERS 55 AND 56, TITLE 29, DELAWARE CODE RELATING TO COMPUTATIONS OF JUDICIAL AND STATE EMPLOYEE PENSIONS. Sponsors: Senator Connor, Senator Bair; Representatives Brady, Mack, Soles, B. Ennis, Buckworth, Carey. To Finance.

SB 389 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE III OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO APPOINTMENT OF THE STATE INSURANCE COMMISSIONER. (2/3 vote) Sponsor: Senator Cordrey. To Insurance/Elections.

SB 390 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES TO CLARIFY CERTAIN ACTIVITIES OF THE ADVANCED REGISTERED NURSE PRACTITIONER. Sponsors: Senator Venables; Representative Amick. To Administrative Services.

SB 391 - AN ACT TO AMEND CHAPTER 46, TITLE 6, DELAWARE CODE, RELATING TO EQUAL RIGHTS TO HOUSING AND TO AMEND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION AND THE CREATION OF SPECIAL ADMINISTRATION FUND. Sponsors: Senator Holloway & Representative Di Pinto; Senators Bair, Knox, Connor; Representatives Spence, Carey, D. Ennis, Sills, Moore, George, Jonkiert. To Finance. Reassigned to Health and Social Services.

SJR 14 - RELATING TO THE 100TH ANNIVERSARY OF THE NATIONAL CONFERENCE OF COMMISSIONERS ON UNION STATE LAWS. Sponsors: Senator Cook; Representative Amick.

The following amendments were introduced and placed with the bill:

SA 1 to SB 194 - Sponsor: Senator Marshall.

SA 3 to SB 344 - Sponsor: Senator Holloway.

At 2:44 p.m., the Senate adjourned to immediately convene for the 30th Legislative Day.

30TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 4, 1992

The Senate convened at 2:44 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Hauge.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HCR 87 and HCR 88.

Two communications from Senator Torbert were read, adding Representative Buckworth as a co-sponsor to SB 383; adding Senator Still as co-sponsor to SB 377.

Senator Minner marked PRESENT.

On motion of Senator Blevins, HB 89 w/HA 1 was given its third and final reading and brought before the Senate for consideration.

HB 89 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO FEDERAL SAFETY STANDARDS APPLICABLE TO WINDOW TINTING.

Senator Blevins yielded to Senator Torbert to floor manage the bill, who then requested the privilege of the floor for Mr. Jack Eanes, representing the Division of Motor Vehicles. Several Senators engaged in a discussion with Mr. Eanes. After being excused, Mr. Charles S. Henze, representing the Delaware Association of Window Filmmers, was granted the privilege of the floor on the request of Senator Torbert. Several senators questioned the witness, after which he was excused.

Senator Blevins requested the privilege of the floor for Capt. Michael Gunning of the Delaware State Police to speak to the bill. Several senators questioned the witness.

Senator Cordrey presiding at 3:40 p.m.

Lt. Gov. Wolf presiding at 3:48 p.m.

Captain Gunning was excused.

Senators Marshall, Martin, and McBride marked PRESENT

Roll call vote on HB 89 w/HA 1 was taken and revealed 1 Senator (Torbert) voting YES; 15 Senators voting NO; 5 Senators (Adams, Holloway, Marshall, Martin, Minner) NOT VOTING; therefore, the Bill was defeated by the Senate and was returned to the House.

On motion of Senator Marshall, SB 194 was lifted from the table and brought before the Senate for consideration.

SB 194 - AN ACT TO AMEND CHAPTER 69, TITLE 29, OF THE DELAWARE CODE PERTAINING TO PUBLIC WORK CONTRACTS.

SA 1 which had been placed with the bill, was considered on motion of Senator Marshall. Senator Bair commented on the amendment. Senator Marshall requested the privilege of the floor for Mr. William Walls, Senate Attorney to speak to the bill. Several senators commented. Mr. Walls was then excused.

Roll call vote on SA 1 to the bill was taken and revealed 15 Senators voting YES; 5 Senators (Adams, Bair, Hauge, Knox, Neal) voting NO; and 1 (Holloway) ABSENT. The amendment was passed and became part of the bill.

SB 194 w/SA 1 was before the Senate.

Senator Bair requested the privilege of the floor for Mr. Paul Morrill, Jr. of the Delaware Contractors Association to speak to the bill. Several senators engaged in a discussion of the bill. The witness was excused.

Senator Bair requested the privilege for Mr. Blake A. Wilson to speak to the bill, after which the roll call was taken and revealed 13 Senators voting YES; 8 Senators (Adams, Bair, Cordrey, Hauge, Knox, Neal, Sokola, Venables) voting NO; therefore, SB 194 w/SA 1 was declared adopted by the Senate and sent to the House for its consideration.

At 4:48 p.m., on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 5:47 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HCR 90, SB 319 w/SA 1, HB 414 w/HA 2, HB 474 w/HA 2, 3, and HB 523.

Senator Cordrey requested that all necessary rules be suspended for the purpose of working SB 399. No objection.

SB 399 - AN ACT TO AMEND CHAPTER 26, TITLE 14 OF THE DELAWARE CODE, RELATING TO THE POWER OF COUNTY VOCATIONAL HIGH SCHOOL DISTRICTS AND COUNTY VOCATIONAL-TECHNICAL SCHOOL DISTRICTS TO LEVY TAXES FOR SCHOOL PURPOSES. Sponsor: Senator Cordrey.

After a brief explanation of the bill, roll call vote on the bill was taken and revealed 14 Senators voting YES; 3 Senators (Minner, Torbert, Venables) NOT VOTING; and 4 Senators (Adams, Hauge, Holloway, Martin) ABSENT. The bill was declared passed by the Senate and sent to the House for consideration.

Senator Cook requested that all necessary be suspended for the purpose of working HB 523.

HB 523 - AN ACT TO AMEND CHAPTER 26, PART 1, TITLE 14 OF THE DELAWARE CODE, RELATING TO THE POWER OF COUNTY VOCATIONAL HIGH SCHOOL DISTRICTS AND COUNTY VOCATIONAL-TECHNICAL DISTRICTS TO LEVY TAXES FOR SCHOOL PURPOSES. Sponsors: Representative Buckworth; Senator Cook; Representatives Ewing, Quillen, B. Ennis, Clark; Senators Adams, Minner, McBride, Vaughn, Still.

Senators Still and McBride commented on the legislation.

Roll call vote on HB 523 was taken and revealed 14 Senators voting YES; 3 Senators (Minner, Torbert, Venables) NOT VOTING; and 4 Senators (Adams, Hauge, Holloway, Martin) ABSENT. HB 523 passed the Senate and returned to the House.

SENATE CONSENT CALENDAR #29 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SCR 108 - MOURNING THE DEATH OF EARL DEPUTY, FORMERLY OF MIDDLETOWN, A MEMBER OF THE 118TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE. Sponsors: Senator Vaughn; Representative B. Ennis, Lofink.

HCR 87 - COMMENDING MERCEDES FERRARI FOR BEING SELECTED DELAWARE TEACHER OF THE YEAR.

Sponsors: Representative Fallon; Senator McBride.

HCR 88 - EXPRESSING COMMENDATIONS, PROFOUND GRATITUDE AND BEST WISHES TO WILLIAM G. TURNER, JR., THE CITY OF WILMINGTON'S HIGHLY RESPECTED PUBLIC WORKS COMMISSIONER, WHO ANNOUNCED HIS RETIREMENT, EFFECTIVE JUNE 30, 1992, AFTER HAVING SERVED 45 YEARS OF COMMITTED AND PURPOSEFUL SERVICE TO THE CITY OF WILMINGTON. Sponsors: Representatives George, Moore, Sills, DiPinto, Jonkiert; Senators McDowell, Holloway, Marshall.

SR 55 - WISHING A SPEEDY RECOVERY TO ADELE MARTIN, SPOUSE OF SEN. ROGER A. MARTIN, OUR BELOVED SENATOR FROM NEWARK. Sponsors: Senator Holloway; all Senators.

Senator McBride requested that HCR 87 be removed from the Consent Calendar, to be worked individually next week. No objection.

Roll call vote on the Consent Calendar was taken and revealed 18 Senators voting YES; and 3 Senators (Hauge, Holloway, Martin) ABSENT and declared adopted by the Senate. HCR

88 was returned to the House and SCR 108 was sent to the House for their consideration of the Resolution.

Senator Marshall requested that Senator Connor be added as a co-sponsor of SB 194.

On motion of Senator Sharp, the Senate recessed at 6:08 p.m. until June 9, 1992 at 2:00 p.m.

The Senate reconvened at 2:25 p.m. with Senator Cordrey presiding.

In order to clarify the records, it was noted that SB 373 was released from the Public Safety Committee and not Sunset at reported.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HB 338, HCR 91, HJR 21, SB 399.

SJR 13 was released from the Administrative Services - 3 Merits.

The following legislation was introduced and assigned to committee:

HB 338 - AN ACT TO AMEND CHAPTERS 41 AND 27, TITLE 21 OF THE DELAWARE CODE AND CHAPTER 35, TITLE 11 OF THE DELAWARE CODE. Sponsors: Representatives Ewing, Spence. To Judiciary.

SB 387 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SEX ABUSER REGISTRATION AND CRIMINAL BACKGROUND CHECKS FOR CHILD CARE PROVIDERS. Sponsors: Senator Sokola and Representative Amick; Senators Marshall, McBride, Hauge, Blevins, Bair, Minner; Representatives Jonkiert, Soles, Gilligan, Smith, Corrozi, Petrilli. To Children/Youth/Families.

SB 392 - AN ACT TO AMEND CHAPTER 5, TITLE 11, OF THE DELAWARE CODE TO PROHIBIT PERSONS UNDER THE AGE OF 21 CARRYING OR POSSESSING KNIVES ON PRIMARY OR SECONDARY SCHOOL PROPERTY AND SCHOOL BUSES. (2/3 vote.) Sponsors: Senator Sokola, Senator Blevins; Representative Amick. To Judiciary.

SB 393 - AN ACT TO AMEND CHAPTER 41, TITLE 14, DELAWARE CODE, BY ADDING THERETO A PROVISION LIMITING ENTRY ONTO SCHOOL PREMISES. (2/3 vote). Sponsor: Senator Holloway. To Education.

SB 394 - AN ACT TO AMEND CHAPTER 11, TITLE 19 OF THE DELAWARE CODE RELATING TO WAGE PAYMENT. (2/3 vote) Sponsors: Senator Connor & Representative Lofink. To Labor.

SB 395 - AN ACT TO AMEND CHAPTER 64 OF TITLE 7 OF THE DELAWARE CODE RELATING TO A STATEWIDE WASTE-TO-ENERGY RECYCLING FACILITY. Sponsors: Senator Cordrey and Representative Carey. To Natural Resources & Environmental Control.

SB 396 - AN ACT TO REINCORPORATE THE TOWN OF KENTON. (2/3 vote) Sponsors: Senator Cook & Representative Clark. To Community/County Affairs.

SB 397 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHOICE IN PUBLIC EDUCATION. Sponsors: Senators Hauge, Connor, Knox. To Education.

SB 398 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY IN THE RED CLAY CONSOLIDATED SCHOOL DISTRICT, KNOWN AS THE POPLAR AVENUE ELEMENTARY SCHOOL PROPERTY, TO THE TOWN OF ELSMERE, DELAWARE, WITH CERTAIN PROVISIOES, AND WAIVING THE PROVISIONS OF SECTION 1057 OF CHAPTER 10, TITLE 14, DELAWARE CODE. Sponsors: Senator Blevins; Representatives Van Sant, Campanelli, Houghton. To Education.

SB 400 - AN ACT TO AMEND CHAPTER 10, TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL BOARD AND VOCATIONAL-TECHNICAL SCHOOL BOARD MEMBERS. Sponsor: Senator Still. To Education.

HB 414 - AN ACT TO AMEND TITLE 22, DELAWARE CODE RELATING TO RESIDENCY REQUIREMENTS FOR MUNICIPAL EMPLOYEES. (2/3 vote.) Sponsors: Representatives Oberle, Spence, Petrilli, Ewing, Bennett, West, Houghton, Van Sant, Campanelli; Senators Torbert, McBride, Connor. To Community/County Affairs.

HB 474 - AN ACT TO AMEND CHAPTER 10, TITLE 14 OF THE DELAWARE CODE, RELATING TO THE ELECTION OF MEMBERS OF THE VARIOUS SCHOOL BOARDS OF ANY REORGANIZED VOCATIONAL-EDUCATIONAL SCHOOL DISTRICTS IN THIS STATE. Sponsor: Representative Quillen. To Education.

HJR 21 - AUTHORIZING THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO DESIGNATE UP TO THE TWO (2) DAYS A YEAR AS FREE SPORT FISHING DAYS IN DELAWARE'S NON-TIDAL WATERS. Sponsors: Representative Carey & Senator Minner. To Natural Resources & Environmental Control.

SJR 15 - ESTABLISHING A TASK FORCE TO STUDY THE FEASIBILITY OF A VOLUNTARY COMMUNITY SATURDAY SCHOOL PROGRAM. Sponsors: Senators Connor & McBride; Senators Bair, Hauge, Holloway, Knox, Still; Representatives Buckworth, Campanelli, Fallon, Gilligan, Houghton, Mack, Oberle, Reynolds, Spence. Laid on the Table.

The following amendments were introduced and placed with the bill:

SA 1 to SB 286 - Sponsor: Senator Sokola.

SA 2 to HB 315 - Sponsor: Senator Neal.

SA 1 to SB 373 - Sponsor: Senator McBride.

SA 2 to SB 359 - Sponsor: Senator Bair.

SA 1 to SB 370 - Sponsor: Senator Holloway.

SA 1 to SB 378 - Sponsor: Senator Sokola.

SA 1 to HB 501 - Sponsor: Senator McBride.

At 2:39 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convened for the 31st Legislative Day.

31ST LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 9, 1992

The Senate convened at 2:39 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Under suspension of rules, SB 370, which had been laid on the table, was lifted on motion of Senator Holloway.

SB 370 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, BY ADDING THERETO A NEW CHAPTER 93 TO PROHIBIT THE ACT OF HAZING. (2/3 vote)

SA 1, which had been previously placed with the bill, was brought up for consideration on motion of sponsor, Senator Holloway.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore, the amendment was declared adopted by the Senate and made part of the bill.

Senators Marshall, McBride, McDowell, Martin, and Hauge marked PRESENT during the above roll call.

Roll call vote on SB 370 w/SA 1 was taken and revealed 21 Senators voting YES, therefore the Bill as amended was passed by the Senate and sent to the House for consideration.

On motion of Senator Adams, SB 349 was taken up for consideration.

SB 349 - AN ACT TO AMEND CHAPTER 45, TITLE 21 DELAWARE CODE RELATING TO WEIGHTS AND SIZES OF SPECIFIC FARM EQUIPMENT AND FIRE APPARATUS.

Roll call vote on SB 349 was taken and revealed 21 Senators voting YES; therefore the Bill was adopted by the Senate and sent to the House for consideration.

On motion of Senator Torbert, SB 328 was taken up for consideration.

SB 328 - AN ACT TO AMEND CHAPTER 32, VOLUME 47, LAWS OF DELAWARE, AS AMENDED, ENTITLED, "AN ACT TO REINCORPORATE THE TOWN OF FREDERICA" RELATING TO POWER TO OPERATE A WATER SYSTEM AND PROVIDING FOR THE ISSUANCE OF BOND THEREFOR. (2/3 vote)

Roll call vote on SB 328 was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT. The Bill was adopted and sent to the House for its consideration.

On motion of Senator Vaughn, SB 384 was given its third and final reading and the bill was momentarily laid on the table.

SB 384 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO GENERAL ASSEMBLY APPROVAL OF FEES IMPOSED BY DIVISION OF PROFESSIONAL REGULATIONS.

SB 384 was lifted from the table on motion of the sponsor. Privilege of the floor was extended to Mr. John Cordrey, Senate Attorney. Witness was then dismissed.

Roll call vote on SB 384 was taken and revealed 18 Senators voting YES and 3 (Bair, Knox, and Neal) voting NO. The legislation passed the Senate and sent to the House.

SB 373 was given its third and final reading and brought before the Senate on motion of Senator McBride.

SB 373 - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE TO ALLOW SPECIAL PLATES FOR DELAWARE FIREMEN, LADIES AUXILIARY, AND VOLUNTEER AMBULANCE OR RESCUE COMPANIES WHO ARE AFFILIATED WITH THE DELAWARE STATE FIREMEN'S ASSOCIATION.

SA 1 which had been previously placed with the bill was considered on motion of Senator McBride. Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore, the amendment was adopted by the Senate.

SB 373 w/SA 1 was before the Senate. Senator McBride requested the privilege of the floor for Mr. John Cordrey, Senate Attorney to speak to the bill. Senators Neal and McDowell commented on the legislation, after which the witness excused.

Senator Bair requested the privilege of the floor for Mr. Michael Shahan, Director of Department of Motor Vehicle to speak to the legislation. Several senators commented. The witness was then dismissed. However, Mr. Shahan was recalled as a witness to respond to a query from Senator McDowell, and was dismissed.

Senator Venables commented on the issue and the legislation was then laid on the table.

SS 1/SB 268 was taken up for consideration on motion of Senator Martin.

SB 268 - AN ACT TO AMEND PART I, TITLE 2 AND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO AERONAUTICS.

SA 1 which had been placed with the bill, was considered for adoption on motion of Senator Martin. Roll call vote on SA 1 was taken and revealed 19 Senators voting YES and 2 (Bair, Holloway) ABSENT, therefore the amendment was adopted.

SS 1/SB 268 w/SA 1 was now before the Senate.

Senator Martin requested the privilege of the floor for Mr. Bruce M. Tobey, DeIDOT. Several senators questioned the witness, who was then excused.

A communication was read in part and made part of the Journal at the request of Senator Martin regarding appointments to the Advisory Council. No objection.

June 4, 1992

Dear Senator

Substitute 1 for Senate Bill 268

While we had some serious concerns about original Senate 268 we find Substitute #1 acceptable and urge that it be brought forward and passed into law.

We do believe that a Governor appointed, non-paid Advisory Committee should be made a part of this law.

You know best how to make this happen, but we suggest:

\*Governor appoints 9 persons for 3 years, 1/3 being replaced each year

\*6 active pilots and 3 interested community leaders

\*candidates will be proposed by active pilot organizations, such as the undersigned

\*ADVISORY COMMITTEE will advise and counsel on all aeronautical matters, to include selection of future Aeronautical Administrators or Aeronautical appointees.

(Signed) James C. Conrad, Pres. D.A.S.I  
Delaware Aviation Support, Inc.

Douglas Chervenak, Pres. C.D.P.A.  
Central Delaware Pilots Association

Jan Churchill, Pres., E.A.A.  
Experimental Aircraft Association

Herbert Murray, Pres. F.F.  
Flying Farmers

Finis'

Roll call vote on SS 1/SB 268 w/SA 1 which required a 2/3 vote, was taken and revealed 21 Senators voting YES; therefore, the bill as amended was declared adopted by the Senate and sent to the House for their consideration.

On motion of Senator Sokola, SB 378 was taken up for consideration.

SB 378 - AN ACT TO AMEND CHAPTER 9, TITLE 16 OF THE DELAWARE CODE RELATING TO ABUSE OF CHILDREN.

SA 1, which had been previously placed with the bill, was taken up for consideration on motion of Senator Sokola.

Roll call vote on SA 1 which had been placed with the bill, was taken and revealed 19 Senators voted YES and 2 (Marshall, Martin) ABSENT. The amendment was adopted.

Roll call vote on SB 378 w/SA 1 was taken and revealed 19 Senators voted YES and 2 (Knox, Martin) ABSENT, therefore the bill as amended was declared passed and sent to the House for consideration.

SB 347 was taken up for consideration on motion of Senator Cook.

SB 347 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, RELATING TO ALLOWABLE GROSS WEIGHTS ON COMMERCIAL MOTOR VEHICLES.

Roll call vote on SA 1, which had been placed with the bill, was taken and revealed 17 Senators voted YES and 4 (Bair, Holloway, Marshall, Martin) ABSENT, therefore the amendment was adopted.

SB 347 w/SA 1 was now before the Senate.

The privilege of the floor was extended to Mr. Jack Eanes, Division of Motor Vehicles. Senator Sharp questioned the witness. Witness excused.

Senators Venables and McBride commented.

Roll call vote on SB 347 w/SA 1 was taken and revealed 18 Senators voting YES; 1 (Sharp) voting NO, 1 (McBride) NOT VOTING, and 1 (Holloway) ABSENT; therefore, SB 347 as amended by SA 1 was declared adopted by the Senate and sent to the House for consideration.

SB 287 was given its third and final reading on motion of Senator Blevins.

SB 287 - AN ACT TO AMEND CHAPTER 4, TITLE 11 OF THE DELAWARE CODE RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE OR SAFETY OF OTHERS.

Roll call vote on SA 1, which had been placed with the bill, was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore the amendment was declared adopted.

SB 287 w/SA 1 was now before the Senate.

Senator Blevins requested the privilege of the floor for Lt. John Humphrey, New Castle County policeman. Senators Neal and Connor questioned the witness. After he was excused, many other senators commented on the legislation. The bill as amended was laid on the table.

At 4:37 p.m., Senator Sharp moved that the Senate recess.

The Senate reconvened at 5:13 p.m. with Senator Cordrey presiding.

SB 346 was given its third and final reading on motion of Senator Sharp.

SB 346 - AN ACT TO AMEND CHAPTER 33 AND 35, TITLE 18 OF THE DELAWARE CODE RELATING TO CLAIM FORMS.

SA 1 was introduced by Senator Still. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Neal) ABSENT, therefore the amendment was adopted. Roll call vote on SB 346 w/SA 1 was taken and revealed 19 Senators voting YES, and 2 (Neal, Venables) ABSENT, therefore SB 346 as amended by SA 1 was declared passed and sent to the House for consideration.

On motion of Senator Sharp, SB 348 was taken up for consideration.

SB 348 - AN ACT TO AMEND CHAPTER 1, TITLE 8 OF THE DELAWARE CODE, RELATING TO THE GENERAL CORPORATION LAW.

Senator McDowell commented on the bill. Roll call vote on SB 348 was taken and revealed 20 Senators voting YES and 1 (Neal) ABSENT, therefore SB 348 was declared passed and sent to the House for their consideration.

HB 225 was taken up for consideration on motion of Senator Sharp.

HB 225 - AN ACT TO AMEND TITLE 18, DELAWARE CODE TO LIMIT INVESTMENTS MADE BY INSURANCE COMPANIES IN ANY SINGLE INVESTMENT.

Roll call vote on HB 225 was taken and revealed 20 Senators voting YES and 1 (Neal) ABSENT, therefore the legislation was adopted in the Senate and returned to the House.

HB 298 w/ HA 1 was taken up for consideration on motion of Senator Sharp.

HB 298 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO ABSENTEE REGISTRATION AND ABSENTEE VOTING. (2/3 vote)

The privilege of the floor was extended to Mr. Richard B. Harper, Jr. Commissioner of Elections to discuss the legislation. Witness excused.

Roll call vote on HB 298 w/ HA 1 was taken and revealed that 20 Senators voted YES and 1 (Neal) ABSENT, therefore the bill was passed in the Senate and returned to the House.

HB 219 was taken up for consideration on motion of Senator Sharp.

HB 219 - AN ACT TO AMEND CHAPTER 4, TITLE 18, DELAWARE CODE RELATING TO THE DELAWARE INSURANCE AUTHORITY.

SA 1 which had been placed with the bill, was brought before the Senate for consideration on motion of Senator Hauge.

Senator Sharp commented.

Roll call vote on SA 1 was taken and revealed 20 Senators voting YES and 1 (Neal) ABSENT, therefore the amendment was adopted and became part of the bill.

Roll call vote on HB 219 w/SA 1 was taken and revealed 19 Senators voting YES, and 2 (Neal, Still) ABSENT, therefore the bill as amended was declared passed and returned to the House for reconsideration.

HB 444 w/HA 1 was taken up for consideration on motion of Senator Sharp.

HB 444 - AN ACT TO AMEND CHAPTER 80, TITLE 15, DELAWARE CODE RELATING TO ELECTIONS AND REPORTS OF POLITICAL COMMITTEES.

Roll call vote on HB 444 w/HA 1 was taken and revealed 20 Senators voting YES and 1 (Neal) ABSENT, therefore the bill was declared passed and returned to the House.

Senator Marshall requested to be added as a co-sponsor of SB 391.

At 5:34 p.m., Senator Sharp moved that the Senate recess until June 10th at 3:30 p.m.

The Senate reconvened June 10, 1993 at 3:53 p.m. with Senator Cordrey presiding.

The following Committee reports were announced:

From Administrative Services: SB 327 - 3 Merits

From Banking: SB 382 - 4 Merits

From Health/Social Services: SB 391 - 5 Merits

From Insurance/Elections: SB 389 - 3 Merits

From Community/County Affairs: HB 414 w/HA 2 - 4 Merits; SB 337 - 3 Merits; SB 338 - 4 Merits; SB 396 - 4 Merits; SB 371 - 4 Merits; SB 357 - 4 Merits.

From Public Safety: SB 153 - 3 Merits

From Natural Resources & Environmental Control: HJR 21 - 6 Merits; SB 395 - 4 Merits; SB 375 - 6 Merits; SB 376 - 6 Merits; SB 385 - 6 Merits; SB 386 - 6 Merits

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 463, HB 525 w/SA 1, HB 526 w/HA 1, HB 561.

The following legislation was introduced and assigned:

**SB 401** - AN ACT TO AMEND CHAPTER 17, TITLE 7 OF THE DELAWARE CODE RELATING TO DOG LICENSES. Sponsor: Senator Connor. To Natural Resources & Environmental Control.

**SB 402** - AN ACT TO AMEND CHAPTER 80, TITLE 3 OF THE DELAWARE CODE RELATING TO SPAYING AND NEUTERING. Sponsor: Senator Connor. To Agriculture.

**SB 403** - AN ACT TO AMEND SUBCHAPTER II, CHAPTER I, TITLE 26, DELAWARE COD, RELATING TO THE PUBLIC SERVICE COMMISSION AND PUBLIC UTILITIES; AND PROVIDING FOR THE ESTABLISHMENT OF SERVICE TERRITORIES FOR PUBLIC UTILITIES PROVIDING RETAIL ELECTRIC SERVICE. (2/3 vote) Sponsors: Senator Adams; Senators Minner, Torbert, Vaughn, Neal, Connor, Still; Representatives Roy, Bennett, Outten, B. Ennis, Schroeder, Fallon, Mack, Lofink, Carey, Reynolds, Soles, Amick. To Administrative Services.

**SB 404** - AN ACT TO AMEND CHAPTER 91 OF TITLE 11 OF THE DELAWARE CODE RELATING TO PROFITS OF CRIME. Sponsors: Senator Marshall, Representative Buckworth; Senators Blevins, Sokola; Representatives Jonkiert, Van Sant, Spence. To Judiciary.

**SB 405** - AN ACT TO AMEND CHAPTER 23, SUBCHAPTER III, TITLE 19, DELAWARE CODE RELATING TO A REASONABLE FEE TO CLAIMANT'S ATTORNEY FOR SERVICES ON AN APPEAL. Sponsors: Senator Vaughn, Representative Spence; Representatives Ewing, D. Ennis, Houghton. To Labor. At the close of the Legislative Day, the committee assignment was rescinded and the bill was laid on the table.

**SB 406** - AN ACT TO AMEND CHAPTER 417, VOLUME 67, LAWS OF DELAWARE AND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO THE CODE OF CONDUCT FOR LOCAL GOVERNMENTAL UNITS. Sponsors: Senator Connor, Senators Bair, Blevins, McDowell, Minner, Sokola; Representatives Amick, Buckworth, Davis, Schroeder, Soles. To Executive.

**SB 407** - AN ACT TO AMEND CHAPTER 88, TITLE 29, DELAWARE CODE, RELATING TO CONSUMER AFFAIRS. Sponsors: Senator Torbert, Representative Di Pinto. To Community/County Affairs.

**SB 408** - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES TO REDUCE FEES. Sponsor: Senator Venables. To Natural Resources & Environmental Control.

**SB 409** - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE, RELATING TO VOLUNTEER SERVICES. Sponsor: Senator Sokola. To Community/County Affairs.

The following amendments were introduced and placed with the bill:

**SA 1 to SB 315** - Sponsors: Senator Sharp; Senators Bair, Blevins, Connor, Hauge, Holloway, Marshall, Martin, McBride, McDowell, Neal, Sokola.

**SA 2 to SB 316** - Sponsor: Senator Minner.

The following legislation was introduced and assigned to committee:

**HB 463** - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE. Sponsors: Representative Outten; Representatives Bennett, Buckworth, Ewing, George, Houghton, Oberle, Soles, Van Sant. To Insurance/Elections.

**SB 410** - AN ACT TO AMEND CHAPTER 9, TITLE 26 OF THE DELAWARE CODE RELATING TO TELEGRAPH, TELEPHONE AND ELECTRIC UTILITY CORPORATIONS AND CALLER IDENTIFICATION SERVICES. Sponsors: Senator Blevins, Representative Oberle. To Administrative Services.

**SB 411** - AN ACT TO AMEND TITLE 9, TITLE 22 OF THE DELAWARE CODE RELATING TO STATE MANDATES TO LOCAL GOVERNMENTS. Sponsors: Senator Venables, Senators Blevins, Sokola, Vaughn; Representatives Clark, Lofink. To Community/County Affairs.

**HB 525 w/HA 1** - AN ACT TO AMEND CHAPTER 6, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGISTS. Sponsor: Representative Roy. To Sunset.

**HB 526 w/HA 1** - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL AND SPECIAL FUEL TAX LAW. Sponsors: Representatives Roy, Taylor, Di Pinto, Boykin, Davis, Ewing, Oberle; Senators Martin, Marshall, Sokola. To Highways & Transportation.

**HB 561** - AN ACT TO AMEND CHAPTER 46, TITLE 6, DELAWARE CODE, RELATING TO EQUAL RIGHTS TO HOUSING AND TO AMEND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION AND THE CREATION OF A SPECIAL ADMINISTRATION FUND. Sponsors: Representative Di Pinto, Senator Holloway; Representatives Spence, Carey, D. Ennis, Sills, Moore, George, Jonkiert. To Finance.

The following Committee reports from Administrative Services were announced:

**SB 358** - 4 Merits; **SB 361** - 4 Merits.

At 4:07 p.m., the Senate adjourned to immediately convene for the 32nd Legislative Day.

32ND LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 10, 1992

The Senate convened at 4:07 p.m. with Senator Cordrey presiding.  
A prayer was offered by Senator Connor.



Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Sharp asked if the Governor has sent down any Judicial nominations. Senator Cordrey, the presiding officer, responded to the negative.

Senator Marshall marked PRESENT.

On motion of Senator Adams, SB 351 was given its third and final reading and brought before the Senate for consideration.

SB 351 - AN ACT TO AMEND CHAPTERS 59 AND 83, TITLE 29, DELAWARE CODE CLARIFYING RESPONSIBILITY FOR THE DETERMINATION OF STATE PENSION BENEFITS.

Privilege of the floor was extended to Mr. Don McArdle of the Pension Office to comment on the legislation. Senator Still questioned the witness. Witness was excused.

Roll call vote was taken and revealed 21 Senators voting YES, therefore, the bill was adopted by the Senate and sent to the House for their consideration.

Senator Neal marked PRESENT during the above roll call.

On motion of Senator Minner, SB 316 was given its final reading to be brought before the Senate for consideration.

SB 316 - AN ACT TO AMEND CHAPTER 55, TITLE 15 OF THE DELAWARE CODE RELATING TO THE REQUIREMENTS FOR AND PROCEDURE APPLICABLE TO ABSENTEE VOTING.

SA 1, which had been previously placed with the bill was considered. Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Still) NOT VOTING. The amendment passed and began part of the bill.

SA 2, which had been placed with the bill, was taken up on motion of Senator Minner. She requested the privilege of the floor for Mr. Richard B. Harper, Jr., Elections Commissioner. Senators Cook and McBride questioned the witness and was then excused.

Roll call vote on SA 2 was taken and revealed 21 Senators voting YES; therefore the amendment was adopted and began part of SB 316.

Roll call vote on SB 316 as amended by SA 1 and SA 2 was taken and revealed 21 Senators voting YES; therefore the bill as amended was adopted by the Senate and sent to the House for its consideration.

Senator Vaughn requested that SB 374 be given its third and final reading.

SB 374 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO PARTNERSHIP INTERESTS IN GENERAL PARTNERSHIPS AND LIMITED PARTNERSHIPS AND THE UNIFORM COMMERCIAL CODE.

Senator Vaughn requested the privilege of the floor for Mr. Jack Cordrey, Senate Attorney. Senator Still questioned the witness who was then excused.

Roll call vote on SB 374 was taken and revealed 19 Senators voting YES and 2 (Still and Venables) NOT VOTING; therefore the bill was declared passed by the Senate and sent to the House for its consideration.

Under suspension of rules, SB 405 was lifted from the table and brought before the Senate on motion of Senator Vaughn.

SB 405 - AN ACT TO AMEND CHAPTER 23, SUBCHAPTER III, TITLE 19, DELAWARE CODE RELATING TO A REASONABLE FEE TO CLAIMANT'S ATTORNEY FOR SERVICES ON AN APPEAL.

Senator Vaughn requested the privilege of the floor for Mr. Jack Cordrey, Senate Attorney to speak to the bill and was then excused.

Roll call vote on SB 405 was taken and revealed 18 Senators voting YES, 2 (Neal, Still) voting NO, and 1 (McBride) ABSENT. Having received the required number of votes, SB 405 was adopted by the Senate and sent to the House for their consideration.

On motion of Senator Vaughn, SB 333 was stricken.

SB 252 was brought before the Senate on motion of Senator Sokola.

SB 252 - AN ACT TO AMEND CHAPTER 68, TITLE 16, DELAWARE CODE, RELATING TO NON-PROFIT SPORTS LIABILITY LIMITATION.

Senator McDowell commented on the legislation. Mr. Arthur Connolly, Senate Attorney, was granted the privilege of the floor at the request of Senator Sokola. Witness excused.

Senators Sokola and McDowell commented on the bill.

Roll call vote on SB 252 was taken and revealed 18 Senators voting YES, and 3 (Adams, McDowell, Still) NOT VOTING. The bill was declared adopted by the Senate and sent to the House.

SJR 14, under suspension of rules, was lifted from the table on motion of Senator Cook.

SJR 14 - RELATING TO THE 100TH ANNIVERSARY OF THE NATIONAL CONFERENCE OF COMMISSIONERS OF UNIFORM STATE LAWS. Sponsors: Senator Cook; Representative Amick.

Roll call vote on SJR 14 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT. The Joint Resolution was sent to the House for consideration.

On motion of Senator Cook, SB 358 was given its final reading and brought before the

Senate for consideration.

SB 358 - AN ACT TO AMEND CHAPTER 37, TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE.

Roll call vote on the bill was taken and revealed 21 Senators voting YES, therefore SB 358 was adopted and sent to the House for consideration.

On motion of Senator Bair, SB 359 w/SA 1 was lifted from the table.

SA 2 to the bill which had been placed with the bill was taken up for consideration. Senator Sharp commented on the amendment.

Roll call vote on SA 2 was taken and revealed 21 Senators voting YES, therefore declared adopted.

Roll call vote on SB 359 w/SA 1, 2 was taken and revealed 21 Senators voting YES, therefore it was declared adopted and sent to the House for consideration.

On motion of Senator Sharp, the Senate recessed at 4:49 p.m. for the purpose of party caucus.

The Senate reconvened at 5:34 p.m. with Senator Cordrey presiding.

HB 561 was reassigned to the Health and Social Services Committee.

The following Committee reports were announced:

From Revenue/Taxation: SB 377 - 1 Favorable, 2 Merits.

From Administrative Services: SB 410 - 3 Merits

SENATE CONSENT CALENDAR #30 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SCR 109 - STRONGLY ENCOURAGING EMPLOYERS TO ALLOW EMPLOYEES TO TAKE TIME OFF FROM WORK TO VISIT THEIR CHILDREN'S SCHOOL. Sponsors: Senators Still, Senator Connor, McBride; Representative Fallon; Senators Bair, Hauge, Minner, Torbert, Representatives Moore, Quillen, Spence.

SCR 110 - CONGRATULATING FRANK YOON OF JOHN DICKINSON HIGH SCHOOL ON HAVING BEEN NAMED A PRESIDENTIAL SCHOLAR. Sponsors: Senator Sokola; Representative Petrilli.

SCR 111 - COMMENDING CONSTANCE G. BERESIN, FOR HER MANY ACCOMPLISHMENTS AND OUTSTANDING LEADERSHIP AS EXECUTIVE DIRECTOR OF THE YMCA OF NEW CASTLE COUNTY. Sponsors: Senator Bair; Representative Maroney; Senators Blevins, Cook, Minner, Neal, Holloway; Representatives Fallon, Boykin, Soles, Sills, Moore, Corrozi, DiPinto.

HCR 90 - PROVIDING FOR THE ESTABLISHMENT OF A COMMITTEE TO ADVISE AND MAKE RECOMMENDATIONS ON CURRICULAR OFFERINGS AND PUPIL ENROLLMENT IN THE KENT COUNTY VOCATIONAL-TECHNICAL SCHOOL DISTRICT. Sponsors: Representatives Buckworth, Quillen, Caulk, Ewing, Clark, B. Ennis, Bennett, Outten.

HCR 91 - PROVIDING FOR THE ESTABLISHMENT OF A COMMITTEE TO ADVISE AND MAKE RECOMMENDATIONS ON CURRICULAR OFFERINGS AND PUPIL ENROLLMENT IN THE SUSSEX COUNTY VOCATIONAL-TECHNICAL SCHOOL DISTRICT. Sponsors: Representatives Carey, Lee, Fallon, Ewing, Bunting, Schroeder, West.

Roll call vote on Consent Calendar #30 was taken and revealed 21 Senators voting YES. The Resolutions were adopted by the Senate. The Senate Concurrent Resolutions were sent to the House for consideration and the House Concurrent Resolutions were returned.

The Secretary of the Senate announced that at the request of the Chairman of Public Safety Committee that the committee report of SB 153 was invalid. Said bill was returned to the Committee. No objection.

At 5:40 p.m., on motion of Senator Sharp, the Senate recessed until June 11, 1992 at 2:00 p.m.

The Senate reconvened June 11, 1992 at 2:10 p.m. with Lt. Gov. Wolf presiding.

The following Committee reports were announced:

From the Education Committee: SB 362 - 3 Merits; SB 398 - 4 Merits; HB 452 - 4 Merits.

From the Sunset Committee: HB 460 - 3 Merits; HB 525 w/HA 1 - 3 Merits.

The following amendments were introduced and placed with the bill:

SA 2 to SB 373 - Sponsor: Senator McBride

SA 1 to SB 393 - Sponsor: Senator Holloway.

At 2:15 p.m., on motion of Senator Sharp, the Senate adjourned to immediately convene for the 33rd Legislative Day.

33RD LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 11, 1992

The Senate convened at 2:15 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Holloway.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Sharp made a motion that commencing June 16, 1992, the President Pro-Tempore's List of Pre-filed Legislation will be instituted for the remainder of the session. Senator Holloway seconded the motion.

Senators Connor and Cook marked PRESENT.

Senator Knox requested the personal privilege of the floor. He commented on coastal zone legislation. Senator Connor also commented on the issue:

SJR 13 was introduced on motion of Senator Sokola.

SJR 13 - PERMITTING CLASSIFIED EMPLOYEES TO RETROACTIVELY REFILE OR AMEND THEIR PREVIOUSLY FILED CLASSIFICATION APPEALS FROM THE 1990 AND 1991 MAINTENANCE REVIEWS USING THE NEW CLASSIFICATION APPEALS PROCEDURES AND FORM. Sponsors: Senator Sokola; Representative Oberle; Senators Vaughn, Still; Representatives Lofink, Reynolds, B. Ennis.

Senators Minner, Hauge, Marshall, Torbert marked PRESENT.

Roll call vote on SJR 13 was taken and revealed 17 Senators voting YES, and 4 (Martin, McDowell, Neal, Still) ABSENT. The Joint Resolution was adopted and sent to the House for their consideration.

On motion of Senator McBride, SB 373 was lifted from the table and brought before the Senate for consideration.

SB 373 w/SA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE TO ALLOW SPECIAL PLATES FOR DELAWARE FIREMEN, LADIES AUXILIARY, AND VOLUNTEER AMBULANCE OR RESCUE COMPANIES WHO ARE AFFILIATED WITH THE DELAWARE STATE FIREMEN'S ASSOCIATION.

SA 2 which had been placed with the bill, was considered for adoption on motion of Senator McBride. Senators Bair and Cook commented on the amendment.

Roll call vote on SA 2 was taken and revealed 18 Senators voting YES and 3 (Martin, McDowell, Still) ABSENT; therefore, the amendment was declared adopted by the Senate.

Senator Neal marked PRESENT during the above roll call.

Roll call vote on SB 373 w/SA 1, SA 2 was taken and revealed 18 Senators voting YES, and 3 (Martin, McDowell, Still) ABSENT; therefore, the Bill as amended was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Cordrey, SB 327 was taken up for consideration.

SB 327 - AN ACT TO AMEND CHAPTER 12, TITLE 4, OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS.

Roll call vote on the bill was taken and revealed 18 Senators voting YES and 3 (Martin, McDowell, Still) ABSENT. The Bill was adopted by the Senate and sent to the House for consideration.

On motion of Senator Blevins, SB 287 w/SA 1 was lifted from the table.

SB 287 - AN ACT TO AMEND CHAPTER 4, TITLE 11 OF THE DELAWARE CODE RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE OR SAFETY OF OTHERS.

Senator Blevins requested the privilege of the floor for Deputy Attorney General Rosemary Killian to address the issue. Senators Bair and McBride questioned the witness. Having received an emergency telephone call, she was temporarily excused and the bill was laid on the table.

On motion of Senator Cordrey, SB 382 was given its third and final reading and brought before the Senate for consideration.

SB 382 - AN ACT TO AMEND CHAPTERS 1, 3, 7, 8, 9, 11, 18, 22, 25, 29, AND 32 OF TITLE 5 DELAWARE CODE RELATING TO POWERS, ORGANIZATION AND TAXATION OF BANKS, SAVINGS BANKS AND OTHER FINANCIAL INSTITUTIONS.

SA 1 to the bill was introduced by Senator Cordrey. Roll call vote on the amendment was taken and revealed 19 Senators voting YES and 2 (Holloway, Still) ABSENT. The amendment was adopted and made part of the bill.

Senators Martin and McDowell marked PRESENT during the above roll call.

With SB 382 w/SA 1 before the Senate, Senator Cordrey requested the privilege of the floor for Mr. Keith H. Ellis, Banking Commissioner to speak to the bill. Senator Neal questioned the witness who was then excused.

Senators Marshall and McDowell commented.

Again, Mr. Keith Ellis was granted the privilege of the floor on motion of Senator Cordrey to address the issue. Senators McDowell and McBride commented on the legislation. Witness excused.

Roll call vote on SB 382 w/SA 1 was taken and revealed 18 Senators voting YES and 3 (Martin, Neal and Still) ABSENT. The Bill as amended passed the Senate and was then sent to the House for its consideration.

A messenger from the Governor was announced and admitted.

SB 287 w/SA 1 was lifted from the table on motion of Senator Blevins.

SA 2 was introduced by Senator Blevins. Roll call vote on SA 2 was taken and revealed 21 Senators voting YES, thus becoming a part of the bill.

Senator Still marked PRESENT during the above roll call.

Senator Blevins recalled Ms. Rosemary Killian to once again speak to the bill.

Several senators questioned the witness who was then excused.

Roll call vote on SB 287 w/SA 1, 2 was taken and revealed 21 Senators voting YES; passing the Senate and sent to the House for consideration.

The following letters of nomination for appointment from the Governor were read and assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
June 11, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Otho R. Brown, 6 Abbey Court, Bear, DE 19701, to be appointed as a member of the Tax Appeals Board to serve a three year term to succeed Harry B. Roberts, whose term has expired.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
June 11, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Charles M. Stump, 8 Railroad Avenue, Wyoming, DE 19934, to be reappointed as a member of the Justice of the Peace, in and for Kent County, State of Delaware to serve a four year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
June 11, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Verdie B. West, R. D. #1, Box 55, Frankford, DE 19945, to be reappointed as a member of the Sussex County Board of Elections to serve a four year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
June 11, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following:  
Lewis Trivits, 525C Colonial Gardens, Seaford, DE 19973, to be reappointed as a member of the Sussex County Board of Elections to serve a four year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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On motion of Senator Minner, HJR 21 was brought before the Senate for consideration.  
HJR 21 - AUTHORIZING THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO DESIGNATE UP TO THE TWO (2) DAYS A YEAR AS FREE SPORT FISHING DAYS IN DELAWARE'S NON-TIDAL WATERS.

Roll call vote on HJR 21 was taken and revealed 21 Senators voting YES and was declared passed by the Senate and returned to the House.

On motion of Senator Minner, SB 385 was taken up for consideration.

SB 385 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO BEACH REPLENISHMENT.

The privilege of the floor was granted to Mr. John Hughes, of DNREC to speak to the bill.

Several senators questioned the witness. Witness excused.

Roll call vote on SB 385 was taken and revealed 18 Senators voting YES with 3 (McBride, McDowell, Sharp) voting NO. The bill was declared adopted and sent to the House for consideration.

At 4:21 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 5:00 p.m. with Senator Cordrey presiding.

On motion of Senator Minner, SB 386 was given its third and final reading and taken up for consideration.

SB 386 - AN ACT TO AMEND CHAPTER 23, TITLE 7, DELAWARE CODE RELATING TO NONCOMMERCIAL CRAB POT IDENTIFICATION, CLOSED SEASON AND LIMITS AND THE ATTENDANCE, ABANDONMENT, CONFISCATION AND FORFEITURE OF CRAB POTS. (2/3 vote)

The privilege of the floor was extended to William Wagner of DNREC to speak to the bill.

Senator McBride questioned the witness who was then excused.

SA 1 to the bill was introduced by Senator Minner. Roll call vote on the amendment was taken and revealed 19 Senators voting YES with 2 (Holloway, Still) ABSENT, therefore becoming part of the bill.

Roll call vote on SB 386 w/SA 1 was taken and revealed 21 Senators voting YES, therefore passing the Senate. It was then sent to the House for consideration.

On motion of Senator Sharp, HB 19 was given its third and final reading and brought before the Senate consideration.

HB 19 - AN ACT TO AMEND ARTICLE 4, SECTIONS 12, 13 AND 38 OF THE CONSTITUTION OF THE STATE OF DELAWARE TO HARMONIZE THOSE SECTIONS REGARDING THE AUTHORITY OF A JUSTICE UNDER SECTIONS 12, 13 AND 38 TO DESIGNATE STATE JUDGES TO SIT IN VARIOUS COURTS OF THE STATE OR TO DESIGNATE RETIRED STATE JUDGES OR JUSTICES TO TEMPORARILY PERFORM JUDICIAL SERVICE IN THE ABSENCE, DISQUALIFICATION OR INCAPACITY OF THE CHIEF JUSTICE OR A VACANCY IN THAT OFFICE, AND TO HARMONIZE SECTION 13 WITH SECTIONS 2, 3, AND 12 TO MAKE UNIFORM THE REFERENCES THEREIN TO MEMBERS OF THE SUPREME COURT, TO ELIMINATE OBSOLETE REFERENCES IN SECTION 13 TO THE ORPHANS' COURT, WHICH NO LONGER EXISTS, AND TO PROVIDE FOR THE DESIGNATION OF A STATE JUDGE FROM VARIOUS COURTS OF THE STATE TO SIT IN THE COURT OF CHANCERY AND SUPERIOR COURT TO TEMPORARILY PERFORM JUDICIAL SERVICE. (2/3 vote)

Roll call vote on HB 19 was taken and revealed 21 Senators voting YES, passing the Senate. The bill was returned to the House.

Lt. Gov. Wolf presiding at 5:12 p.m.

On motion of Senator Sharp, HB 23 was brought before the Senate for consideration.

HB 23 - AN ACT PROPOSING AN AMENDMENT TO SECTION 22, ARTICLE III, AND ARTICLE IV OF THE DELAWARE CONSTITUTION RELATING TO THE APPOINTMENT BY THE COURT OF CHANCERY OF A REGISTER IN CHANCERY IN EACH COUNTY AND THE POWERS AND DUTIES OF REGISTERS IN CHANCERY. (2/3 vote)

Senator Venables commented.

Roll call vote on HB 23 was taken and revealed 17 Senators voting YES; 2 (McDowell, Venables) voting NO; 1 (McBride) NOT VOTING; and 1 (Cook) ABSENT. HB 23 was adopted by the Senate and returned to the House.

On motion of Senator Vaughn, SB 375 was taken up for consideration.

SB 375 - AN ACT TO AMEND CHAPTER 18, TITLE 2, DELAWARE CODE, RELATING TO LIABILITY OF THOSE WHO THROW TRASH, RUBBISH, OR OTHER DANGEROUS OR DETRIMENTAL SUBSTANCE ON RAILROAD RIGHT-OF-WAYS. (2/3 vote)

Senator McBride commented and then the roll call vote on SB 375 was taken and revealed 21 Senators voting YES, therefore SB 375 was declared adopted and sent to the House for consideration.

HB 460 was taken up for consideration on motion of Senator Venables.

HB 460 - AN ACT TO AMEND 67 DELAWARE LAWS CHAPTER 226 RELATING TO CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO THE MEDICAL PRACTICES ACT.

Senator McDowell offered a comment regarding the legislation.

Roll call vote on HB 460 was taken and revealed 21 Senators voting YES, therefore HB 460 was declared passed and returned to the House.

On motion of Senator Venables, HB 525 w/HA 1 was taken up for consideration.

HB 525 w/HA 1 - AN ACT TO AMEND CHAPTER 6, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGISTS.

Roll call vote on HB 525 w/HA 1 was taken and revealed 21 Senators voting YES, therefore the Bill was declared adopted and returned to the House.

On motion of Senator Cordrey, SB 371 was laid on the table.

SR 56 was brought before the Senate on motion of Senator Holloway.

SR 56 - RESPECTFULLY REQUESTING THE NATIONAL INSTITUTES OF HEALTH AND/OR THE CENTER FOR DISEASE CONTROL TO CONDUCT CLINICAL TRIALS AT THEIR EARLIEST CONVENIENCE ON A PROPOSAL SUBMITTED TO THEM ON FEBRUARY 5, 1992 BY UNITED STATES SENATOR JOSEPH R. BIDEN, VIA THOMAS L. LITTLE OF WILMINGTON, DELAWARE SAID PROPOSAL ATTACHED HERewith BELIEVED TO BE RELEVANT IN THE CAUSES OF ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS).

Senator Sharp commented on the Resolution, to which Senator Holloway requested the privilege of the floor for Mr. Thomas L. Little. Witness excused.

Roll call vote on SR 56 was taken and revealed 18 Senators voting YES and 3 (Cordrey, Sharp, Still) NOT VOTING. The Resolution was declared passed.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HCR 92, HCR 93, HCR 94, HCR 95, SCR 108, and SCR 111.

SENATE CONSENT CALENDAR #31 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

HCR 92 - MOURNING THE LOSS OF VOCATIONAL SCHOOL EDUCATION CHAMPION PAUL M. HODGSON. Sponsors: Representative Amick, Senator Neal; Representative Soles.

HCR 93 - RECOGNIZING MENTAL ILLNESS AWARENESS WEEK OCTOBER 4 THROUGH OCTOBER 10. Sponsors: Representative Maroney, Senator Holloway.

HCR 94 - CONGRATULATING THE 1992 WILMINGTON CHRISTIAN SCHOOL GIRLS SOFTBALL TEAM ON THEIR FIRST STATE CHAMPIONSHIP. Sponsors: Representative Davis, Senator Sokola; Representatives Roy, Petrilli.

HCR 95 - MOURNING THE DEATH OF FORMER WILMINGTON POLICE CHIEF AND PUBLIC SERVANT, JOHN J. SMITH, JR. Sponsors: Representative Smith and Senator Bair.

Roll call vote on HCR 95 was taken and revealed 20 senators voting YES and 1 (Still) ABSENT; therefore the Resolution was declared passed and returned to the House.

The following legislation was introduced and assigned to committee:

SB 412 - AN ACT TO AMEND CHAPTER 51 AND 53 OF TITLE 31, DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES OVER THE FERRIS SCHOOL FOR BOYS AND THE WOODS HAVEN SCHOOL FOR GIRLS. Sponsor: Senator Holloway. To Health/Social Services.

SB 413 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE USE OF FIREARMS BY VIOLENT CRIMINALS. Sponsor: Senator Sharp. To Judiciary.

SB 414 - AN ACT TO MAKE A SUPPLEMENTAL APPROPRIATION AND AUTHORIZE POSITIONS FOR THE PURPOSE OF ENHANCING ACCESS TO HEALTH CARE FOR THE FISCAL YEAR ENDING JUNE 30, 1993; AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS. Sponsors: Senator Holloway, Representative Di Pinto; Senators Marshall, Neal, Bair, Cook, Still, Connor, Knox; Representatives Corrozi, More, Roy, Amick, Buckworth, Quillen, Soles, Sills, Davis, Smith, Maroney, West. To Finance.

At 5:35 p.m., the Senate recessed on motion of Senator Sharp until June 16, 1992 at 2:00 p.m.

The Senate reconvened June 16, 1992 at 2:32 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 472, HB 488, HB 328, HS 1/HB 428 w/HA 1,2,3,4, SB 320, SB 40 w/SA 5, HA 1.

The President Pro Tempore's list of pre-filed legislation was introduced and copies were made available.

PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION  
June 16, 1992

The following legislation has been introduced and assigned:

SB 415 - AN ACT TO AMEND CHAPTER 5 OF TITLE 25 AND CHAPTER 38 OF TITLE 12 OF THE DELAWARE CODE RELATING TO BUSINESS TRUSTS. Sponsors: Senator Vaughn; Representative Hebner. To Banking

SB 416 - AN ACT TO AMEND CHAPTER 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATIVE PROCEDURES ACT TO REMOVE DELAWARE THOROUGHBRED RACING COMMISSION FROM ITS APPLICATION. Sponsors: Senators Adams, Sharp. To Executive.

SB 417 - AN ACT TO AMEND CHAPTER 84, TITLE 11, DELAWARE CODE RELATING TO POLICE TRAINING REQUIREMENTS. Sponsors: Senator Cordrey; Representative Spence. To Public Safety.

SB 418 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE" RELATING TO FISCAL MATTERS, BY STRIKING SECTION 34, AND SUBSTITUTING A NEW SECTION 34, AUTHORIZING THE BORROWING AGAINST ANTICIPATED REVENUE. (2/3 vote) Sponsors: Senator Cordrey, Representative Bunting. To Community/County Affairs.

SJR 16 - DIRECTING THE DELAWARE DEPARTMENT OF TRANSPORTATION TO NAME THE NEW LOVE CREEK BRIDGE IN HONOR OF FORMER LIEUTENANT GOVERNOR AND STATE SENATOR EUGENE D. BOOKHAMMER. Sponsor: Senator Cordrey. To Executive.

SA 2 to SB 210 - Sponsor: Senator Venables. Placed with the Bill.

SA 1 to SB 352 - Sponsor: Senator Torbert. Placed with the Bill.

SA 1 to SB 395 - Sponsor: Senator Sharp. Placed with the Bill.

SA 2 to HB 248 - Sponsor: Senator Holloway. Placed with the Bill.

SA 1 to HB 450 - Sponsor: Senator Torbert. Placed with the Bill.

SA 1 to HB 561 - Sponsor: Senator Holloway. Placed with the Bill.

HB 328 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO GUBERNATORIAL APPOINTMENTS. (2/3 vote) Sponsors: Representative Amick; Senator Hauge. To Executive.

HS 1/HB 428 w/HA 1, 2, 3, 4 - AN ACT TO AMEND CHAPTERS 21 AND 27, TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF MOTOR VEHICLES AND DRIVER'S LICENSE. (2/3 vote) Sponsors: Representatives Lofink; Senator Vaughn; Representatives Petrilli, Spence, Buckworth, Amick, Boykin, Caulk, Corrozi, Di Pinto, Ewing, Hebner, Lee, Mack, Maroney, Oberle, Reynolds, Roy, Smith, Taylor, Brady, Bunting, Campanelli, Clark, B. Ennis, Houghton, Jonkiert, Schroeder, Van Sant, West. To Public Safety.

HB 472 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO SEEDS. (3/5 vote) Sponsors: Representative Caulk, Senator Adams; Representative Buckworth, Carey, Fallon, Lofink, Quillen, Lee, Ewing, Bunting, Clark, Schroeder, B. Ennis, West; Senators Cordrey, Minner, Venables, Vaughn, Cook, Still. To Agriculture.

HB 488 - AN ACT TO AMEND TITLE 11, SECTION 1447 TO DELETE LANGUAGE THAT IS NOT CONSISTENT WITH THE TRUTH IN SENTENCING ACT. Sponsors: Representatives Moore, Davis, D. Ennis, Maroney, Sills, West; Senators Bair, Hauge. To Corrections.

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Senator McDowell requested that SB 412 be reassigned to the Children/Youth/Families Committee. No objection.

The following Committee reports were announced:

From Administrative Services: SB 403 - 3 Merits

From Community/County Affairs: SB 407 - 3 Merits

From Health/Social Services: HB 561 - 6 Merits

On motion of Senator Cordrey, SS 1 for SB 371 was adopted in lieu of the original.

SA 1 to SB 315 was stricken on motion of Senator Sharp.

At 2:40 p.m., the Senate adjourned to immediately convene for the 34th Legislative Day.

34TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 16, 1992

The Senate convened at 2:40 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Knox.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senators Marshall and Blevins marked PRESENT.

On motion of Senator Blevins, SB 398 was taken up for consideration.

SB 398 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY IN THE RED CLAY CONSOLIDATED SCHOOL DISTRICT, KNOWN AS THE POPLAR AVENUE ELEMENTARY SCHOOL PROPERTY, TO THE TOWN OF ELSMERE, DELAWARE, WITH CERTAIN PROVISIOES, AND WAIVING THE PROVISIONS OF SECTION 1057 OF CHAPTER 10, TITLE 14, DELAWARE CODE.

Roll call vote on SB 398 was taken and revealed 20 Senators voting YES, and 1 (Cook) ABSENT; therefore, the bill was declared adopted by the Senate and sent to the House for consideration.

The following Senators were marked PRESENT during the above roll call: McBride, Connor, Bair, Still, Neal, and Hauge.

On motion of Senator Blevins, SB 410 was taken up for consideration.

SB 410 - AN ACT TO AMEND CHAPTER 9, TITLE 26 OF THE DELAWARE CODE RELATING TO TELEGRAPH, TELEPHONE AND ELECTRIC UTILITY CORPORATIONS AND CALLER IDENTIFICATION SERVICES.

Roll call vote on SB 410 was taken and revealed 20 Senators voting YES and 1 (Cook) ABSENT. The Bill was declared passed and sent to the House for its consideration.

On motion of Senator Holloway, HB 561 was taken up for consideration.

HB 561 - AN ACT TO AMEND CHAPTER 46, TITLE 6, DELAWARE CODE, RELATING TO EQUAL RIGHTS TO HOUSING AND TO AMEND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION AND THE CREATION OF A SPECIAL ADMINISTRATION FUND.

SA 1 to the Bill was introduced by Senator Holloway. He requested the privilege of the floor for Deputy Attorney General Kevin R. Slattery. Senator McDowell questioned Mr. Slattery and was then excused.

Senator Cordrey commented on the amendment.

On motion of Senator Holloway, HB 561 and SA 1 were laid on the table.

At 3:02 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 4:21 p.m. with Lt. Gov. Wolf presiding.

The following Committee report was announced:

From Public Safety: SB 417 - 5 Merits.

Under suspension of rules, SS 1 for SB 371 was taken up on motion of Senator Cordrey.

SS 1/SB 371 - AN ACT TO AMEND CHAPTER 138, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF DAGSBORO" TO REVISE THE PROCEDURES FOR THE ANNUAL MUNICIPAL ELECTIONS. (2/3 vote)

SA 1 to the substitute bill was introduced by Senator Cordrey.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore becoming part of the substitute bill.

Senator Cook marked PRESENT during the above roll call.

Roll call vote on SS 1/SB 371 w/SA 1 was taken and revealed 21 Senators voting YES, therefore the bill as amended was declared adopted and sent to the House for their consideration.

On motion of Senator Cook, SB 361 was taken up for consideration.

SB 361 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES AND TO RECOGNIZE ADVANCED REGISTERED NURSE PRACTITIONERS WHO DO NOT QUALIFY FOR A NATIONAL CERTIFICATION EXAMINATION.

Roll call vote on SB 361 was taken and revealed 21 Senators voting YES, therefore, SB 361 was adopted in the Senate and sent to the House for their consideration.

SB 352 was taken up for consideration on motion of Senator Torbert.

SB 352 - AN ACT TO AMEND CHAPTER 71, TITLE 7, AND CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO NOISE CONTROL AND ABATEMENT.

SA 1, which had been placed with the bill, was brought before the Senate for consideration. Roll call vote on the amendment was taken and revealed 21 Senators voting YES, therefore, the amendment, being adopted, became part of the bill.

SB 352 w/SA 1 was before the Senate.

Several senators began to debate the legislation. Senator Torbert requested the privilege of the floor for Mr. Jack K. Russell, Legislative Assistant to respond to the questions from the Senators. The witness was excused.

Senator Torbert requested the privilege of the floor for Capt. Joseph N. Forester, Delaware State Police, and Major Kevin McDerby, Delaware State Police to speak to the bill. Several senators questioned the witnesses who were then excused.

Roll call vote was taken on SB 352 w/SA 1, but before being announced, the roll call was tabled.

At 5:28 p.m., on motion of Senator Sharp, the Senate recessed until June 17, 1992 at 3:30 p.m.

The Senate reconvened at 3:49 p.m. on June 17, 1992 with Lt. Gov. Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 462, HB 504, HB 505, HB 506, HB 534, HB 535, HB 549, HB 459, HB 497, HB 510, HB 557, HB 496, HB 564, HB 574, HB 544, HB 521, HB 551, HB 572, HB 539, HB 515 w/HA 1, 2, SB 314, SB 273 w/SA 1, SB 212 w/ SA 1, SB 274 w/SA 1.

LEGISLATIVE ADVISORIES #43 and #44 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.



LEGISLATIVE ADVISORY #43, dated June 5, 1992, the Governor signed the following legislation: HB 523 - Volume 68, Chapter 256, Laws of Delaware; SB 399 - Volume 68, Chapter 257, Laws of Delaware.

LEGISLATIVE ADVISORY #44, dated June 10, 1992, the Governor signed the following legislation: HJR 17 w/SA 1; SB 319 w/SA 1 - Volume 68, Chapter 258, Laws of Delaware.

The following Committee reports were announced:

From Health/Social Services: SB 310 - 4 Merits; SB 354 - 5 Unfavorable.

From Public Safety: HB 432 - 8 Merits (Corrected committee reported revealed 6 Merits).

From Banking: SB 415 - 3 Merits; SB 421 - 3 Merits.

From Community/County Affairs: HB 462 - 4 Merits; SB 418 - 4 Merits; SB 411 - 4 Merits; SB 409 - 4 Merits; HB 551 - 4 Merits; HB 521 - 4 Merits.

From Executive: SB 416 - 5 Merits; SJR 16 - 2 Favorable, 4 Merits.

From Agriculture: HB 472 - 4 Merits; HB 510 - 4 Merits

The list of the President Pro-Tempore list of pre-filed legislation was read in. Copies made available.

#### PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION

June 17, 1992

The following legislation has been introduced and assigned:

SB 419 - AN ACT TO AMEND CHAPTER 79, TITLE 16, DELAWARE CODE, RELATING TO PLUMBING. Sponsors: Senator McBride; Representative DiPinto. To Administrative Services.

SB 420 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERMS "DEADLY WEAPON" AND "FIREARM." Sponsor: Senator Sharp. To Judiciary.

SB 421 - AN ACT TO AMEND CHAPTER 10 OF TITLE 5, DELAWARE CODE, RELATING TO THE DEPOSIT TAKING AUTHORITY OF CONSUMER CREDIT BANK ACT BANKS. (2/3 vote) Sponsor: Senator Cordrey. To Banking.

SB 422 - AN ACT TO AMEND CHAPTER 12, TITLE 16 DELAWARE CODE, RELATING TO UNIVERSAL PRECAUTIONS AGAINST THE TRANSMISSION OF HIV AND OTHER BLOOD-BORNE COMMUNICABLE DISEASES. Sponsor: Senator Torbert. To Health/Social Services.

SB 423 - AN ACT TO AMEND TITLE 22 AND TITLE 26, DELAWARE CODE, RELATING TO THE PUBLIC SERVICE COMMISSION AND PUBLIC UTILITIES; AND PROVIDING FOR THE ESTABLISHMENT OF SERVICE TERRITORIES FOR PUBLIC UTILITIES PROVIDING RETAIL ELECTRIC SERVICE. Sponsors: Senators Adams, Minner, Torbert, Vaughn, Neal, Connor, Still; Representatives Roy, Bennett, Outten, B. Ennis, Schroeder, Fallon, Mack, Lofink, Carey, Reynolds, Soles, Amick. Laid on the Table.

SB 424 - AN ACT TO AMEND CHAPTER 5, TITLE 11, OF THE DELAWARE CODE TO INCREASE THE PENALTY FOR CAUSING SERIOUS PHYSICAL INJURY TO ANOTHER BY NEGLIGENTLY DRIVING WHILE UNDER THE INFLUENCE OF DRUGS OR ALCOHOL AND TO INCREASE THE PENALTY FOR VEHICULAR ASSAULT IN THE FIRST DEGREE. Sponsor: Senator Sharp. To Judiciary.

SB 425 - AN ACT TO AMEND TITLE 10, SECTION 101 OF THE DELAWARE COURT RELATING TO THE PLACE WHERE THE SUPREME COURT HOLDS COURT. Sponsor: Senator Sharp. To Judiciary.

SB 426 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE TO RESTRICT RECREATIONAL GILL NETS TO 100 FEET, LIMIT THEIR AVAILABILITY AND TRANSFER OF SAME. Sponsor: Senator Minner. To Natural Resources & Environmental Control.

SB 427 - AN ACT TO AMEND CHAPTER 62, TITLE 7, OF THE DELAWARE CODE RELATING TO MARINE TRANSPORTATION OF WASTE OIL. Sponsors: Senator Marshall; Representative D. Ennis; Senators Martin. Knox. Laid on the Table.

SJR 17 - CELEBRATING CULTURAL, RACIAL AND ETHNIC DIVERSITY IN DELAWARE. Sponsors: Senator Marshall, Senator Neal; Representatives Sills, Di Pinto; Senators Blevins, Cordrey, Holloway, Martin, McDowell, Minner, Sokola, Torbert, Venables, Bair, Knox; Representatives Boykin, Buckworth, D. Ennis, Ewing, Hebner, Lee, Lofink, Maroney, ObOrle, Reynolds, Spence, Bennett, Brady, Bunting, Campanelli, Clark, B. Ennis, George, Gilligan, Houghton, Jonkiert, Moore, Soles, West. Laid on the Table.

SA 3 to SB 210 - Sponsor: Senator Venables. Placed with the Bill

SA 1 to SB 290 - Sponsor: Senator Cordrey. Placed with the Bill

SA 3 to SB 355 - Sponsor: Senator Blevins. Placed with the Bill

SA 1 to SB 407 - Sponsor: Senator Torbert. Placed with the Bill

HB 459 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, RELATING TO STANDARDS FOR BUSINESS TRANSCATED WITH PRODUCER CONTROLLED PROPERTY/CASUALTY INSURER ACT. Sponsors: Representative D. Ennis; Senator Sharp. To Insurance/Elections.

HB 462 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE" RELATING TO CREATING A TAX LIEN AND PROVIDING FOR A MONITION FORM OF SALE. Sponsors: Representative Bunting; Senator Cordrey. To Community/County Affairs.

**HB 496** - AN ACT TO AMEND CHAPTER 40, TITLE 31 RELATING TO WELFARE AND THE DEPARTMENT OF HOUSING. Sponsor: Representative Roy. To Administrative Services.

**HB 497** - AN ACT TO AMEND CHAPTER 50, TITLE 29 DELAWARE CODE, RELATING TO STATE ECONOMIC DEVELOPMENT AND THE POWERS OF THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY. Sponsor: Representative Roy. To Administrative Services.

**HB 504** - AN ACT TO AMEND CHAPTER 87, TITLE 9, DELAWARE CODE RELATING TO COLLECTION OF TAXES BY KENT COUNTY. Sponsors: Representative Quillen; Senators Torbert, Adams, Still, Minner, Vaughn. To Community/County Affairs.

**HB 505** - AN ACT TO AMEND CHAPTER 44, TITLE 9, DELAWARE CODE RELATING TO REPORTS ON BUILDING PERMITS ISSUED BY INCORPORATED CITIES OR TOWNS IN KENT COUNTY. Sponsors: Representative Quillen; Senators Torbert, Adams, Minner, Still. To Community/County Affairs.

**HB 506** - AN ACT TO AMEND CHAPTER 46, TITLE 9, DELAWARE CODE RELATING TO KENT COUNTY SEWERS AND SEWER DISTRICTS. Sponsors: Representative Quillen; Senators Torbert, Still. To Community/County Affairs.

**HB 510** - AN ACT TO AMEND CHAPTER 9, TITLE 3, DELAWARE CODE RELATING TO THE DELAWARE AGRICULTURAL LANDS PRESERVATION ACT. Sponsors: Representative Caulk, Di Pinto; Senators Adams, Cook. To Agriculture.

**HB 515** - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. Sponsors: Representative Van Sant, B. Ennis, Houghton, Jonkiert, Mack, Moore, Oberle, Reynolds, Spence, West; Senators Blevins, Holloway, Marshall, Martin. To Small Business

**HB 521** - AN ACT TO AMEND CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF HENLOPEN ACRES", TO CONFER UPON THE COMMISSIONERS OF THE TOWN OF HENLOPEN ACRES, CERTAIN POWERS RELATING TO THE TAXATION OF REAL ESTATE AND TO INCREASE THE AMOUNT FOR WHICH CONTRACTS CAN BE AWARDED WITHOUT COMPETITIVE BIDDING. Sponsors: Representative Schroeder; Senator Cordrey. To Community/County Affairs.

**HB 534** - AN ACT TO AMEND CHAPTER 43, TITLE 11, DELAWARE CODE RELATING TO THE BOARD OF PAROLE. Sponsors: Representative Davis, Senator Vaughn. To Corrections.

**HB 535** - AN ACT TO AMEND CHAPTER 43, TITLE 11, DELAWARE CODE RELATING TO THE BOARD OF PAROLE. Sponsors: Representative Davis, Senator Vaughn. To Corrections.

**HB 539** - AN ACT TO AMEND CHAPTER 17, TITLE 7, DELAWARE CODE, RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE; FEMALE DOGS AT LARGE, IN HEAT; AND STEALING OF DOGS. Sponsors: Representatives Ewing, Schroeder; Senator Cordrey. To Natural Resources & Environmental Control.

**HB 544** - AN ACT TO AMEND CHAPTER 51, TITLE 24 RELATING TO THE OCCUPATIONS OF COSMETOLOGY AND BARBERING. Sponsor: Representative Buckworth. To Sunset.

**HB 549** - AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTIONS. Sponsors: Representative Davis, Senator Vaughn. To Corrections.

**HB 551** - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF REHOBOTH BEACH, AS AMENDED BY CHAPTER 40, VOLUME 68, LAWS OF DELAWARE, IN ORDER TO INCLUDE CHRISTIAN SCIENCE PRACTITIONERS AS PERSON QUALIFIED TO CERTIFY THAT A VOTER IS CONFINED INDOORS AS A RESULT OF PHYSICAL ILLNESS OR INFIRMITY FOR PURPOSES OF ABSENTEE VOTING. Sponsors: Representative Schroeder, Senator Cordrey. To Community/County Affairs.

**HB 557** - AN ACT TO AMEND CHAPTER 63, TITLE 16 OF THE DELAWARE CODE, RELATING TO "THE EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT." Sponsors: Representative B. Ennis, Senator Cordrey. To Public Safety.

**HB 564** - AN ACT TO AMEND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF PUBLIC SAFETY. Sponsors: Representatives Ewing, Spence. To Public Safety.

**HB 572** - AN ACT TO AMEND SUBPART B, SUBCHAPTER VII, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES INVOLVING PUBLIC INDECENCY. Sponsors: Representatives Sills, Davis, Moore; Senator Holloway. To Judiciary.

**HB 574** - AN ACT TO AMEND SUBCHAPTER VII, SUBPART E OF TITLE 11 RELATING TO LICENSES TO CARRY CONCEALED DEADLY WEAPONS. Sponsors: Representatives Houghton, Brady, Buckworth, Campanelli, Davis, B. Ennis, Lofink, Mack, Moore, Reynolds, Spence, Van Sant, West; Senators Adams, Connor, Holloway, McBride, Minner, Vaughn. To Judiciary.

**HJR 20** - URGING DELAWARE'S CONGRESSIONAL DELEGATION TO SEEK AN AMENDMENT TO THE AMERICANS WITH DISABILITIES ACT EXEMPTING HOME DAY CARE PROVIDERS FROM THE PURVIEW OF THIS LAW. Sponsors: Representative Spence, Senator Connor; Representatives Davis, Amick, Lofink. To Community/County Affairs.

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At 3:58 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 35th Legislative Day.

35TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 17, 1992

The Senate convened at 3:58 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Bair.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Holloway and Senator McDowell marked PRESENT.

On motion of Senator Torbert, SB 422 was introduced under suspension of rules. This is a replacement bill for SB 354.

SB 422 - AN ACT TO AMEND CHAPTER 12, TITLE 16 DELAWARE CODE, RELATING TO UNIVERSAL PRECAUTIONS AGAINST THE TRANSMISSION OF HIV AND OTHER BLOOD-BORNE COMMUNICABLE DISEASES.

SB 422 was laid on the table.

Senator Cook marked PRESENT.

On motion of Senator Sokola, HB 3 w/HA 2 was taken up for consideration.

HB 3 - AN ACT TO AMEND TITLE 9, DELAWARE CODE RELATING TO CHANGES IN ZONING.

SA 1 to the bill was taken up for consideration on motion of sponsor, Senator Blevins. Roll call vote on the amendment was taken and revealed 18 Senators voting YES; and 3 (Cordrey, Knox, Martin) ABSENT, therefore the amendment was adopted.

Senators Hauge, Minner, and Neal marked PRESENT during the above roll call.

HB 3 w/HA 2, SA 1 was before the Senate. Several senators commented on the Bill as amended.

Senators Knox and Martin marked PRESENT.

Roll call vote on HB 3 w/HA 2, SA 1 was taken and revealed 16 Senators voting YES; 4 Senators (Adams, Cook, Marshall, Venables) voting NO, and 1 (Cordrey) ABSENT, therefore HB 3 w/HA 2 as further amended by SA 1 was declared adopted and returned to the House.

On motion of Senator Torbert, SB 422 was lifted from the table.

Senator Torbert requested the privilege of the floor for Mr. Leroy Hathcock, Ph.D. to speak to the bill. Senators Bair and Sokola questioned the witness. Witness excused.

Senator Holloway commented on the legislation.

Roll call vote on SB 422 was taken and revealed 20 Senators voting YES and 1 (Cordrey) ABSENT, therefore SB 422 was declared adopted and sent to the House for consideration.

SB 40 w/SA 5 had been returned to the Senate as amended by HA 1. On motion of Senator Holloway, the bill was brought before the Senate for consideration.

SB 40 - AN ACT TO AMEND TITLE 13, CHAPTER 11 OF THE DELAWARE CODE RELATING TO THE TERMINATION OF PARENTAL RIGHTS.

Senator Sharp commented on the legislation.

Roll call vote on SB 40 w/SA 5, HA 1 was taken and revealed 20 Senators voting YES, and 1 (Cordrey) ABSENT, therefore the SB 40 w/SA 5, HA 1 was declared adopted.

On motion of Senator Sokola, the roll call vote on HB 3 w/HA 2, SA 1 was rescinded.

On motion of Senator Blevins, the roll call vote on SA 1 to the bill was rescinded, after which the amendment was stricken.

HB 3 w/HA 2 was laid on the table on motion of Senator Sokola.

SB 403 was stricken on motion of Senator Adams.

Under suspension of rules, SB 423 was lifted from the table on motion of Senator Adams.

SB 423 - AN ACT TO AMEND TITLE 22 AND TITLE 26, DELAWARE CODE, RELATING TO THE PUBLIC SERVICE COMMISSION AND PUBLIC UTILITIES; AND PROVIDING FOR THE ESTABLISHMENT OF SERVICE TERRITORIES FOR PUBLIC UTILITIES PROVIDING RETAIL ELECTRIC SERVICE.

Roll call vote on SB 423 was taken and revealed 19 Senators voting YES, 1 (McDowell) voting NO and 1 (Cordrey) ABSENT, therefore SB 423 was declared passed and sent to the House for consideration.

On motion of Senator Torbert, SB 407 was taken up for consideration.

SB 407 - AN ACT TO AMEND CHAPTER 88, TITLE 29, DELAWARE CODE, RELATING TO CONSUMER AFFAIRS.

SA 1 to the bill was taken up on motion of Senator Torbert. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Cordrey) ABSENT, therefore the amendment was adopted.

Roll call vote on SB 407 w/SA 1 was taken and revealed 19 Senators voting YES and 2 (Cordrey, Holloway) ABSENT, therefore the bill as amended was adopted and sent to the House for their consideration.

On motion of Senator Torbert, HB 446 was taken up for consideration.

HB 446 - AN ACT TO AMEND CHAPTER 29, TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF THE STATE AN/OR ITS POLITICAL SUBDIVISIONS.

The privilege of the floor was granted to Mr. John Cordrey, Senate Attorney, to speak to the Bill. Senator Sharp questioned the witness. The witness was excused and HB 446 was laid on the table.

HB 452 was taken up for consideration on motion of Senator McBride.

HB 452 - AN ACT TO AMEND CHAPTER 27, TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL ATTENDANCE.

Roll call vote on HB 452 was taken and revealed 18 Senators voting YES and 3 (Cordrey, Holloway, Venables) ABSENT. The Bill was declared adopted and returned to the House.

At 4:51 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 5:46 p.m. with Senator Adams presiding.

Under suspension of rules, SJR 17 was lifted from the table on motion of Senator Marshall.

SJR 17 - CELEBRATING CULTURAL, RACIAL AND ETHNIC DIVERSITY IN DELAWARE.

Roll call vote on SJR 17 was taken and revealed 19 Senators voting YES and 2 (Cordrey, Still) ABSENT, therefore the Resolution was declared passed and sent to the House for their consideration.

SB 354 was stricken on motion of Senator Torbert.

At 5:53 p.m., the Senate recessed until June 18, 1992 at 2 p.m. on motion of Senator Sharp.

The Senate reconvened June 18, 1992 at 2:03 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HCR 89, HCR 97, and SCR 110.

Senator Cordrey marked PRESENT.

The list of the President Pro-Tempore's Pre-filed legislation was read in.

PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION  
June 18, 1992

The following legislation has been introduced and assigned:

SB 428 - AN ACT TO AMEND CHAPTER 138, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF DAGSBORO", AS AMENDED, TO PROVIDE FOR QUARTERLY ASSESSMENT OF TAXES. (2/3 Vote) Sponsors: Senator Cordrey, Representative West. To Community/County Affairs.

SB 429 - AN ACT TO AMEND TITLE 30 AND TITLE 12 OF THE DELAWARE CODE RELATING TO INHERITANCE TAX RETURNS AND AFFIDAVITS. Sponsors: Senator Vaughn, Representative Ewing. To Revenue/Taxation.

SB 430 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE MANDATES TO LOCAL GOVERNMENTS. Sponsors: Senators Venables, Blevins, Sokola, Vaughn; Representatives Clark, Lofink. To Community/County Affairs.

SB 431 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO MODIFICATIONS OF PERSONAL INCOME TAX. Sponsors: Senators Torbert, Still, Bair, Connor, Neal. To Finance.

SB 432 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY IN THE CITY OF WILMINGTON, KNOWN AS THE BRIDGE HOUSE. Sponsors: Senators Marshall, McBride, Vaughn; Representatives Jonkiert, Di Pinto, Oberle, Spence, Van Sant. Laid on the Table.

SB 433 - AN ACT TO AMEND CHAPTER 80, TITLE 29, DELAWARE CODE TO PROVIDE FOR THE ESTABLISHMENT OF THE DELAWARE COASTAL HERITAGE GREENWAY COUNCIL. Sponsors: Senators Minner, Knox; Representatives Schroeder, D. Ennis. To Natural Resources & Environmental Control.

SB 434 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO SEXUAL OFFENSES. Sponsors: Senators Blevins, Bair, Sokola, Vaughn, Martin, Marshall; Representatives Amick, Bennett, Soles, Gilligan, George, Davis, Mack, Di Pinto, Ewing, Maroney, Buckworth, Reynolds. To Judiciary.

SB 435 - AN ACT TO AMEND CHAPTER 21, TITLE 11 OF THE DELAWARE CODE RELATING TO CONDITIONS FOR RELEASE OF PERSONS ACCUSED OF CRIMES. Sponsors: Senators Blevins, Bair, Sokola, Vaughn, Martin, Marshall; Representatives Amick, Soles, Moore, Bennett, Brady, B. Ennis, Houghton, George, Maroney, Davis, Mack, Boykin, Di Pinto, Ewing, Reynolds, Buckworth. To Corrections.

SJR 18 - ESTABLISHING A DELAWARE WATER AND WASTEWATER INFRASTRUCTURE COMMITTEE TO DEFINE AND DESCRIBE THE NEEDS OF THE STATE'S WATER SUPPLY AND WASTEWATER FACILITIES. Sponsors: Senator Blevins; Representative Schroeder; Senators Martin, Minner, Venables, Knox; Representatives Bunting, Carey, Clark, Mack, Quillen, Still. Laid on the Table.

SA 2 for SB 352 - Sponsor: Senator Torbert. Placed with the Bill.

SA 4 for SB 355 - Sponsor: Senator Blevins. Placed with the Bill.

SA 2 for HB 3 - Sponsor: Senator Blevins. Placed with the Bill.

SA 1 for SB 387 - Sponsor: Senator Sokola. Placed with the Bill.

The following nomination has been introduced and assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
June 16, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Rosalina DeJesus Jiloca, M. D., R. D. #4, Box 246, Meadow Road, Seaford, DE 19973, to be reappointed as a member of the Board of Trustees of the Delaware Institute of Medical Education and Research to serve a three year term to succeed Harry M. Freedman, M. D.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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The following legislation was introduced and assigned to committee:

SB 436 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV & II OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO CERTIFICATION OF QUESTIONS OF LAW TO THE SUPREME COURT. Sponsors: Senator Cordrey & Representative Spence. To Executive. (2/3 vote)

SB 437 - AN ACT TO AMEND TITLE 10, SECTION 101 OF THE DELAWARE CODE RELATING TO THE PLACE WHERE THE SUPREME COURT HOLDS COURT. Sponsor: Senator Sharp. To Judiciary.

SA 3 to HB 3 - Sponsor: Senator Blevins. Placed with the Bill.

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On motion of Senator Cordrey, HCR 97 was brought before the Senate for consideration. HCR 97 - COMMENDING THE 1992 BOYS' STATE DELEGATES AND THANKING THE AMERICAN LEGION OF DELAWARE FOR THEIR CONTINUED SUPPORT OF THIS PROGRAM.

Roll call vote on HCR 97 was taken and revealed 13 Senators voting YES and 8 Senators (Cook, Hauge, Holloway, Knox, Marshall, Martin, Minner, Torbert) ABSENT. The Resolution was adopted and returned to the House.

On motion of Senator Adams, all necessary rules were suspended in order to consider the following nominations:

Sheila B. Wilkins - 17 Senators voting YES; 4 (Cook, Hauge, Knox, Minner) ABSENT. Confirmed.

David R. Anderson, Sr. - 19 Senators voting YES; 2 (Cook, Minner) ABSENT. Confirmed.

Lee G. Anderson - 20 Senators voting YES; 1 (Cook) ABSENT. Confirmed.

Richard L. Brandenburg - 20 Senators YES; 1 (Marshall) ABSENT. Confirmed.

Milbur C. Cason - 21 Senators voting YES. Confirmed.

Edward G. Davis - 21 Senators voting YES. Confirmed.

Robert W. Gore - 21 Senators voting YES. Confirmed.

Joan Thompson Mobley - 21 Senators voting YES. Confirmed.

Katherine Tucci Smith - 21 Senators voting YES. Confirmed.

Virginia W. Johnson - 21 Senators voting YES. Confirmed.

Gwynne P. Smith - 21 Senators voting YES. Confirmed.

William T. Sperry, Jr. - 21 Senators voting YES. Confirmed.

Lewis Trivits - 21 Senators voting YES. Confirmed.

Abigayle Truitt - 21 Senators voting YES. Confirmed.

Verdie B. West - 21 Senators voting YES. Confirmed.

William F. Plack - 21 Senators voting YES. Confirmed.

Under suspension of rules, SJR 15 was lifted from the table and taken up for consideration on motion of Senator Connor.

SJR 15 - ESTABLISHING A TASK FORCE TO STUDY THE FEASIBILITY OF A VOLUNTARY COMMUNITY SATURDAY SCHOOL PROGRAM.

Roll call vote on SJR 15 was taken and revealed 21 Senators voting YES; therefore the Resolution was adopted and sent to the House for their consideration.

The following Committee reports were announced:

From Natural Resources & Environmental Control: SS 1/SB 169 - 2 Favorable, 4 Merits; SB 408 - 5 Merits; SB 426 - 5 Merits.

From Public Safety: HB 557 - 5 Merits.

From Children/Youth/Families: SB 387 - 5 Merits.

On motion of Senator Sharp, the Senate adjourned at 2:49 p.m. to immediately convene for the 36th Legislative Day.

36TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 18, 1992

The Senate convened at 2:49 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Neal.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Sokola, HB 3 w/HA 2 was lifted from the table and brought before the Senate for consideration.

HB 3 - AN ACT TO AMEND TITLE 9, DELAWARE CODE RELATING TO CHANGES IN ZONING.

Senator Sokola immediately yielded to Senator Blevins. She, in turn, yielded to Senator Still for the purpose of introducing SA 4 to the bill. Senator Still laid the amendment on the table.

On motion of Senator Blevins, SA 2, which had been previously placed with the bill, was stricken.

SA 3, which had been previously placed with the bill, was brought before the Senate for consideration. Senator Bair commented on the amendment.

Roll call vote on SA 3 to HB 3 was taken and revealed 20 Senators voting YES and 1 (Still) NOT VOTING. SA 3, being adopted, was therefore considered part of the Bill.

HB 3 w/HA 2, SA 3 was before the Senate. Senators Cordrey and Cook commented on the legislation.

Roll call vote on the Bill as amended was taken and revealed 21 Senators voting YES; therefore, HB 3 w/HA 2, SA 3 was adopted and returned to the House.

On motion of Senator Blevins, SB 355 w/SA 1 was taken up for consideration.

SB 355 - AN ACT TO AMEND CHAPTER 3, TITLE 9; TITLE 22; AND CHAPTER 1, TITLE 25, DELAWARE CODE RELATING TO FAMILY DAY CARE FACILITIES.

SA 3 which had been placed with the bill, was stricken on motion of Senator Blevins.

SA 4 which had been placed with the bill, was brought before the Senate for consideration. Senator Still commented on the amendment.

Roll call vote on SA 4 was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT. The amendment, being adopted, was made of the bill.

SB 355 w/SA 1, 4 was now before the Senate. Senator Sokola commented on the legislation. Roll call vote on the Bill as amended was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT; therefore, SB 355 w/SA 1, 4 was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT. The Bill as amended was passed by the Senate and sent to the House for consideration.

On motion of Senator Cordrey, SB 417 was taken up for consideration.

SB 417 - AN ACT TO AMEND CHAPTER 84, TITLE 11, DELAWARE CODE RELATING TO POLICE TRAINING REQUIREMENTS.

Senator Cordrey requested the privilege of the floor for Mr. James C. Ford, Jr. representing the Council on Police Training to speak to the bill. Senator Holloway questioned the witness who was then excused.

Roll call vote on SB 417 was taken and revealed 21 Senators voting YES; therefore, SB 417 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Blevins, HB 432 was given its third and final reading.

HB 432 - AN ACT TO AMEND CHAPTER 39, TITLE 25 DELAWARE CODE RELATING TO LIEN.

SA 1 to the Bill was introduced by Senator Blevins. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Minner) NOT VOTING. The amendment was therefore made a part of the bill.

Roll call vote on HB 432 w/SA 1 was taken and revealed 20 Senators voting YES and 1 (Minner) NOT VOTING and was therefore passed by the Senate and returned to the House.

On motion of Senator McBride, SB 362 was given its third and final reading and brought before the Senate for consideration.

SB 362 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, RELATING TO THE STATEWIDE ASSESSMENT OF STUDENT ACHIEVEMENT.

On motion of Senator McBride, Senator Still and Representative Di Pinto were added as co-sponsors to the Bill.

Senator Cordrey presided at 3:11 p.m.

Senators Venables and Still commented on the bill.

Roll call vote on SB 362 was taken and revealed 20 Senators voting YES and 1 (Knox) ABSENT. The bill, having been adopted by the Senate was sent to the House for its consideration.

Lt. Gov. Wolf presiding at 3:14 p.m.

On motion of Senator McDowell, SB 118 was taken up for consideration. The bill was then laid on the table.

The roll call vote on SB 352 w/SA 1 was lifted on motion of Senator Torbert and announced: 6 Senators voting YES (Cook, Holloway, Marshall, Martin, Neal, Torbert), 13 voting NO; 2 (Knox, Sharp) NOT VOTING. Failing to received 2/3 of the vote, SB 352 w/SA 1 was defeated.

Senator Minner made a motion of reconsider SB 352 and rescind the roll call vote. No objection.

SA 2 to the bill was introduced by Senator Torbert.

Senators Neal and Holloway commented on the amendment. Senator Torbert requested the privilege of the floor for Mr. Jack K. Russell, Legislative Assistant. After discussion on the amendment, the witness was excused. SB 352 w/SA 1 and SA 2 were laid on the table.

On motion of Senator Sokola, SB 387 was taken up for consideration.

SB 387 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SEX ABUSER REGISTRATION AND CRIMINAL BACKGROUND CHECKS FOR CHILD CARE PROVIDERS.

SA 1, which has been placed with the bill, was considered for adoption. Roll call vote on the amendment was taken and revealed 21 Senators voting YES; therefore, SA 1 was declared adopted by the Senate.

Senators Neal and Cook commented.

Roll call vote on SB 387 w/SA 1 was taken and revealed 21 Senators voting YES; therefore, the Bill as amended was declared adopted by the Senate and sent to the House for their consideration.

On motion of Senator Cordrey, SB 421 was taken up for consideration.

SB 421 - AN ACT TO AMEND CHAPTER 10 OF TITLE 5, DELAWARE CODE, RELATING TO THE DEPOSIT TAKING AUTHORITY OF CONSUMER CREDIT BANK ACT BANKS. (2/3 vote)

Senator Cordrey requested the privilege of the floor for Mr. Keith H. Ellis, State Banking Commissioner to speak to the Bill. Senators Neal and Still questioned the witness, who was then excused.

Roll call vote on SB 421 was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT, therefore SB 421 was declared adopted and sent to the House for consideration.

Under suspension of rules, SB 432 was lifted from the table on motion of Senator Marshall.

SB 432 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY IN THE CITY OF WILMINGTON, KNOWN AS THE BRIDGE HOUSE.

Senator Hauge requested the privilege of the floor for Mr. George Hale, Director of Administrative Services to speak to the bill. Senators Neal and Bair questioned the witness who was then excused.

Senators Hauge, Bair, Connor also commented on the legislation.

Roll Call was taken; however before being announced, SB 432 was laid on the table.

On motion of Senator Sokola, HB 414 w/HA 2 was brought before the Senate for consideration.

HB 414 - AN ACT TO AMEND TITLE 22, DELAWARE CODE RELATING TO RESIDENCY REQUIREMENTS FOR MUNICIPAL EMPLOYEES.

Roll call vote on HB 414 w/HA 2 was taken and revealed 18 Senators voting YES; 1 (Neal) voting NO; 1 (Still) NOT VOTING; and 1 (Martin) ABSENT. Having received the required number of votes, HB 414 w/HA 2 was adopted by the Senate and returned to the House.

On motion of Senator Cordrey, SJR 16 was brought before the Senate for consideration.

SJR 16 - DIRECTING THE DELAWARE DEPARTMENT OF TRANSPORTATION TO NAME THE NEW LOVE CREEK BRIDGE IN HONOR OF FORMER LIEUTENANT GOVERNOR AND STATE SENATOR EUGENE D. BOOKHAMMER.

Senator Sharp requested to be added as a co-sponsor to the Resolution; also Senators Martin, Cook, and Adams. All Senators were added as co-sponsors to the legislation honoring Mr. Bookhammer.

Roll call vote on SJR 16 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore SJR 16 was declared passed and was sent to the House for the consideration of the Resolution.

On motion of Senator Blevins, HB 557 was taken up for consideration.

HB 557 - AN ACT TO AMEND CHAPTER 63, TITLE 16 OF THE DELAWARE CODE, RELATING TO "THE EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT."

Roll call vote on HB 557 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and returned to the House.

SB 408 was taken up for consideration on motion of Senator Venables.

SB 408 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES TO REDUCE FEES.

Senators Bair and Holloway commented on the Bill. Roll call vote on SB 408 was taken and revealed 21 Senators voting YES; therefore, SB 408 was declared adopted by the Senate and sent to the House for consideration.

SB 118 was lifted from the table and taken up for consideration on motion of Senator McDowell.

SB 118 - AN ACT TO AMEND CHAPTER 84, TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE OFFICER TRAINING.

SA 1 which had been placed with the bill, was taken up for consideration. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore the amendment was adopted.

Roll call vote on SB 118 w/SA 1 was taken and revealed 20 Senators voting YES, and 1 (Holloway) ABSENT, therefore SB 118 as amended by SA 1 was declared adopted and sent to the House for their consideration.

SB 415 was taken up for consideration on motion of Senator Vaughn.

SB 415 - AN ACT TO AMEND CHAPTER 5 OF TITLE 25 AND CHAPTER 38 OF TITLE 12 OF THE DELAWARE CODE RELATING TO BUSINESS TRUSTS.

Roll call vote on SB 415 was taken and revealed 20 Senators voting YES, and 1 (Holloway) ABSENT, therefore was declared adopted and sent to the House.

On motion of Senator Adams, HB 472 was brought before the Senate for consideration.

HB 472 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO SEEDS. (3/5 vote)

Roll call vote on HB 472 was taken and revealed 19 Senators voting YES; 1 (Still) NOT VOTING; and 1 (Holloway) ABSENT. The House Bill was adopted in the Senate and was returned to the House.

Senator Adams moved that HB 510 be brought before the Senate for consideration.

HB 510 - AN ACT TO AMEND CHAPTER 9, TITLE 3, DELAWARE CODE RELATING TO THE DELAWARE AGRICULTURAL LANDS PRESERVATION ACT.

SA 1 to the bill was introduced by Senator Adams. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT. The amendment was adopted.

Roll call vote on HB 510 w/SA 1 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT. HB 510, as amended by SA 1 was declared adopted and was therefore returned to the House.

On motion of Senator Adams, SB 416 was taken up for consideration.

SB 416 - AN ACT TO AMEND CHAPTER 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATIVE PROCEDURES ACT TO REMOVE DELAWARE THOROUGHBRED RACING COMMISSION FROM ITS APPLICATION.

Roll call vote on SB 416 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore, the bill was declared passed and sent to the House for consideration.

SB 426 was taken up for consideration on motion of Senator Minner.

SB 426 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE TO RESTRICT RECREATIONAL GILL NETS TO 100 FEET, LIMIT THEIR AVAILABILITY AND TRANSFER OF SAME.

Senator McBride commented on the legislation.

Roll call vote on SB 426 was taken and revealed 18 Senators voting YES; 1 (McBride) voting NO and 2 (Holloway, Venables) ABSENT. SB 426 was adopted and sent to the House for their consideration.

On motion of Senator Marshall, the roll call vote on SB 432 was lifted and immediately laid on the table again.

At 4:37 p.m., on motion of Senator Sharp, the Senate recessed until June 23, 1992 at 2:00 p.m.

The Senate reconvened on June 23, 1992 at 2:05 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 480 w/HA 1, HB 509, HS 1/HB 197 w/HA 3, HB 408 w/HA 1; and HB 566, HB 585, HB 424 w/HA 1, HB 617; HS 1/HB 423, HB 436, HB 478 w/HA 1, 2, HB 503, HB 603, and SB 304 w/SA 1, HA 5.

LEGISLATIVE ADVISORIES #44 and #45 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #44, dated June 10, 1992, was read in on the previous day.

LEGISLATIVE ADVISORY #45, dated June 16, 1992, the Governor signed the following legislation on the date indicated: HB 187 w/HA 1,2,4 (6-12-92) - Volume 68, Chapter 259, Laws of Delaware; SB 318 w/HA 2,4,5 - Volume 68, Chapter 260, Laws of Delaware; HB 225 - Volume 68, Chapter 261, Laws of Delaware; HB 444 w/HA 1 - Volume 68, Chapter 262, Laws of Delaware.

\*House Bill number 298 as amended by House Amendment number 1 is the first leg of a constitutional amendment and does not require the Governor's signature. HB 298 w/HA 1 - Volume 68, Chapter 263, Laws of Delaware.

\*House Bill number 23 is the first leg of a constitutional amendment and does not require the Governor's signature. HB 23 - Volume 68, Chapter 264, Laws of Delaware.

\*House Bill number 19 is the first leg of a constitutional amendment and does not



require the Governor's signature. HB 19 - Volume 68, Chapter 265, Laws of Delaware.

The President Pro-Tempore's list of pre-filed legislation was introduced and copies were made available to the Senators.

The list of the President Pro-Tempore of pre-filed legislation was read in:

PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION  
June 23, 1992

SB 438 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO PENSION INCOME. Sponsors: Senators Still, Connor, Bair, Neal. To Finance.

SB 439 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 79 ENTITLED "ENVIRONMENTAL PERMIT APPLICATION BACKGROUND STATEMENT". (3/5 Vote)  
Sponsors: Senator Marshall; Representative Carey; Senators Martin, McBride, Sokola, Knox. To Natural Resources & Environmental Control

SB 440 - AN ACT RELATING TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM. Sponsors McDowell, Holloway, Marshall; Representative Brady, George, Moore, DiPinto. LAID ON THE TABLE

SA 1 to HB 539 - Sponsor: Senator Torbert. Placed with the Bill.

HS 1 for HB 197 w/HA 3 - AN ACT TO AMEND CHAPTER 60, TITLE 7, RELATING TO THE FORMULATION AND IMPLEMENTATION OF A WELLHEAD PROTECTION PROGRAM. Sponsors: Representative Davis, Senator Hauge; Representatives Spence, Petrilli, Caulk, Carey, Lofink, Corrozi, DiPinto, Boykin, D. Ennis, Roy, Smith, Oberle, Reynolds, Mack, Maroney, Taylor, B. Ennis, Houghton, Soles, VanSant; Senator Neal. To Natural Resources & Environmental Control

HB 408 w/HA 1 - AN ACT TO AMEND TITLE 16, DELAWARE CODE, RELATING TO NOTIFICATION OF FIRE FIGHTERS, AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, CORRECTIONAL OFFICERS, LAW ENFORCEMENT OFFICERS, AND OTHER PERSONNEL OF EXPOSURE TO CONTAGIOUS OR INFECTIOUS DISEASE OR VIRUS. Sponsors: Representatives B. Ennis, Davis; Senator Vaughn; Representatives VanSant, Campanelli, Houghton, Jonkiert, Clark, Brady, D. Ennis, Caulk, Oberle, West, Gilligan, Corrozi; Senators McBride, Holloway. To Health/Social Services

HS 1 for HB 423 - AN ACT TO AMEND CHAPTER 29 OF TITLE 29, DELAWARE CODE RELATING TO ANNUAL AUDITING OF SCHOOL DISTRICT'S LOCAL TAX BUDGET. Sponsors: Representatives Clark, West, B. Ennis; Senator Still; Representatives Bunting, Amick, Quillen, Lofink, VanSant, Houghton, Jonkiert; Senators Vaughn, Torbert. To Education

HB 424 w/HA 1 - AN ACT TO AMEND CHAPTER 83, TITLE 11 OF THE DELAWARE CODE RELATING TO THE SURVIVOR'S ELIGIBILITY FOR PENSION BENEFITS. Sponsors: Representatives Ewing, B. Ennis, VanSant. To Finance

HB 436 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO THE COMMITTEE ON DISPOSITIONAL GUIDELINES FOR JUVENILES. Sponsors: Representative Maroney; Senator Holloway. To Judiciary

HB 478 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. Sponsor: Representative Oberle. To Judiciary

HB 503 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, CHAPTER 80 RELATING TO THE DELAWARE INSURANCE RISK RETENTION ACT. Sponsor: Representative D. Ennis. To Insurance/Elections  
HB 566 - AN ACT TO AMEND TITLE 29, CHAPTER 69 OF THE DELAWARE CODE RELATING TO RENTAL AND PURCHASE OF MOTOR VEHICLES. Sponsors: Representatives Roy, Taylor. To Community/County Affairs

HB 585 - AN ACT TO AMEND CHAPTER 83, TITLE 29, DELAWARE CODE, RELATING TO THE STATE PENSION ADVISORY COUNCIL. Sponsors: Representative Oberle; Senator Vaughn. To Administrative Services

HB 603 - AN ACT TO AMEND CHAPTER 65, TITLE 11 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT AND COLLECTION OF SUPERVISION FEES BY THE DEPARTMENT OF CORRECTION. Sponsors: Representative Davis; Senator Vaughn; Representative Corrozi. To Corrections

HB 617 - AN ACT TO AMEND CHAPTER 158, VOLUME 36 OF THE LAWS OF DELAWARE, THE CHARTER OF THE CITY OF DOVER, RELATING TO ELECTIONS. Sponsors: Representatives Bennett, Outten; Senators Still, Torbert. To Community/County Affairs

The following nomination has been assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
June 18, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following:  
Karen Field Rogers, 107 South Front Street, Georgetown, DE 19947, to be appointed

Secretary of the Department of Finance, State of Delaware, to serve a term during the pleasure of the Governor to succeed Scott R. Douglass upon the effective date of his resignation.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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Lt. Gov. Wolf presiding at 2:08 p.m.  
The following Committee reports were announced:  
From Highways & Transportation: HB 526 - 6 Merits  
From Corrections: HB 170 - 6 Merits

Under suspension of necessary rules, the following nominations were considered on motion of Senator Adams:

Emperatriz Alaix - 20 Senators voting Yes; 1 (Knox) ABSENT. Confirmed  
Keith Dorman - 20 Senators voting YES; 1 (Still) ABSENT. Confirmed  
Daniel E. Fleming, III, Esq. - 21 Senator voting YES. Confirmed  
Orval L. Foraker, Jr. - 20 Senators voting YES, 1 (McDowell) ABSENT. Confirmed  
Rosalina DeJesus Jiloca - 21 Senators voting YES. Confirmed  
David F. Marvin - 21 Senators voting YES. Confirmed  
Howard W. Mulvaney, III - 21 Senators voting YES. Confirmed  
Agnes E. Pennella - 21 Senators voting YES. Confirmed  
Rosalind Toulson - 20 Senators voting YES, 1 (Holloway) ABSENT. Confirmed  
David P. Whiteley - 21 Senators voting YES. Confirmed.

On motion of Senator Adams, SB 278 was stricken.

The following Committee reports were announced:

From Health/Social Services: HB 248 - 5 Merits  
From Corrections: HB 534 - 4 Merits; HB 535 - 4 Merits; HB 603 - 5 Merits; SB 435 - 5 Merits.

From Finance: HB 485 - 3 Merits

On motion of Senator Sharp, the Senate adjourned at 2:35 p.m. to immediately convened for the 37th Legislative Day.

37TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 23, 1992

The Senate convened at 2:35 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Knox, SR 58 was brought before the Senate for consideration.

SR 58 - COMMENDING SARAH BARR ON HER WORK AS REPORTER AND PRODUCER AT WHYY TV 12 AND BIDDING HER FAREWELL AS SHE LEAVES DELAWARE.

Roll call vote on SR 58 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate.

Ms. Sarah Barr, honored by the Resolution, was introduced by Senator Knox. Several Senators commented on the professionalism of Ms. Barr as a reporter for WHYY.

Senator McBride requested the privilege of the floor for Ms. Mercedes Ferrari who currently holds the honor of "Teacher of the Year" for Delaware. Ms. Ferrari briefly spoke to the Senate.

HCR 87 was taken up for consideration on motion of Senator McBride.

HCR 87 - COMMENDING MERCEDES FERRARI FOR BEING SELECTED DELAWARE TEACHER OF THE YEAR. Senators Minner, Connor and Holloway praised Ms. Ferrari for her role in education. Senator Holloway further requested that her prepared statement be made a part of the

Senate Journal and also a copy available for each Senator.

Thank you for giving me the opportunity to speak to you today. As an immigrant to this great country, I have had the opportunity to realize to the fullest the American dream and the great honor received this year as State Teacher has crowned my career and reaffirmed my belief that this is still the land of opportunity where through hard work and dedication we can aim high and succeed.

I especially wish to thank you for the support and the funding you offer every year to recognize state teachers, one of the highest honors in Delaware. Your attention and your care towards our profession brings the lustre, the prestige, and the encouragement so much needed by all teachers.

I am delighted to be the spokesperson for my profession at an exciting time of change and reforms in our educational system and glad that my diversified European background and my unique experience as an Italian teacher in an American School can be helpful to students as well as to colleagues.

Today, I would like to share with you my thoughts on education and for some brief moments ideally transport you to my classroom to give you some first-hand experiences of what it means to be a teacher in the last decade of our century.

In 1981, when I decided to resume my teaching career in Delaware, my adaptability to different educational environments as well as my teaching experience in Italy helped me respond quickly to a variety of situations unfamiliar to me. The transition was definitely surprising because I quickly realized that across all cultural, ethnic and language differences, the one constant appealing aspect of teaching is the close bonding and nurturing of young minds. From that distant 1981 student teaching experience at Laurel High School, the response of my students has consistently been enthusiastic. This is the happiest time of the year for me as a teacher. During the past few days of school, students stop by my classroom to show me their gratitude and appreciation. Since the end of school, every day, I have found thank you notes in my mail box. I said this is the happiest time, because I receive the most spontaneous and sincere proofs that I have been able to touch the minds and hearts of the young students entrusted to me.

As I look back from the vantage point of 11 years at MHS (Milford High School), to summarize my philosophy of teaching, I would say that the foundation of all my teaching approaches resides in a firm commitment to understand the emotional and intellectual needs of my students according to their different ages and backgrounds and to act as a role model. This understanding establishes in each class a subtle balance between authority and kindness, scholarship and common sense, discipline and empathy. In this atmosphere, students build a sense of trust and open up their young minds to new learning experiences while building a sense of confidence in their own abilities.

I firmly believe that this philosophy of teaching is conducive to success. I would like to illustrate to you the reasons for this success and in the final part of my speech to illustrate to you what I consider to (sic) of my most important concerns regarding our curricula.

First and foremost, my adaptability to different teaching environments and roles has enabled me to become more than simply a source of knowledge but to be actively involved in the emotional well-being of my students. It is very comforting for me when students open up to me, consider me their friends confidant and know that I can help if only as a listener and direct them to other professionals. Most definitely, to be a teacher in the nineties requires strength, stamina, and a readiness to solve all crises.

Secondly, my ability to reach students beyond all differences of language and background has allowed me to respond to the ever increasing multicultural and global needs of our classrooms. A firm understanding of the anxieties that "being different" may cause (and believe me I have experienced many) will help teachers have the perseverance needed to make minority students understand that to be different does not necessarily mean to be better or worse but simply what it means "different and unique."

Thirdly, from the academic point of view, my rigorous background in the humanities has enabled me to make stringent demands on all my students and to motivate them to develop their full intellectual potential. I firmly believe that a positive classroom atmosphere has the sole and unique purpose to enable students to learn. Once the classroom environment has been established, teachers must have the confidence and the strength to maintain rigorous academic standards and never lose focus of the fact that

the classroom must be a place which students find meaningful and challenging so that even students at risk will soon pay attention and become interested.'

In my classroom, I go the extra mile to help my students perform, but I consistently dare them to do better. My students are required to write clearly and concisely. They are required to become familiar and to respond critically to the classics. They are required to become knowledgeable of literary tradition and to open up to the power of language and of the imagination. I firmly believe that this knowledge is essential to well rounded students. Ultimately, my vision and my goal is to enable them to achieve a clear and articulate way of thinking and communicating, of developing a love of learning. On a practical level, they need to be able to apply for a job and be qualified, or to apply to a college of their choice and be accepted.

As we approach the end of the century and introduce a breadth of innovation and new standards of excellence in our schools, I am confident that we as teachers will be able to meet the challenge of the future with the encouragement and support of all of you. And as we ask ourselves what our youth need to become responsible and competitive adults, two are the issues that I would like to bring to your attention. Number one the importance of the humanities and number two the importance of foreign languages in our curricula.

The well rounded student is first of all knowledgeable of his own culture and tradition through the study of history, literature, and the arts. The Romans had a saying "History is the teacher of life" and the old saying is still valid and has all the wisdom of many centuries. Technology alone cannot sustain the sense of reverence and respect for our own country which are essential if we wish to be competitive. Secondly, the well rounded student is truly "multicultural", that is he is aware of other cultures through the study of other languages and has the knowledge and open mindedness needed to compete in what is now defined as the "global village", a term which is becoming increasingly familiar in the nineties. We may have the state of the arts in technology and in computer sciences, but our students need the know-how to market them in other countries in the world.

My vision as a teacher is that my students, in addition to their ability to communicate clearly in English, become aware of other cultures and languages and understand the need of learning how to communicate in the global village as a way to respond constructively to world events challenging the preeminent position of the U. S. An increased cooperation between schools and universities and business communities will enable teachers to acquire the necessary expertise and hands-on experience to introduce a global perspective in the curriculum.

Thank you for giving me the time on your very full agenda to express my appreciation of the honor as Delaware Teacher of the Year for 1991-1992.

Finis'

The roll call vote on HCR 87 was taken and revealed 21 Senators voting YES. The Resolution was adopted by the Senate and returned to the House.

On motion of Senator Holloway, HB 561 was lifted from the table and brought before the Senate for consideration.

HB 561 - AN ACT TO AMEND CHAPTER 46, TITLE 6, DELAWARE CODE, RELATING TO EQUAL RIGHTS TO HOUSING AND TO AMEND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION AND THE CREATION OF A SPECIAL ADMINISTRATION FUND.

SA 1, which had been laid on the table, was lifted on motion of Senator Holloway.

Senator Holloway requested the privilege of the floor for Mr. Andrew Taylor, representing The Human Relations Commission, Mr. Andrew Turner of the Division of Human Relations, and Mr. Kevin R. Slattery of the Department of Justice to speak jointly to the amendment. Several Senators questioned the witnesses. Witnesses were excused.

Roll call vote on SA 1 to HB 561 was taken and revealed 21 Senators voting YES; therefore, the amendment was declared adopted by the Senate and made part of the bill.

HB 561 w/SA 1 was now before the Senate. Senator Holloway requested the privilege of the floor for Mr. Taylor, Mr. Turner and Mr. Slattery to speak to the bill as now amended. Several senators questioned the witnesses, after which they were excused.

After a brief synopsis of the bill by Senator Holloway, the roll call vote on HB 561 w/SA 1 was taken and revealed 19 Senators voting YES and 1 (Venables) voting NO, and 1 (Cook) ABSENT. HB 561 as amended by SA 1 was declared adopted by the Senate and returned to the House for reconsideration.

SB 290 was given its third and final reading and brought before the Senate on motion of Senator Cordrey.

SB 290 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE RELATING TO MENHADEN FISHING.

SA 1 which had been placed with the bill, was taken up for consideration of motion of sponsor, Senator Cordrey.

Roll call vote on SA 1 was taken and revealed 20 Senators voting YES and 1 (Cook) ABSENT. The amendment was passed and considered part of the bill.

SB 290 w/SA 1 was now before the Senate.

Senator Cordrey requested the privilege of the floor for Ms. Julie Wagner of the Delaware Waterman's Association to speak to the bill. Senators Venables and McDowell questioned the witness. She was then excused.

Senator Cordrey requested the privilege of the floor for Mr. Philip Messina, Jr., representing the Delaware Fisheries Coalition to speak to the bill. Senators Venables and Adams questioned the witness who were then excused.

Senator Cordrey requested the privilege of the floor for Mr. John C. Barnes, III of AMPRO Fisheries, Inc. to speak to the bill. He made reference to an article in the June 15, 1992 edition of the Wall Street Journal, dealing with fishing. Said article is included in file for Legislative Day.

Senators Venables, Vaughn and Adams questioned the witness, after which he was excused.

Roll call vote on SB 290 w/SA 1 was taken and revealed 16 Senators voting YES; 1 (Vaughn) NOT VOTING; and 4 (Holloway, Marshall, Neal, Still) ABSENT; therefore, SB 290 as amended by SA 1 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Torbert, HB 446 was lifted from the table.

HB 446 - AN ACT TO AMEND CHAPTER 29, TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF THE STATE AND/OR ITS POLITICAL SUBDIVISIONS.

Mr. R. Tom Worley of the City of Dover, was granted the privilege of the floor.

Senator Venables questioned the witness on the intent of the bill who was then excused.

Roll call vote on HB 446 was taken and revealed 16 Senators voting YES and 5 (Cordrey, Holloway, McDowell, Sharp, Venables) voting NO. HB 446 was adopted and returned to the House.

At 4:49 p.m. Lt. Gov. Wolf announced a short recess for the purpose of changing the tape.

The Senate reconvened at 5:02 p.m. with Lt. Governor Wolf presiding.

SB 418 was taken up for consideration of motion of sponsor, Senator Cordrey.

SB 418 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE" RELATING TO FISCAL MATTERS, BY STRIKING SECTION 34, AND SUBSTITUTING A NEW SECTION 34, AUTHORIZING THE BORROWING AGAINST ANTICIPATED REVENUE. (2/3 vote)

Roll call vote on SB 418 was taken and revealed 20 Senators voting YES and 1 (McBride) ABSENT. The Bill was passed and sent to the House for consideration.

A messenger from the Governor was announced and admitted.

SS 1 for SB 169 was taken up for consideration on motion of Senator Sokola.

SS 1 for SB 169 - AN ACT TO AMEND TITLE 7, DELAWARE CODE, RELATING TO FRESHWATER WETLANDS.

SA 1 to the substitute bill was introduced by Senator Venables.

Senator Bair commented on the amendment. Senator Sokola requested the privilege of the floor for Mr. David Saveikis, DNREC, to speak to the bill. Several others senators engaged in a discussion with the witness who was then excused.

Roll call vote on SA 1 was taken and revealed 19 Senators voting YES; 1 (Sokola) NOT VOTING; and 1 (Holloway) ABSENT. The amendment was adopted.

SS 1 for SB 169 w/SA 1 was laid on the table.

At 5:30 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 6:11 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it has passed HB 508 w/HA 1, HB 586 w/HA 1, HB 591, and HB 608 w/HA 1.

SS 1 for SB 169 w/SA 1 was lifted from the table on motion of Senator Sokola.

The privilege of the floor was extended to Mr. John F. Urban, representing Delaware Council of Farm Organizations to speak to the bill. Senators Vaughn, Neal and Still questioned the witness, who was then excused.

The privilege of the floor was extended to Mr. Charles S. Postles, Jr. representing the Program Development & Implementation Commission. Senators Still and Venables questioned the witness who was then excused.

The privilege of the floor was jointly extended to Secretary Edwin H. Clark, II and Mr. David Saveikis of DNREC. Together they responded to queries from several senators. Witnesses were excused.

Senator Minner commented on the legislation.

The roll call vote was taken on the bill as amended. However, the roll call was tabled before being announced.

The following legislation was introduced and assigned to committee:

SB 444 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE

FISCAL YEAR ENDING JUNE 30, 1993; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Senator Cook, Representative Corrozi; Senators Holloway, McBride, Neal, Still, Vaughn; Representatives Davis, Di Pinto, Quillen, Soles, West. To Finance.

SB 441 - AN ACT TO AMEND TITLE 11, DELAWARE CODE BY CREATING A NEW CASTLE COUNTY JUVENILE DETENTION BOARD OF MANAGERS AND ESTABLISHING AN ORGANIZATIONAL STRUCTURE AND DUTIES THEREFOR. Sponsor: Senator McDowell. To Children/Youth/Families.

Senator Marshall requested that a letter he received from Mr. Robert A. McGowan be read and part of the journal. No objection.

June 22, 1992

Senator Robert I. Marshall  
601 S. duPont Street  
Wilmington, DE 19805

Dear Senator Marshall:

Thank you for your response to our interest in acquiring the Bridge House property.

As we indicated to you, we wish to acquire this property and convert it into an expansion of our parking lot. Our existing lot accommodates only about 50 cars. As a result, many of our members must park at the foot of Brown Street and walk up a very steep hill. Since many of our members are elderly, this trek has become a hardship to them.

We have agreed that, should we acquire this property, we will have a deed restriction put into the contract to close off any existing entrances or exits at the Bridge House site. The only entrances and exits to the VFW will be those that we already use.

Our proposal is strongly supported by the surrounding community. Eight of our volunteers canvassed the community between June 11 and 13. They were armed with petitions and, as you can see by the returned petitions, well over 250 of our neighbors support the proposal. Significantly, not one person who we encountered expressed opposition to this proposal.

In fact, the main concern that people raised was that they did not want the streets by the Bridge House to be opened up to additional traffic. When they heard that we would have a deed restriction to close those entrances, they heartily supported our proposal.

Again, I would like to thank you and Representative Jonkiert for your support. We have been good neighbors to our friends in the community for years and we look forward to continuing that relationship.

(Signed) Sincerely,  
Robert A. McGowan  
Commander  
Polish-American VFW Post 3257

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The following legislation was introduced and assigned to committee:

SB 445 - AN ACT TO AMEND CHAPTER 437, VOLUME 67, LAWS OF DELAWARE RELATING TO IGNITION INTERLOCK DEVICES. Sponsors: Senator McBride; Representative Ewing. To Public Safety.

SB 443 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO GROUNDS FOR REFUSAL OF LICENSE. Sponsor: Senator Holloway. Laid on the Table.

SENATE CONSENT CALENDAR #32 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 57 - COMMENDING AND THANKING THE COMMITTEE THAT WAS ESTABLISHED BY SENATE JOINT RESOLUTION NO. 9 TO REVIEW THE CLASSIFICATION MAINTENANCE REVIEW WRITTEN APPEAL PROCEDURE AND TO RECOMMEND AN APPEAL PROCEDURE TO INCLUDE STATE EMPLOYEES IN MERIT COMPARABLE POSITIONS. Sponsor: Senator Sokola.

SR 59 - COMMENDING SCOUTMASTER NEVIN JOHNSON, AND SCOUTS PETER JAMES PYLE, BRYAN SCOTT BAUMGARTNER, JOHN ROBERT WINK FUGITT, SCOTT HANSEN WALTER AND ANDREW JOSEPH ZIEGLER AS THESE FIVE MEMBERS OF BOY SCOUTS OF AMERICA TROOP 56 ATTAIN THE RANK OF EAGLE SCOUT. Sponsor: Senator Neal.

HCR 89 - CONDEMNING THE VIOLENT AND SEXUALLY PROVOCATIVE OR EXPLICIT SCENES AND MESSAGES WHICH PERVADE TELEVISION NETWORK PROGRAMMING AND ADVERTISING. Sponsors: Representative Fallon; Representatives Buckworth, Ewing, Lofink, Gilligan, West, Soles,

Oberle, Davis, Maroney, B. Ennis, Jonkiert, Carey, Taylor, Boykin, Sills, Bennett, Smith, Reynolds, D. Ennis, Bunting, Moore, Roy, Caulk, Quillen, Outten, Houghton; Senators Adams, Venables.

Roll call vote on Consent Calendar #32 was taken and revealed 20 Senators voting YES and 1 (Torbert) ABSENT. The Resolutions were declared adopted. HCR 89 was returned to the House.

At 7:31 p.m., the Senate recessed on motion of Senator Sharp until 3:00 p.m. on June 24, 1992.

The Senate reconvened at 3:28 p.m. on June 24, 1992 with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 567, HB 555 w/HA 1, HB 455, HB 578, HB 493 w/HA 4, HB 93 w/HA 1, HB 587, HCR 85 w/HA 1, SB 349 and SB 385.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Ewing signed SB 349 to be an additional co-sponsor on June 23, 1992.

The following Committee reports were announced:

From Executive Committee: SB 436 - 6 Merits

From Public Safety Committee: SB 445 - 5 Merits

From Education Committee: HS 1/HB 423 - 3 Merits

The President Pro Tempore's List of pre-filed legislation was introduced and copies were made available.

#### PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION June 24, 1992

SB 442 - AN ACT TO AMEND CHAPTER 74, TITLE 7 OF THE DELAWARE CODE RELATING TO DELAWARE UNDERGROUND STORAGE TANK ACT. Sponsors: Senators McDowell, Vaughn, Minner; Representatives Mack, Schroeder, George, Carey. To Natural Resources & Environmental Control

SB 446 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO MARINE FACILITIES. Sponsors: Senator Venables. To Natural Resources & Environmental Control

The following amendments are Placed with the Bill:

SA 3 to SB 352 - Sponsor: Senator Torbert

SA 1 to SB 380 - Sponsor: Senator Sokola

SA 2 to SB 380 - Sponsor: Senator Sokola

SA 1 to SB 381 - Sponsor: Senator Sokola

SA 1 to SB 409 - Sponsor: Senator Sokola

SA 1 to SB 440 - Sponsor: Senator McDowell

SA 1 to SB 427 - Sponsor: Senator Holloway

SA 3 to HB 248 - Sponsor: Senator Holloway

SA 4 to HB 248 - Sponsor: Senator Cordrey

SA 1 to HB 393 - Sponsor: Senator Sokola

SA 1 to SJR 18 - Sponsor: Senator Blevins

HB 93 w/HA 1, HA 7 - AN ACT TO AMEND CHAPTER 26, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICAL THERAPY. Sponsors: Representatives Amick, Houghton; Senator McDowell. To Health/Social Services

HB 455 - AN ACT TO AMEND CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE RELATING TO HAZARDOUS SUBSTANCE CLEANUPS. Sponsors: Representatives Mack, Petrilli; Senator Minner. To Natural Resources & Environmental Control

HB 493 - AN ACT TO AMEND CHAPTER 66, TITLE 17, DELAWARE CODE RELATING TO PLAN REVIEW FEES AND THE FEE STRUCTURE FOR LICENSES, PERMITS, AND CERTIFICATES ISSUED UNDER THE STATE FIRE PREVENTION REGULATIONS. Sponsors: Representative DiPinto, Gilligan, Oberle, Houghton, Mack, Ewing, B. Ennis, Corrozi, Brady, Boykin, Campanelli, Carey, Van Sant, Spence; Senators Vaughn, Minner, Marshall, Blevins, Sokola, Martin, McBride. To Administrative Services

HB 508 w/HA 1 - AN ACT TO AMEND CHAPTER 68, TITLE 21, DELAWARE CODE RELATING TO OFF-HIGHWAY VEHICLES. Sponsors: Representatives Clark, Reynolds, Sills, Lofink, Lee, Corrozi, West, Hebner, Jonkiert, Brady, Soles, Van Sant, B. Ennis, George, Bennett, Boykin, Oberle, Houghton, Moore, Carey, Campanelli, Amick, Bunting; Senators Cook, Marshall, Sharp, Holloway, McBride. To Public Safety

HB 555 w/HA 1 - AN ACT TO AMEND CHAPTER 69, TITLE 29, DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS AND DAMAGES RELATING TO COMPETITIVE BIDDING. Sponsors: Representatives Oberle, Reynolds, Davis; Senators Marshall, Sharp. To Labor

HB 567 - AN ACT TO AMEND CHAPTER 50, TITLE 16 OF THE DELAWARE CODE, RELATING TO THE INVOLUNTARY COMMITMENT PROCESS OF THE MENTALLY ILL. Sponsors: Representatives Maroney; Senator Holloway; Representatives Corrozi, Hebner. To Health/Social Services

HB 578 - AN ACT TO AMEND SUBTITLE I, TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS AND CHAPTER 23, TITLE 29 RELATING TO THE SECRETARY OF STATE. Sponsors: Representatives DiPinto, Boykin, D. Ennis, Jonkiert, Sills, Van Sant. To Judiciary

HB 586 w/HA 1 - AN ACT TO AMEND CHAPTER 70, TITLE 7 OF THE DELAWARE CODE TO CLARIFY THE EXPANSION OR EXTENSION OF NONCONFORMING USES IN THE COASTAL ZONE. Sponsors: Representative Oberle; Senator Knox. To **Natural Resources & Environmental Control**

HB 587 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERMS "DEADLY WEAPON" AND "FIREARM". Sponsors: Representatives Buckworth; Senator Marshall; Representatives Mack, Caulk, Ewing, Davis, Lee, Reynolds, Corrozi, DiPinto, Smith, Boykin, Bennett, Clark, Outten, Brady, Soles; Senators Holloway, Torbert, Bair, Connor, Knox, Still. To **Public Safety**

HB 591 - AN ACT TO AMEND CHAPTER 54, TITLE 30, OF THE DELAWARE CODE RELATING TO REALTY TRANSFER TAX REVENUE BONDS. Sponsors: Representative Taylor; Senator Martin. To **Finance**

HB 608 w/HA 1 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE BY ADOPTING A NEW CHAPTER RELATING TO THE CREATION, REGULATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES, AS WELL AS THE REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. Sponsors: Representatives Smith, Hebner, Spence, Bennett; Senator Vaughn. To **Judiciary**

The following letter of nomination has been assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
June 10, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William C. Myatt, Sr., 1300 Kings Highway, Lewes, DE 19958, to be appointed as a member of the Sussex County Board of Elections to serve a four year term to succeed Robert B. Hopkins.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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At 3:34 p.m., the Senate adjourned to immediately convened for the 38th Legislative Day.

38TH LEGISLATIVE DAY  
136TH GENERAL ASSEMBLY  
Second Session  
June 24, 1992

The Senate convened at 3:34 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Martin.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Blevins, the roll call vote on HB 315 w/HA 1, 3, SA 1 was lifted from the table.

HB 315 - AN ACT TO AMEND CHAPTER 41, SUBCHAPTER I, TITLE 21 OF THE DELAWARE CODE RELATING TO OBEDIENCE TO AND EFFECT OF TRAFFIC LAWS.

The roll call vote on HB 315 w/HA 1, 3, SA 1 was announced with 9 Senators (Bair, Connor, Hauge, Holloway, Marshall, Martin, Sharp, Sokola, Still) voting YES; 12 Senators (Adams, Blevins, Cook, Cordrey, Knox, McBride, McDowell, Minner, Neal, Torbert, Vaughn, Venables) voting NO; therefore, the Bill was declared defeated.

Senator Blevins requested that the roll call vote on HB 315 w/HA 1, 3, SA 1 be rescinded and the bill was immediately laid on the table.

Senators McBride and Sokola marked PRESENT.

On motion of Senator Sokola, HB 462 was given its third and final reading and brought before the Senate for consideration.

HB 462 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE" RELATING TO



CREATING A TAX LIEN AND PROVIDING FOR A MONITION FORM OF SALE. (2/3 vote)

Senator Connor marked PRESENT.

Roll call vote on HB 462 was taken and revealed 19 Senators voting YES and 2 (Neal, Venables) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

Senators Knox, Minner, Still marked PRESENT during the above roll call.

On motion of Senator Sokola, HB 521 was given its third and final reading, coming before the Senate for consideration.

HB 521 - AN ACT TO AMEND CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF HENLOPEN ACRES", TO CONFER UPON THE COMMISSIONERS OF THE TOWN OF HENLOPEN ACRES, CERTAIN POWERS RELATING TO THE TAXATION OF REAL ESTATE AND TO INCREASE THE AMOUNT FOR WHICH CONTRACTS CAN BE AWARDED WITHOUT COMPETITIVE BIDDING. (2/3 vote)

Roll call vote on HB 521 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and was returned to the House.

Senators Neal and Venables marked PRESENT during the above roll call.

On motion of Senator Sokola, HB 551 was taken up for consideration.

HB 551 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF REHOBOTH BEACH, AS AMENDED BY CHAPTER 40, VOLUME 68, LAWS OF DELAWARE, IN ORDER TO INCLUDE CHRISTIAN SCIENCE PRACTITIONERS AS PERSON QUALIFIED TO CERTIFY THAT A VOTER IS CONFINED INDOORS AS A RESULT OF PHYSICAL ILLNESS OR INFIRMITY FOR PURPOSES OF ABSENTEE VOTING. (2/3 vote)

Senators Still, Cordrey and Neal commented on the legislation.

Senator Sokola requested the privilege of the floor for Ms. Heidi McWharf, representing Christian Science Church to speak to the bill. Senator Sharp questioned the witness who was then excused.

Roll call vote on HB 551 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and returned to the House.

On motion of Senator Blevins, HB 315 w/HA 1, 3, SA 1 was lifted from the table.

SA 2 which has been previously placed with the bill, was taken up for consideration on motion of Senator Neal. Several Senators commented on the amendment.

The privilege of the floor was extended to Mr. John Cordrey, Senate Attorney to speak to the amendment. Senator Bair questioned the witness. Witness excused. Senator McBride commented.

Roll call vote on SA 2 was taken and revealed 18 Senators voting YES; 2 (McBride, Vaughn) voting NO, and 1 (Sharp) ABSENT; therefore, the amendment was declared adopted by the Senate and made part of the bill.

Roll call vote on HB 315 w/HA 1, 3, SA 1, 2 was taken and revealed 10 Senators (Bair, Blevins, Connor, Hauge, Holloway, Knox, Marshall, Martin, McDowell, Sokola) voting YES; 10 Senators (Adams, Cordrey, McBride, Minner, Neal, Sharp, Still, Torbert, Vaughn, Venables) voting NO and 1 (Cook) NOT VOTING. To break the tie vote, Lt. Gov. Wolf voted NO; therefore, HB 315 w/HA 1, 3, SA 1, 2 was declared defeated in the Senate and sent back to the House.

On motion of Senator Sokola, SB 409 was taken up for consideration.

SB 409 - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE, RELATING TO VOLUNTEER SERVICES.

SA 1 which had been placed with the bill, was taken up for consideration on motion of Senator Sokola.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore the amendment was adopted.

Roll call vote on SB 409 w/SA 1 was taken and revealed 21 Senators voting YES; therefore, the Bill as amended was declared adopted by the Senate and sent to the House for consideration.

Under suspension of rules, SB 440 was lifted from the table on motion of Senator McDowell.

SB 440 - AN ACT RELATING TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM.

SA 1 which had been placed with the bill was taken up for consideration on motion of Senator McDowell.

Roll call vote on SA 1 was taken and revealed 18 Senators voting YES and 3 (Bair, Hauge, Venables) ABSENT, therefore the amendment was adopted.

SB 440 w/SA 1 was before the Senate. Senator Sharp commented on the legislation. The bill was then laid on the table.

On motion of Senator Sokola, SB 380 was brought before the Senate for consideration.

SB 380 - AN ACT TO AMEND CHAPTER 35, TITLE 11, DELAWARE CODE RELATING TO ADMISSIBILITY OF HEARSAY EVIDENCE IN CHILD ABUSE PROSECUTIONS.

SA 1 which had been placed with the bill was stricken on motion of sponsor, Senator Sokola.

SA 2 which had been placed with the bill was taken up for consideration on motion of Senator Sokola.

Roll call vote on SA 2 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; was therefore adopted.

Roll call vote on SB 380 w/SA 2 was taken and revealed 21 Senators voting YES; therefore, the Bill as amended was adopted and sent to the House for consideration.

On motion of Senator Sokola, SB 381 was taken up for consideration.

SB 381 - AN ACT TO AMEND CHAPTER 35, TITLE 11, DELAWARE CODE RELATING TO TESTIMONY OF VICTIMS IN CHILD ABUSE CASES.

SA 1 which had been placed with the bill was taken up for consideration on motion of Senator Sokola.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore becoming part of the bill.

Roll call vote on SB 381 w/SA 1 was taken and revealed 21 Senators voting YES; was declared passed in the Senate and sent to the House for consideration.

SB 352 w/SA 1 was lifted from the table on motion of Senator Torbert and was brought before the Senate for consideration.

SB 352 w/SA 1 - AN ACT TO AMEND CHAPTER 71, TITLE 7, AND CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO NOISE CONTROL AND ABATEMENT.

SA 2, previously placed with the bill, was laid on the table.

SA 3, previously placed with the bill, was taken up for consideration on motion of Senator Torbert.

Senator McBride requested the privilege of the floor for Mr. John Cordrey, Senate Attorney, to speak to the amendment. Several senators questioned the witness who was then excused.

Roll call vote on SA 3 was taken and revealed 11 Senators (Adams, Blevins, Cook, Holloway, Marshall, Martin, Minner, Neal, Still, Torbert, Vaughn) voting YES; 9 Senators (Bair, Connor, Cordrey, Hauge, Knox, McBride, McDowell, Sokola, Venables) voting NO and 1 (Sharp) NOT VOTING. Having received the majority of votes, the amendment was adopted.

SA 2 was lifted from the table. Roll call vote on the amendment was taken and revealed 15 Senators voting YES; 5 (Bair, Hauge, Knox, Neal, Sharp) voting NO and 1 (Holloway) ABSENT, therefore SA 2 was also adopted.

SB 352 w/SA 1,3,2 was now before the Senate. Senators Bair and McBride commented on the bill. Roll call vote on the amended bill was taken and revealed 13 Senators voting YES; 7 Senators (Bair, Cordrey, Hauge, McBride, Neal, Sharp, Venables) voting NO and 1 (Vaughn) NOT VOTING. Failing to receive 2/3 of the vote, SB 352 w/SA 1,3,2 was defeated.

On motion of Senator Holloway, HB 248 w/HA 2,4,5 was taken up for consideration.

HB 248 w/HA 2,4,5 - AN ACT TO AMEND TITLES 16 AND 19 OF THE DELAWARE CODE RELATING TO THE HEALTH, SAFETY, EMPLOYMENT AND PRIVACY RIGHTS OF NON-SMOKERS AND SMOKERS; AND PROVIDING FOR BALANCED PROTECTION AND ACCOMMODATION SAFEGUARDS THEREFORE THROUGH CLEAN INDOOR AIR PROHIBITIONS AND REQUIREMENTS IN PUBLIC PLACES AND IN THE WORK PLACE; AND FURTHER PROVIDING PROTECTION AGAINST UNWARRANTED GOVERNMENT INTRUSION INTO AND REGULATION OF PRIVATE SPHERES OF CONDUCT AND CHOICE WITH RESPECT TO THE USE OR NONUSE OF TOBACCO PRODUCTS IN CERTAIN DESIGNATED PUBLIC AND PRIVATE PLACES; AND FURTHER AFFORDING PROTECTIONS TO PERSONS FROM DISCRIMINATORY AND RETALIATORY EMPLOYERS' ACTIONS FOR PRIVATE CONDUCT AND CHOICE CONCERNING TOBACCO PRODUCT USE OR NONUSE.

SA 1, which had been previously placed with the bill, was stricken by sponsor, Senator Cordrey.

SA 2 which had been placed with the bill, was stricken by sponsor, Senator Holloway.

SA 3 which had been placed with the bill, was brought before the Senate for consideration on motion of Senator Holloway. Privilege of the floor was extended to Mr. Dave Swayze, representing Philip Morris Company, to speak to the amendment. Senator Bair questioned the witness who was then excused.

The amendment was laid on the table.

SA 4, which had been placed with the bill, was taken up for consideration on motion of Senator Cordrey.

Roll call vote on SA 4 was taken and revealed 21 Senators voting YES, therefore SA 4 was made part of the bill.

SA 5 was introduced and taken up for consideration on a motion of Senator Holloway.

Roll call vote on SA 5 was taken and revealed 21 Senators voting YES and was declared passed.

HB 248 w/HA 2,4,5, SA 4,5 was laid on the table.

SB 304 w/SA 1, having been returned to the Senate as amended by HA 5, was taken up for reconsideration on motion of Senator Sharp.

SB 304 w/SA 1, HA 5 - AN ACT TO AMEND TITLE 25, DELAWARE CODE RELATING TO MECHANIC'S LIENS AND WAIVERS THEREOF.

Roll call vote on the bill as amended was taken and revealed 20 Senators voting YES and 1 (Hauge) voting NO. SB 304 w/SA 1, HA 5 was declared adopted by the Senate and sent to the Governor.

At 5:22 p.m. the Senate recessed on motion of Senator Sharp.

The Senate reconvened at 5:53 p.m. with Senator Cordrey presiding.

HB 248 w/HA 2.4.5, SA 4.5 was lifted from the table on motion of Senator Holloway. SA 6 to the bill was introduced by Senator Holloway. Roll call vote on SA 6 was taken and revealed 20 Senators voting YES and 1 (Sharp) ABSENT. The amendment was adopted. HB 248 w/HA 2.4.5, SA 4.5 as further amended by SA 6 was before the Senate. Senator Marshall commented on the bill. Senator Holloway requested the privilege of the floor for Gary F. Dalton, Esq., representing Philip Morris Co., to speak to the concerns relating to the bill. Senators Hauge and McDowell also queried the witness. Mr. Dalton was then excused.

Senator Bair also commented on the legislation. Mr. Gary Dalton was recalled as a witness to speak to the concerns as put forth by several Senators. Witness excused. Senators Holloway and Hauge also commented.

Roll call vote on HB 248 w/HA 2.4.5, SA 4.5, 6 was taken and revealed 11 Senators (Adams, Blevins, Cook, Cordrey, Holloway, Martin, McBride, McDowell, Minner, Torbert, Vaughn) voting YES; 8 (Bair, Connor, Hauge, Knox, Neal, Sokola, Still) voting NO and 2 (Marshall, Sharp) ABSENT. Having received the required number of votes, the bill as amended was declared passed in the Senate and returned to the House.

SENATE CONSENT CALENDAR #33 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 60 - WISHING A SPEEDY RECOVERY TO MARY ELLEN MASTEN OF THOMPSONVILLE, A MEMBER OF THE SENATE STAFF ASSIGNED TO THE BILL PREP ROOM, WHO WILL UNDERGO AN OPERATION ON JUNE 24, 1992. Sponsors: Senator Torbert, Senator Holloway, and all Senators.

SR 61 - WISHING A SPEEDY RECOVERY TO UNITED STATES SENATOR WILLIAM V. "BILL" ROTH, DELAWARE'S SENIOR U.S. SENATOR, WHO UNDERWENT PROSTATE SURGERY ON JUNE 22. Sponsors: Senator Torbert, Senator Holloway, and all Senators.

SCR 112 - HONORING WILMINGTON HIGH SCHOOL FOR ESTABLISHING WHAT IS BELIEVED TO BE THE FIRST STUDENT-RUN BANKING INSTITUTION - THE FINANCIAL TRUST OF WILMINGTON HIGH SCHOOL. Sponsors: Senators Blevins, McBride, Marshall, McDowell, Holloway; Representatives Moore, Houghton, Jonkiert, Corrozi, Van Sant, Sillis, Di Pinto, George.

Senator Sokola requested to be added as a co-sponsor of SCR 112.

Roll call vote on the Consent Calendar #33 was taken and revealed 21 Senators voting YES. SCR 112 was sent to the House for consideration.

At 6:35 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. on June 25, 1992.

On June 25, 1992, the Senate reconvened at 2:31 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 451, HB 592, HB 601, HS 1/HB 570, HB 616, HB 529, HB 210, HB 540, HB 492, HB 577, HB 546, HB 491 w/HA 1.2, HB 413, HB 428, HB 580, HB 575 w/HA 1, HB 517, HB 519 w/HA 1, HB 516, HB 520, HB 514, SB 316 w/SA 1.2, SB 336, SB 416, SB 351, SB 374, SB 359 w/SA 1.2, SB 341, SB 342, SB 343 w/HA 1.2, SB 324, SB 326 w/SA 1, SB 267, SS 1/SB 371 w/SA 1, SB 328, SB 382 w/SA 1, SB 421, SB 423, SB 258 w/HA 1, and SJR 15.

LEGISLATIVE ADVISORY #46 from the Office of Counsel to the Governor was read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #46, dated June 24, 1992, the Governor signed the following legislation:

HB 460 (6-23-92) - Volume 68, Chapter 266, Laws of Delaware; HB 525 w/HA 1 (6-23-92) - Volume 68, Chapter 267, Laws of Delaware; SB 320 (6-24-92) - Volume 68, Chapter 268, Laws of Delaware; HB 472 (6-24-92) - Volume 68, Chapter 269, Laws of Delaware; HB 557 (6-24-92) - Volume 68, Chapter 270, Laws of Delaware; HB 414 w/HA 2 (6-24-92) - Volume 68, Chapter 271, Laws of Delaware.

The President Pro Tempore's list of pre-filed legislation was introduced and assigned:

#### PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION June 25, 1992

SB 447 - AN ACT TO AMEND SECTION 8513, TITLE 11, DELAWARE CODE BY PROVIDING AN EXEMPTION TO VOLUNTEER FIRE COMPANIES FROM THE FEES ASSESSED BY THE STATE BUREAU OF INFORMATION FOR PROVIDING CRIMINAL HISTORY RECORD INFORMATION ON PROSPECTIVE NEW MEMBERS. Sponsor: Senator Blevins. To Judiciary)

SB 448 - AN ACT TO AMEND CHAPTER 59, VOLUME 63, LAWS OF DELAWARE ENTITLED "AN ACT TO INCORPORATE THE TOWN OF DEWEY BEACH, BY INCREASING INDEBTEDNESS LIMIT OF THE TOWN." (2/3 vote) Sponsor: Senator Cordrey. To Community/County Affairs.

SB 449 - AN ACT TO AMEND TITLE 11, DELAWARE CODE BY ADDING THE CRIME OF CONTINUOUS SEXUAL ABUSE OF A CHILD. Sponsors: Senator Minner. Senators Holloway, Marshall, Martin, McBride, McDowell, Sharp, Sokola, Bair, Connor. Representatives Amick, Davis, Maroney, Spence, Taylor, Van Sant. To Children/Youth/Families.

SJR 19 - CONFIRMING THE EFFECTIVE DATE OF THE REAPPOINTMENT STATUTE FOR PURPOSES OF APPOINTMENTS TO THE BOARD OF ELECTIONS. Sponsor: Senator Adams. To Elections.

HB 514 - AN ACT TO AMEND TITLE 6 RELATING TO CONTRACTS. Sponsors: Representative

Ewing; Senator Vaughn. To Judiciary.

HB 516 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, CHAPTER 40, RELATING TO FAIR SHARE FEES AND THE PUBLIC SCHOOL EMPLOYMENT RELATIONS ACT. Sponsors: Representatives Oberle, Spence, Mack, Campanelli, West, Reynolds, Lofink, B. Ennis; Senators Sharp, McDowell, McBride, Connor. To Education.

HB 517 - AN ACT TO AMEND CHAPTER 98, TITLE 10 OF THE DELAWARE CODE RELATING TO FEES IN THE JUSTICE OF THE PEACE COURTS. Sponsors: Representative Smith, Di Pinto, D. Ennis, VanSant, Boykin, Sills, Jonkiert. To Judiciary.

HB 519 w/HA 1 - AN ACT TO AMEND CHAPTERS 3 AND 5, TITLE 30 OF THE DELAWARE CODE, RELATING TO THE ADMINISTRATION AND ENFORCEMENT OF THE REVENUE LAWS OF THE STATE OF DELAWARE. Sponsors: Representatives Jonkiert, Smith, Boykin, Sills, Marshall, Di Pinto, D. Ennis, Van Sant. To Revenue/Taxation.

HB 520 - AN ACT TO AMEND CHAPTER 5 OF TITLE 30 OF THE DELAWARE CODE, RELATING TO THE FILING OF TAX RETURNS. Sponsors: Representatives Jonkiert, Smith, Boykin, Sills, Marshall, Di Pinto, D. Ennis, Van Sant. To Revenue/Taxation.

HB 210 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO VITICULTURAL ACTIVITIES IN THE STATE OF DELAWARE. Sponsors: Representatives Schroeder, West, Carey, Amick, Quillen; Senator Minner. To Agriculture.

HB 413 AN ACT TO AMEND TITLE 19, SECTION 2102 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR MEMBERS OF THE INDUSTRIAL BOARD. Sponsor: Representative Campanelli. To Labor.

HB 451 - AN ACT TO AMEND CHAPTER 101, TITLE 29, DELAWARE CODE, RELATING TO THE ADMINISTRATIVE PROCEDURES ACT. Sponsor: Representative Amick. To Sunset.

HB 491 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITIONS CONCERNING GAME AND FISH. Sponsor: Representative Ewing. To Natural Resources & Environmental Control.

HB 492 - AN ACT TO AMEND TITLE 24, CHAPTER 17, DELAWARE CODE, RELATING TO THE MEDICAL PRACTICES ACT. Sponsors: Representative Maroney; Senator Holloway. To Health/Social Services.

HB 528 w/SA 2 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS. Sponsors: Representatives Schroeder, Bunting, Carey, Caulk, Quillen; Senators Blevins, Knox, Sokola. To Natural Resources & Environmental Control.

HB 529 - AN ACT TO AMEND CHAPTER 9, PART II, TITLE 7, DELAWARE CODE RELATING TO COMMERCIAL CLAMMING ON SUNDAYS. Sponsors: Representatives Schroeder, Bunting, Carey, Caulk, Quillen; Senators Blevins, Knox, Sokola. To Natural Resources & Environmental Control.

HB 540 - AN ACT TO AMEND CHAPTER 42, TITLE 11, DELAWARE CODE, RELATING TO FINES FOR CLASS A MISDEMEANORS AS THEY RELATE TO CRUELTY TO ANIMALS. Sponsors: Representative Ewing, Schroeder; Senator Cordrey. To Natural Resources & Environmental Control)

HB 546 - AN ACT TO AMEND CHAPTER 98, TITLE 10 OF THE DELAWARE CODE RELATING TO COSTS. Sponsors: Representatives Hebner, Davis, Ewing, Lee, Bennett, Houghton; Senators McDowell, Sharp, Vaughn. To Judiciary.

HS 1/HB 570 - AN ACT TO AMEND CHAPTER 5, TITLE 22, DELAWARE CODE, RELATING TO THE WILMINGTON PARKING AUTHORITY. Sponsors: Representatives DiPinto, George, Sills, Jonkiert, Moore; Senators Holloway, Marshall, McDowell. To Community/County Affairs.

HB 575 w/HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICIAN'S ASSISTANTS. Sponsors: Representative Bennett. To Health/Social Services.

HB 577 AN ACT TO AMEND CHAPTER 31, TITLE 20, AND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO CIVIL DEFENSE AND THE DEPARTMENT OF PUBLIC SAFETY. Sponsors: Representatives Ewing, Spence. To Public Safety.

HB 580 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE UNAUTHORIZED USE OF A VEHICLE. Sponsors: Representative B. Ennis, Houghton, Spence, Van Sant, D. Ennis; Senator Torbert. To Judiciary.

HB 592 - AN ACT TO AMEND CHAPTER 66, TITLE 16 OF THE DELAWARE CODE RELATING TO THE STATE FIRE PREVENTION COMMISSION. Sponsors: Representatives Smith, Gilligan; Senators Sharp, Bair; Representative B. Ennis. To Community/County Affairs.

HB 601 - AN ACT TO AMEND CHAPTER 13, TITLE 18 OF THE DELAWARE CODE RELATING TO INVESTMENTS. Sponsor: Representative D. Ennis. To Banking.

HB 616 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO LILLIAN A. JURAS, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsor: Representative Outten. To Finance.

The following amendments have been introduced and placed with the bill:

SA 2 to SB 303 - Sponsor: Senator Sokola.

SA 1 to HS 1/HB 423 - Sponsor: Senator Hauge.

SENATE CITATION ANNOUNCEMENT #9 including S92:55-149 was introduced and a copy made available to each Senator.

The following Committee reports were announced:

From the Community/County Affairs: SB 176 - 4 Merits; SB 329 - 5 Merits; SB 428 - 4 Merits; SB 430 - 4 Merits; HB 617 - 4 Merits.

From the Revenue/Taxation Committee: SB 429 - 3 Merits.

From Natural Resources & Environmental Control: SB 433 - 6 Merits; SB 439 - 5 Merits; SB 442 - 5 Merits; SB 446 - 5 Merits; SJR 18 - 5 Merits; HS 1/HB 197 a/a - 5 Merits; HB 455 - 6 Merits; HB 539 - 6 Merits; HB 586 w/HA 1 - 1 Favorable, 3 Merits, 1 Unfavorable.

From Children/Youth/Families: SB 441 - 1 Favorable, 5 Merits.

From Public Safety: HB 508 w/HA 1 - 5 Merits.

From Small Business: HB 515 w/HA 1, 2 - 3 Merits.

From Labor: HB 555 w/HA 1 - 4 Merits.

From Sunset Committee: HB 544 - 3 Merits; HB 451 - 3 Merits.

On motion of Senator Sharp, at 2:42 p.m., the Senate adjourned to immediately convene for the 39th Legislative Day.

39TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 25, 1992

The Senate convened at 2:42 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Blevins.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Sarah Barr, reporter for WHYY, bid a tearful farewell to the General Assembly as she prepares to new adventures outside Delaware. Several Senators commented on her professionalism.

Senator Sharp requested that Lt. Gov. Wolf petition Governor Castle to submit candidates for Family Court.

Senator Hauge marked PRESENT.

On motion of Senator Sokola, SB 303 was brought before the Senate for consideration.

SB 303 - AN ACT TO AMEND CHAPTER 4, TITLE 11 OF THE DELAWARE CODE, RELATING TO USE OF FORCE IN SELF-PROTECTION.

SA 1 which had been previously placed with the bill was considered for adoption.

Roll call vote on the amendment was taken and revealed 21 Senators voting YES; therefore becoming part of the Bill.

Senators Cordrey, Holloway, Marshall, McBride marked PRESENT during the above roll call.

SA 2 which had been placed with the bill was considered for adoption. Roll call vote on the amendment was taken and revealed 21 Senators voting YES; therefore becoming part of the bill.

SB 303 as amended by SA 1 and SA 2 was now before the Senate.

Personal privilege of the floor was extended to Lori Sitler, representing the Domestic Violence Task Force, and Rosemary Killian of the Attorney's General Office. They jointly addressed concerns voiced by Senators McDowell and Holloway. Witnesses excused.

The bill was laid on the table on motion of the sponsor.

Under suspension of rules, SB 286 was taken up for consideration on motion of Senator Sokola.

SB 286 - AN ACT TO AMEND CHAPTER 2, SECTION 205 OF TITLE 11 OF THE DELAWARE CODE RELATING TO TIME LIMITATIONS WITHIN WHICH PROSECUTIONS MUST BE COMMENCED.

SA 1 which had been previously placed with the bill, was considered on motion of Senator Sokola.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore the amendment was made part of the bill.

Senator Sokola requested the privilege of the floor for Mr. Arthur Connolly, Senate Attorney. Several senators questioned the witness. Witness excused.

Roll call vote on SB 286 w/SA 1 was taken and revealed 18 Senators voting YES; 1 (Venables) NOT VOTING; and 2 (Martin, Still) ABSENT. The Bill as amended was adopted and sent to the House for consideration.

On motion of Cook, SB 396 was taken up for consideration.

SB 396 - AN ACT TO REINCORPORATE THE TOWN OF KENTON. (2/3 vote)

Roll call vote on SB 396 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the bill was declared adopted by the Senate and sent to

the House for their consideration.

Under suspension of rules, SB 437 was taken up for consideration on motion of Senator Sharp.

SB 437 - AN ACT TO AMEND TITLE 10, SECTION 101 OF THE DELAWARE CODE RELATING TO THE PLACE WHERE THE SUPREME COURT HOLDS COURT.

Senator Cordrey requested the privilege of the floor to Mr. John Cordrey, Senate Attorney to respond to his concerns regarding the legislation. Witness excused.

Senators McDowell and Bair commented on the bill.

Senator Sharp requested the privilege of the floor for Mr. Arthur Connolly, Senate Attorney to speak to the Senator's concerns. Senators Cordrey and Cook questioned the witness who was then excused.

Roll call vote on SB 437 was taken and revealed 11 Senators (Bair, Blevins, Hauge, Knox, Marshall, Martin, McDowell, Neal, Sharp, Sokola, Venables) voting YES; 8 (Adams, Cook, Cordrey, McBride, Minner, Still, Torbert, Vaughn) voting NO; and 2 (Connor, Holloway) ABSENT. SB 437 was declared passed in the Senate and sent to the House for consideration.

On motion of Senator Sharp, SB 425 was stricken.

Under suspension of rules, SB 424 was taken up for consideration on motion of Senator Sharp.

SB 424 - AN ACT TO AMEND CHAPTER 5, TITLE 11, OF THE DELAWARE CODE TO INCREASE THE PENALTY FOR CAUSING SERIOUS PHYSICAL INJURY TO ANOTHER BY NEGLIGENTLY DRIVING WHILE UNDER THE INFLUENCE OF DRUGS OR ALCOHOL AND TO INCREASE THE PENALTY FOR VEHICULAR ASSAULT IN THE FIRST DEGREE.

Roll call vote on SB 424 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and sent to the House.

Under suspension of rules, SB 420 was taken up for consideration on motion of Senator Sharp.

SB 420 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERMS "DEADLY WEAPON" AND "FIREARM".

Senator McDowell commented on the legislation.

Senator Bair requested the privilege of the floor for Mr. Arthur Connolly, Senate Attorney to address the concerns of the Senators. Several senators questioned the witness who was then excused.

Roll call vote on SB 420 was taken and revealed 20 Senators voting YES and 1 (Adams) NO, therefore the Bill was adopted and sent to the House.

On motion of Senator McBride, SB 445 was given its third and final reading and brought before the Senate for consideration.

SB 445 - AN ACT TO AMEND CHAPTER 437, VOLUME 67, LAWS OF DELAWARE RELATING TO IGNITION INTERLOCK DEVICES.

Roll call vote on SB 445 was taken and revealed 19 Senators voting YES and 2 (Cordrey, Martin) ABSENT; therefore, the legislation was declared adopted by the Senate and sent to the House for consideration.

SB 350 was stricken on motion of Senator Minner.

On motion of Senator Minner, SB 433 was returned to the Natural Resources & Environmental Control Committee.

Under suspension of rules, SB 419 was taken up for consideration on motion of Senator McBride

SB 419 - AN ACT TO AMEND CHAPTER 79, TITLE 16, DELAWARE CODE, RELATING TO PLUMBING.

SA 1 to the bill was introduced by Senator McBride. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Venables) ABSENT, therefore the amendment was adopted.

SB 419 w/SA 1 was now before the Senate. Senators Torbert, McDowell, and Sokola commented.

Senator Cordrey presided at 4:04 p.m.

Senator Neal also commented on the legislation.

Roll call vote on SB 419 w/SA 1 was taken and revealed 16 Senators voting YES, 4 (Hauge, Neal, Still, Torbert) voting NO, and 1 (Venables) ABSENT. SB 419 w/SA 1 was declared adopted and sent to the House for their consideration.

SJR 18 was taken up for consideration on motion of Senator Blevins.

SJR 18 - ESTABLISHING A DELAWARE WATER AND WASTEWATER INFRASTRUCTURE COMMITTEE TO DEFINE AND DESCRIBE THE NEEDS OF THE STATE'S WATER SUPPLY AND WASTEWATER FACILITIES.

SA 1 to the bill which had previously been placed with the bill was taken up for consideration on motion of Senator Blevins.

Lt. Gov. Wolf presided at 4:08 p.m.

Senator Still requested to be added as a co-sponsor of SJR 18.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore the amendment was adopted.

SJR 18 w/SA 1 was before the Senate.

Senators Holloway and McDowell had questions for the sponsor. The privilege of the floor was extended to Mr. Alan J. Farling, P. E. representing the Division of Water

Resources to speak to any concerns. Senators Bair, Neal and Minner also questioned the witness, after which he was excused.

SJR 18 w/SA 1 was laid on the table.

SB 434 was brought before the Senate for consideration under suspension of rules on motion of Senator Blevins.

SB 434 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO SEXUAL OFFENSES.

Roll call vote on SB 434 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore the legislation was adopted and sent to the House for consideration.

On motion of Senator Blevins, SB 435 was taken up for consideration.

SB 435 - AN ACT TO AMEND CHAPTER 21, TITLE 11 OF THE DELAWARE CODE RELATING TO CONDITIONS FOR RELEASE OF PERSONS ACCUSED OF CRIMES.

Senator Venables questioned the sponsor of the bill regarding the intent. The privilege of the floor was granted to Ms. Rosemary Killian. Witness excused.

Roll call vote on SB 435 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore the bill was adopted by the Senate and sent to the House for their consideration.

SB 210 w/SA 1 which had been laid on the table was lifted on motion of Senator Venables.

SB 210 w/SA 1 - AN ACT TO AMEND CHAPTER 14 OF TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS.

SA 2 which had been placed with the bill previously, was consider on motion of Senator Venables. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, SA 2 was declared adopted by the Senate.

SA 3 to the bill was stricken on motion of Senator Venables.

Roll call vote on SB 210 w/SA 1, 2 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore SB 210 w/SA 1 and further amended by SA 2 was declared passed in the Senate and sent to the House for consideration.

On motion of Senator Marshall, SB 439 was taken up for consideration.

SB 439 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 79 ENTITLED "ENVIRONMENTAL PERMIT APPLICATION BACKGROUND STATEMENT". 3/5 Vote

Several Senators expressed concerns regarding the intent of the bill. The privilege of the floor was extended to Mr. Edwin H. Clark, II, Secretary, DNREC to speak to the bill. After responding to their questions, the witness was excused.

Roll call vote was taken. However, before the vote was announced the roll call vote was tabled.

SB 404 was taken up for consideration on motion of Senator Marshall under suspension of rules.

SB 404 - AN ACT TO AMEND CHAPTER 91 OF TITLE 11 OF THE DELAWARE CODE RELATING TO PROFITS OF CRIME.

Roll call vote on SB 404 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, therefore the bill was adopted and sent to the House.

SB 440 w/SA 1 which had been laid on the table was lifted on motion of Senator McDowell under suspension of rules.

SB 440 - AN ACT RELATING TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM.

SA 2 to the bill was introduced by Senator Sharp and immediately laid on the table.

Several senators commented.

Roll call vote on SB 440 w/SA 1 was taken and revealed 14 Senators voting YES; 7 (Bair, Connor, Hauge, Knox, McBride, Neal, Still) voting NO. SB 440 w/SA 1 was declared adopted and sent to the House for their consideration.

On motion of Senator Marshall, the roll call vote on SB 439 was lifted and announced: 13 Senators voting YES; 5 (Adams, Cook, Cordrey, Still, Venables) voting NO; 2 (Minner, Vaughn) NOT VOTING; and 1 (Sharp) ABSENT. Having received the 3/5 majority of the votes SB 439 was declared passed and sent to the House.

On motion of Senator McDowell, SB 441 was brought before the Senate for consideration.

SB 441 - AN ACT TO AMEND TITLE 11, DELAWARE CODE BY CREATING A NEW CASTLE COUNTY JUVENILE DETENTION BOARD OF MANAGERS AND ESTABLISHING AN ORGANIZATIONAL STRUCTURE AND DUTIES THEREFOR.

However, the SB 441 was immediately laid on the table.

On motion of Senator Vaughn, SB 429 was given its third and final reading and brought before the Senate for consideration.

SB 429 - AN ACT TO AMEND TITLE 30 AND TITLE 12 OF THE DELAWARE CODE RELATING TO INHERITANCE TAX RETURNS AND AFFIDAVITS.

The privilege of the floor was extended to Mr. William Walls, Senate Attorney. Senator Adams questioned the witness who was then excused.

Roll call vote on SB 429 was taken and revealed 20 Senators voting YES and 1 (Venables) ABSENT. SB 429 was declared adopted and sent to the House for their consideration of the bill.

Under suspension of rules, SB 452 was taken up for consideration on motion of Senator Cordrey.

SB 452 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 11 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO CERTIFICATION OF QUESTIONS OF LAW TO THE SUPREME COURT. (2/3 vote)

The privilege of the floor was extended to Mr. John Cordrey, Senate Attorney who spoke to the bill. Witness excused.

Roll call vote on SB 452 was taken and revealed 21 Senators voting YES; therefore, SB 452 was declared adopted by the Senate and sent to the House for consideration.

SB 428 was taken up for consideration on motion of Senator Cordrey.

SB 428 - AN ACT TO AMEND CHAPTER 138, VOLUME 68, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF DAGSBORO", AS AMENDED, TO PROVIDE FOR QUARTERLY ASSESSMENT OF TAXES. (2/3 Vote)

Roll call vote on SB 428 was taken and revealed 21 Senators voting YES; therefore, the legislation was declared adopted by the Senate and sent to the House for consideration of the bill.

SB 303 w/SA 1, 2 was lifted from the table on motion of Senator Sokola.

Roll call vote on SB 303 was taken and revealed 21 Senators voting YES, therefore SB 303 was adopted in the Senate and sent to the House.

On motion of Senator Blevins, SJR 18 w/SA 1 was lifted from the table and taken up for consideration.

SA 2 to the Resolution was introduced by Senator McDowell. Roll call vote on the amendment was taken and revealed 21 Senators voting YES therefore the amendment was adopted and made part of the Resolution.

Roll call vote on SJR 18 w/SA 1, 2 was taken and revealed 21 Senators voting YES; therefore, the Resolution as amended was declared adopted by the Senate and sent to the House for consideration.

SENATE CONSENT CALENDAR #34 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 62 - URGING GOVERNOR MICHAEL N. CASTLE TO APPOINT A BLUE RIBBON TASK FORCE TO MAKE RECOMMENDATIONS CONCERNING THE FUTURE OF THE BRANDYWINE AND CHRISTINA RIVERS. Sponsor: Senator Marshall.

SCR 113 REQUESTING THE SECRETARY OF PUBLIC SAFETY AND THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION TO APPRISE HANDICAPPED MOTORISTS OF A LAW INDICATING THEY ARE ENTITLED TO HAVE GASOLINE PUMPED FOR THEM AT SELF-SERVICE PRICES BY REQUIRING SERVICE STATIONS IN DELAWARE TO POST CONSPICUOUS SIGNS INDICATING SAME. Sponsors: Senator Blevins, Representative Ewing; Senators McBride, Connor, Marshall, Bair, Adams, Minner, Sokola; Representatives Roy, Caulk, Lofink, Petrilli, Corrozi, Mack, Boykin, Taylor, D. Ennis, Amick, George, Van Sant, Schroeder, Campanelli, Clark, Bunting, Jonkiert, Spence, Hebner, Oberle, Buckworth, Quillen, Lee, Reynolds, Smith, Carey, Davis, Di Pinto, Gilligan, Sillis, Moore, B. Ennis, Brady, West, Soles.

SCR 114 - CREATING A TASK FORCE ON AUTOMATED LIBRARY SERVICES TO EXAMINE AND MAKE RECOMMENDATIONS ON THE POTENTIAL TO ENHANCE LIBRARY SERVICES IN DELAWARE THROUGH AUTOMATION TECHNOLOGY. Sponsors: Senator Neal; Representatives Soles, Amick; Senator Martin.

SCR 115 - ESTABLISHING A TASK FORCE TO DEVELOP AND RECOMMEND GUIDELINES FOR DNA TESTING IN DELAWARE. Sponsors: Senators Neal, Vaughn, Connor, Sokola, Bair, Still; Representatives Davis, Di Pinto, Bennett, Corrozi, Brady, Maroney, Boykin.

SCR 116 - ESTABLISHING A COMMITTEE TO STUDY AND DRAFT LEGISLATION REGARDING THE DEINSTITUTIONALIZATION OF THE MENTALLY HANDICAPPED BY MEANS OF APPROPRIATE DISPERSON REQUIREMENTS FOR RESIDENTIAL FACILITIES. Sponsors: Senator Marshall, Representative Jonkiert; Senators Martin, McBride; Representatives Spence, Oberle, Van Sant.

Roll call vote on CONSENT CALENDAR #34 was taken and revealed 21 Senators voting YES; therefore, the Resolutions was declared adopted by the Senate. The Concurrent Resolutions were sent to the House for consideration.

Senator Sharp yielded to Senator Cook for the purpose of considering SJR 20 under suspension of rules.

SJR 20 - DIRECTING THE PENSION BENEFIT REVIEW COMMITTEE AND THE BOARD OF PENSION TRUSTEES TO REVIEW THE FUNDING PROCEDURES FOR AD-HOC POST RETIREMENT INCREASES FOR STATE PENSIONERS AND TO GIVE THEIR RECOMMENDATIONS TO THE GOVERNOR FOR INCLUSION IN HIS FISCAL YEAR 1994 BUDGET. Sponsors: Senator Cook; Senators Holloway, McBride, Vaughn, Neal, Still, Adams, Bair, Blevins, Connor, Cordrey, Hauge, Knox, Marshall, Martin, McDowell, Minner, Sharp, Sokola, Torbert, Venables; Representatives Soles, West, Davis, Di Pinto, Quillen, Amick, Bennett, Boykin, Brady, Buckworth, Bunting, Campanelli, Carey, Caulk, Clark, B. Ennis, D. Ennis, Ewing, Fallon, George, Gilligan, Hebner, Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Moore, Oberle, Outten, Petrilli, Reynolds, Roy, Schroeder, Sillis, Smith, Spence, Taylor, Van Sant.

Roll call vote on SJR 20 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

Senator McDowell requested that his name be added as a co-sponsor of SCR 116.



At 5:51 p.m. on motion of Senator Sharp, the Senate recessed until Monday, June 29, 1992 at 2 p.m.

The Senate reconvened June 29, 1992 at 2:05 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that on it had passed HB 343 w/HA 1, HB 633, HB 634, HB 635, HB 636 w/HA 1; HS 1/HB 456 w/HA 1, HB 599, HB 596, HB 590 w/HA 1, HB 394 w/HA 1, 2, HB 558, HB 500 w/HA 1, HB 313 w/HA 1, HB 560 w/HA 1, HB 430 w/HA 1, HCR 99, HCR 100, SB 331; SJR 11 w/SA 2, HA 1, 2, and SCR 112.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Ewing signed SB 326 to be an additional co-sponsor. Representative Carey signed SB 408.

LEGISLATIVE ADVISORY #47 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #47, dated June 29, 1992, the Governor signed the following legislation on June 25, 1992:

HB 3 w/HA 2, SA 3 - Volume 68, Chapter 272, Laws of Delaware; SB 212 w/SA 1 - Volume 68, Chapter 273, Laws of Delaware; SB 273 w/SA 1 - Volume 68, Chapter 274, Laws of Delaware; SB 314 - Volume 68, Chapter 275, Laws of Delaware; SB 40 w/SA 5, HA 1 - Volume 68, Chapter 276, Laws of Delaware; and HB 452 - Volume 68, Chapter 277, Laws of Delaware.

The following Committee reports were announced from the Community/County Affairs Committee: HB 504 - 3 Merits; HB 505 - 3 Merits; HB 506 - 3 Merits; SB 448 - 3 Merits.

The list of the President Pro-Tempore's pre-filed legislation was read in for the record. Copies made available.

#### PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION June 29, 1992

The President Pro Tempore's list of pre-filed legislation was introduced and assigned:  
SB 451 - AN ACT TO AMEND CHAPTER 9 AND CHAPTER 11, TITLE 13 OF THE DELAWARE CODE RELATING TO ADOPTION; AND PROVIDING THAT ADOPTEES AND OTHER PERSONS HAVE ACCESS TO CERTAIN INFORMATION. (3/5 vote) Sponsors: Senator Sokola; Representative Schroeder.

#### To JUDICIARY

SB 453 - AN ACT TO AMEND CHAPTER 41, SUBCHAPTER I, TITLE 21 OF THE DELAWARE CODE RELATING TO OBEDIENCE TO AND EFFECT OF TRAFFIC LAWS. Sponsors: Senator Martin; Representatives Davis, Bunting. To HIGHWAYS & TRANSPORTATION

HB 313 w/HA 1 - AN ACT TO AMEND TITLES 10, 11, LAND 21 OF THE DELAWARE CODE TO TRANSFER THE MUNICIPAL COURT FOR THE CITY OF WILMINGTON TO THE STATE. (2/3 vote) Sponsors: Representative DiPinto; Senator Holloway; Representatives Petrilli, Spence, Boykin, George, Sills, Moore, Jonkiert; Senators McDowell, Marshall. To JUDICIARY

HB 343 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY. Sponsors: Representatives Outten, Bennett, Buckworth, Clark, B. Ennis, Quillen; Senator Still. To REVENUE & TAXATION

HB 394 w/HA 1, 2 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO MENTAL HEALTH. Sponsors: Representatives Amick, Hebner. To HEALTH & SOCIAL SERVICES

HB 430 w/HA 1 - AN ACT TO AMEND CHAPTER 3, TITLE 5 OF THE DELAWARE CODE BY ADDING A NEW SECTION RELATING TO IRREVOCABLE TRUST ACCOUNTS. (3/5 vote) Sponsors: Representative D. Ennis; Senator Cordrey. To BANKING

HS 1/HB 456 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. Sponsors: Representatives Spence; Senator Sharp; Representatives DiPinto, Oberle, Hebner, Lofink, Petrilli, Smith, Amick, Gilligan, B. Ennis, Jonkiert, West, Clark, Bunting, Bennett; Senators Vaughn, Blevins, Adams, Minner, Marshall, Torbert, Holloway, McBride, Hauge, Knox, Connor. To EDUCATION

HB 500 w/HA 1 - AN ACT TO PROVIDE THAT A NON-BINDING REFERENDUM BE HELD IN THE NOVEMBER 1992 GENERAL ELECTION ON THE QUESTION OF SLOT MACHINES AT HORSE RACING TRACKS IN DELAWARE. Sponsors: Representatives Gilligan, Brady, Bunting, Campanelli, Caulk, Clark, Corrozi, DiPinto, B. Ennis, George, Hebner, Houghton, Moore, Quillen, Roy, Sills, VanSant, Spence; Senators Cook, Vaughn, Adams, Holloway, McBride, Minner. To AGRICULTURE

HB 558 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE PROVIDING CERTAIN PUNISHMENTS UPON CONVICTION FOR THE CRIME OF POSSESSION OF A DEADLY WEAPON BY A PERSON PROHIBITED AND RELATING TO THE DEFINITION THEREOF. Sponsors: Representative B. Ennis; Senator Venables; Representatives VanSant, Bennett, Brady, Bunting, Campanelli, Carey, Caulk, Clark, Davis, Ewing, Gilligan, Hebner, Houghton, Lee, Lofink, Mack, Oberle, Outten, Reynolds; Senator Torbert. To PUBLIC SAFETY

HB 560 w/HA 1 - AN ACT TO AMEND CHAPTERS 2 AND 27, TITLE 14, DELAWARE CODE, RELATING TO MANDATORY AGE OF ATTENDANCE IN PUBLIC SCHOOLS. Sponsors: Representatives Maroney, Fallon; Senator McBride; Representatives Spence, Buckworth, Corrozi, Smith, D. Ennis, Ewing, Lee, Quillen, Mack, Hebner, Brady, Moore, Solos, Houghton; Senators Bair, Connor,

Hauge, Neal, Knox. To EDUCATION

HB 590 w/HA 1 - AN ACT TO AMEND CHAPTER 6, TITLE 31 OF THE DELAWARE CODE RELATING TO FOOD STAMPS. Sponsors: Representatives Smith, Brady, Amick, Boykin, Buckworth, Caulk, Corrozi, DiPinto, Ewing, Hebner, Lee, Lofink, Mack, Reynolds, Spence, B. Ennis, Jonkiert, Moore, West. To JUDICIARY

HB 596 - AN ACT TO AMEND CHAPTER 8, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF AND REAPPORTIONMENT OF THE GENERAL ASSEMBLY. Sponsors: Representatives Petrilli, Spence; Senators Cordrey, Sharp. To INSURANCE & ELECTIONS

HB 599 - AN ACT TO AMEND CHAPTER 1, TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. Sponsors: Representative Roy; Senator Venables. To SUNSET

HB 633 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE INSURANCE COMMISSIONER REGULATORY REVOLVING FUND. Sponsors: Representatives D. Ennis, Jonkiert, DiPinto, Boykin, Smith, Sills, Bennett, VanSant. To INSURANCE & ELECTIONS

HB 634 - AN ACT TO AMEND CHAPTER 29, SECTION 2906, TITLE 29, OF THE DELAWARE CODE RELATING TO THE DUTIES OF AUDITOR OF ACCOUNTS. Sponsors: Representatives D. Ennis, Boykin, Smith, DiPinto, Clark, Jonkiert, Bennett, Sills, VanSant. To INSURANCE & ELECTIONS

HB 635 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE III OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO APPOINTMENT OF THE STATE INSURANCE COMMISSIONER. Sponsors: Representatives D. Ennis, Boykin, DiPinto, Smith, Jonkiert, Bennett, Clark. To INSURANCE & ELECTIONS

HB 636 w/HA 1 - AN ACT TO AMEND CHAPTER 3, TITLE 18 OF THE DELAWARE CODE RELATING TO THE CREATION OF THE POSITION OF INTERIM DEPUTY COMMISSIONER OF THE INSURANCE DEPARTMENT. Sponsors: Representatives D. Ennis, Boykin, DiPinto, Smith, Sills, Bennett, Clark, Jonkiert, VanSant. To INSURANCE & ELECTIONS

The following amendments were introduced and placed with the bill:

SA 1 to SB 248 - Sponsor: Senator McBride

SA 1 to HB 193 - Sponsor: Senator Venables

SA 1 to HB 408 - Sponsor: Senator Hauge

SA 2 to HB 408 - Sponsor: Senator Hauge

SA 1 to HB 528 - Sponsor: Senator Minner

On motion of Senator Sharp, at 2:14 p.m. the Senate adjourned to immediately convene for the 40th Legislative Day.

40TH LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 29, 1992

The Senate convened at 2:14 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Holloway.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

The following Senators were marked PRESENT: Cook, Connor, Hauge, Blevins, McDowell, Marshall and McBride.

On motion of Senator McBride, HS 1/HB 423 was brought before the Senate for consideration.

HS 1/HB 423 - AN ACT TO AMEND CHAPTER 29 OF TITLE 29, DELAWARE CODE RELATING TO ANNUAL AUDITING OF SCHOOL DISTRICT'S LOCAL TAX BUDGET.

SA 1 which has been placed with the bill, was brought before the Senate on motion of Senator Hauge. Several senators commented on the amendment.

Roll call vote on SA 1 was taken and revealed 6 Senators (Bair, Hauge, Knox, Marshall, Sharp, Venables) voting YES; 14 Senators voting NO; and 1 (Neal) ABSENT. The amendment was defeated.

Roll call vote on HS 1/HB 423 was taken and revealed 13 Senators voting YES; 7 Senators (Adams, Bair, Hauge, Knox, Marshall, Sharp, Venables) voting NO; and 1 (Neal) ABSENT. HS 1/HB 423 was passed by the Senate and returned to the House.

Senator Venables yielded to Senator Marshall to floor manage HB 515 w/HA 1, 2 and promptly laid the bill on the table.

On motion of Senator Sharp, the Senate recessed at 2:30 p.m. for a group picture to be taken on the steps of the west entrance.

The Senate reconvened at 3:15 p.m. with Lt. Governor Wolf presiding.

Under suspension of rules, HB 408 w/HA 1 was brought before the Senate on motion of

Senator Holloway.

HB 408 - AN ACT TO AMEND TITLE 16, DELAWARE CODE, RELATING TO NOTIFICATION OF FIRE FIGHTERS, AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, CORRECTIONAL OFFICERS, LAW ENFORCEMENT OFFICERS, AND OTHER PERSONNEL OF EXPOSURE TO CONTAGIOUS OR INFECTIOUS DISEASE OR VIRUS.

SA 1 which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Hauge.

Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Marshall) ABSENT. The amendment was passed and became a part of the bill.

Senator Neal marked PRESENT during the above roll call vote.

SA 2 which had been placed with the bill, was brought up for consideration.

Roll call vote on the amendment was taken and revealed 20 Senators voting YES; and 1 (Marshall) ABSENT. SA 2 was adopted.

Roll call vote on HB 408 w/HA 1 and further amended by SA 1 and SA 2 was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Bill as amended was adopted by the Senate and returned to the House.

On motion of Senator Minner, HB 393 was given its third and final reading and brought before the Senate under suspension of rules.

HB 393 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS.

SA 1 which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

Senator Martin and Senator Venables commented on the amendment.

Roll call vote on SA 1 was taken and revealed 17 Senators voting YES; 2 (Neal, Still) voting NO; and 2 (Cordrey, Marshall) ABSENT. The amendment was adopted by the Senate.

Roll call vote on HB 393 w/SA 1 was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT. The bill as amended was adopted by the Senate and returned to the House.

Under suspension of rules, HB 463 was given its third and final reading on motion of Senator Sharp.

HB 463 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE.

Senators Connor, Still, and Knox commented on the bill and then roll call vote was taken to reveal that 17 Senators voting YES, 1 (Neal) voting NO, and 3 (Bair, Hauge, Knox) NOT VOTING; therefore HB 463 was adopted by the Senate and returned to the House.

On motion of Senator Marshall, HB 515 w/HA 1, 2 was lifted from the table.

HB 515 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS.

SA 1 to the bill was introduced by Senator Holloway.

Senator Marshall requested the privilege of the floor for Mr. Donald M. Kreston of the Kreston Liquor Mart to speak to the bill.

SA 1 was laid on the table while Mr. Kreston was before the Senate as a witness.

Many senators engaged in a conversation with the witness regarding the merits of the Bill. Witness excused.

SA 2 to the bill was introduced by Senator Holloway. He requested the privilege of the floor for Mr. John J. Corrigan of the Delaware Alcoholic Beverage Commission to speak to the Bill.

Senators Marshall and Neal discussed the intent of the legislation with the witness. Senator Marshall requested the privilege of the floor for Mr. John McCarnan of the Delaware Alcoholic Beverage Commission to join Mr. Corrigan as witnesses to the Bill.

Senator Cordrey presiding at 4:31 p.m.

Lt. Gov. Wolf presiding at 4:37 p.m.

Discussion continued on HB 515 w/HA 1, 2 with several Senators engaging in the debate. Witnesses were excused.

Roll call vote on SA 2 was taken and revealed 8 Senators (Adams, Cook, Holloway, Martin, Sharp, Still, Vaughn, Venables) voting YES; 13 voting NO; therefore the amendment was defeated.

On motion of Senator Holloway, SA 1 was lifted from the table. The roll call vote on the amendment was tabled.

Roll call vote on HB 515 w/ HA 1, 2 was taken and revealed 13 Senators voting YES; and 8 (Adams, Bair, Hauge, Knox, Neal, Sharp, Sokola, Venables) voting NO. The House Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 601 was taken up for consideration on motion of Senator Cordrey.

HB 601 - AN ACT TO AMEND CHAPTER 13, TITLE 18 OF THE DELAWARE CODE RELATING TO INVESTMENTS.

Roll call vote on HB 601 was taken and revealed 16 Senators voting YES; 4 (McDowell, Sharp, Sokola, Venables) voting NO and 1 (McBride) NOT VOTING; therefore, HB 601 was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 572 was taken up for consideration on motion of Senator Sharp.

HB 572 - AN ACT TO AMEND SUBPART B, SUBCHAPTER VII, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES INVOLVING PUBLIC INDECENCY.

Senators Torbert, Holloway and Neal commented on the legislation. HB 572 was laid on the table.

Under suspension of rules, HB 574 was taken up for consideration on motion of Senator Sharp.

HB 574 - AN ACT TO AMEND SUBCHAPTER VII, SUBPART E OF TITLE 11 RELATING TO LICENSES TO CARRY CONCEALED DEADLY WEAPONS.

Senator Bair commented on the legislation.

Roll call vote on HB 574 was taken and revealed 21 Senators voting YES; therefore, the legislation was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 617 was taken up for consideration on motion of Senator Sokola.

HB 617 - AN ACT TO AMEND CHAPTER 158, VOLUME 36 OF THE LAWS OF DELAWARE, THE CHARTER OF THE CITY OF DOVER, RELATING TO ELECTIONS. (2/3 vote)

Roll call vote on HB 617 was taken and revealed 20 Senators voting YES; and 1 (Holloway) ABSENT; therefore, HB 617 was declared adopted by the Senate and was returned to the House.

HB 508 w/HA 1 was taken up for consideration on motion of Senator Blevins.

HB 508 w/HA 1 - AN ACT TO AMEND CHAPTER 68, TITLE 21 DELAWARE CODE RELATING TO OFF-HIGHWAY VEHICLES.

Senators Sokola, McDowell and Martin commented on the legislation. Senator Blevins requested the privilege of the floor for Mr. Arthur Connolly, Senate Attorney. Senator Still questioned the witness who was then excused.

Roll call vote on HB 508 w/HA 1 was taken and revealed 16 Senators voting YES; 4 (Hauge, Neal, Still, Venables) voting NO; and 1 (Holloway) ABSENT; therefore, HB 508 w/HA 1, having received the required number of votes, was declared adopted by the Senate and was returned to the House.

On motion of Senator Cordrey, SB 448 was taken up for consideration.

SB 448 - AN ACT TO AMEND CHAPTER 59, VOLUME 63, LAWS OF DELAWARE ENTITLED "AN ACT TO INCORPORATE THE TOWN OF DEWEY BEACH, BY INCREASING INDEBTEDNESS LIMIT OF THE TOWN." (2/3 vote)

Roll call vote on SB 448 was taken and revealed 21 Senators voting YES and was therefore declared passed and sent to the House for their consideration.

Under suspension of rules, SB 433 was taken up for consideration on motion of Senator Minner.

SB 433 - AN ACT TO AMEND CHAPTER 80, TITLE 29, DELAWARE CODE TO PROVIDE FOR THE ESTABLISHMENT OF THE DELAWARE COASTAL HERITAGE GREENWAY COUNCIL.

SA 1 to the bill was introduced and taken up for consideration on motion of Senator Minner.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore, the amendment was declared adopted.

Roll call vote on SB 433 w/SA 1 was taken and revealed 21 Senators voting YES. The bill as amended was adopted and sent to the House for consideration.

At 5:16 p.m., the Senate recessed on motion of Senator Sharp.

The Senate reconvened at 5:26 p.m. with Lt. Governor Wolf presiding.

A messenger from the Governor was announced and admitted.

SB 151 w/SA 2, having been returned from the House further amended by HA 1 was taken up for consideration on motion of Senator Sharp.

SB 151 - AN ACT TO AMEND TITLE 18 DELAWARE CODE TO ADOPT AN INSURANCE HOLDING COMPANY SYSTEM REGISTRATION.

Roll call vote on SB 151 as amended was taken and revealed 19 Senators voting YES and 2 (Marshall, Venables) ABSENT; therefore, SB 151 w/SA 1, HA 1 was declared adopted by the Senate and sent to the Governor.

On motion of Senator Martin, HB 15 was taken up for consideration.

HB 15 - AN ACT TO AMEND CHAPTER 11, TITLE 17, DELAWARE CODE RELATING TO OUTDOOR ADVERTISING. 2/3 vote

Roll call vote on HB 15 was taken and revealed 20 Senators voting YES and 1 (Venables) NOT VOTING. HB 15 was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 38 w/HA 1,2,4 was taken up for consideration on motion of Senator Sharp.

HB 38 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO INSURANCE FOR MOTOR VEHICLES.

Roll call vote on HB 38 w/HA 1,2,4 was taken and revealed that 20 Senators voted YES and 1 (Minner) voted NO, therefore HB 38 w/HA 1,2,4 was passed in the Senate and returned to the House.

On motion of Senator Blevins, HB 60 was taken up for consideration, under suspension of rules.

HB 60 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REQUIREMENT OF INSURANCE FOR MOTOR VEHICLES. (2/3 vote)

Roll call vote on HB 60 was taken and revealed that 21 Senators voting YES; therefore declared passed and returned to the House.

On motion of Senator Marshall, HB 160 was taken up for consideration.

HB 160 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION AND UNEMPLOYMENT COMPENSATION.

Senators Still and Hauge commented on the legislation and the bill was then laid on the table.

On motion of Senator Martin, HB 212 was lifted from the table.

HB 212 - AN ACT TO AMEND CHAPTER 1, TITLE 17, DELAWARE CODE RELATING TO THE POWERS OF DEPARTMENT OF TRANSPORTATION.

Senators Minner and Adams commented on the legislation. The bill was laid on the table.

On motion of Senator Venables, HB 300 was taken up for consideration.

HB 300 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE, RELATING TO THE BOARD OF VETERINARY MEDICINE.

Roll call vote on HB 300 was taken and revealed 21 Senators voting YES; therefore, HB 300 was declared adopted by the Senate and returned to the House.

On motion of Senator Marshall, HB 450 was taken up for consideration.

HB 450 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Privilege of the floor was extended to Mr. Thomas MacPherson representing the Division of Unemployment Insurance, Department of Labor. Several Senators questioned the witness on the merits of the bill. The witness was excused.

Senator Bair requested the personal privilege of the floor for Mr. Thomas Cahall, speaking for Snelling Personnel Services. Senators Marshall, Torbert, and McDowell questioned the witness and was then excused.

Senator Bair requested the personal privilege of the floor for Mr. Steven B. McClure, representing the City of Wilmington who responded to questions from Senator Holloway. Witness excused.

Roll call vote taken on HB 450 was tabled before being announced.

Under suspension of rules, HB 459 was taken up for consideration on motion of Senator Sharp.

HB 459 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, RELATING TO STANDARDS FOR BUSINESS TRANSACTED WITH PRODUCER PROPERTY/CASUALTY INSURER ACT.

Roll call vote on HB 459 was taken and revealed 19 Senators voting YES and 2 (McDowell, Still) NOT VOTING. HB 459 was declared passed in the Senate and returned to the House.

Under suspension of rules, HB 485 was taken up for consideration on motion of Senator Vaughn.

HB 485 - AN ACT TO AMEND TITLE 30, CHAPTER 5 OF THE DELAWARE CODE TO ALLOW COURTS AND COURT OFFICES TO RECOVER FINES, COURT COSTS, ASSESSMENTS AND/OR RESTITUTION OWED FROM TAX REFUNDS DUE DEFENDANTS.

Roll call vote on HB 485 was taken and revealed 20 Senators voting YES and 1 (Venables) voting NO; therefore, HB 485 was declared passed in the Senate and returned to the House.

HB 503 was taken up for consideration on motion of Senator Sharp under suspension of rules.

HB 503 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, CHAPTER 80 RELATING TO THE DELAWARE INSURANCE RISK RETENTION ACT.

Roll call vote on HB 503 was taken and revealed 19 Senators voting YES, 1 (Holloway) NOT VOTING, and 1 (Venables) ABSENT. HB 503 was declared passed by the Senate and returned to the House.

On motion of Senator Marshall, HB 520 was taken up for consideration under suspension of rules.

HB 520 - AN ACT TO AMEND CHAPTER 5 OF TITLE 30 OF THE DELAWARE CODE, RELATING TO THE FILING OF TAX RETURNS.

Roll call vote on HB 520 was taken and revealed 20 Senators voting YES and 1 (Still) ABSENT. The bill was declared adopted and was returned to the House.

HB 210 was taken up for consideration on motion of Senator Adams under suspension of rules.

HB 210 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO VITICULTURAL ACTIVITIES IN THE STATE OF DELAWARE.

After Senator Neal commented on the legislation, roll call vote was taken and revealed 21 Senators voted YES, therefore the bill was adopted by the Senate and returned to the House.

Under suspension of rules, HB 528 was taken up for consideration on motion of Senator Minner.

HB 528 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND

WATERS.

SA 1 which had been previously placed with the bill was taken up for consideration on motion of Senator Minner.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore becoming a part of the bill.

HB 528 w/SA 1 was now before the Senate. Senator Bair had a question of the floor sponsor. The privilege of the floor was extended to Mr. Edwin Clark, Secretary of DNREC to speak to the bill. Senator Venables questioned the witness. Witness excused. HB 528 w/SA 1 was laid on the table.

On motion of Senator Minner, HB 529 was taken up for consideration under suspension of rules.

HB 529 - AN ACT TO AMEND CHAPTER 9, PART II, TITLE 7, DELAWARE CODE RELATING TO COMMERCIAL CLAMMING ON SUNDAYS.

Senator Minner requested the privilege of the floor for Mr. Edwin Clark, Secretary of DNREC to speak to the Bill. Senators Torbert and McBride questioned the witness regarding the intent of the legislation. Witness excused.

HB 529 was laid on the table.

Under suspension of rules, HB 575 w/HA 1 was taken up for consideration on motion of Senator Holloway.

HB 575 w/HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICIAN'S ASSISTANTS.

Senator Venables commented.

Roll call vote on HB 575 w/HA 1 was taken and revealed 20 Senators voting YES and 1 (McBride) voting NO, therefore HB 575 w/HA 1 was declared passed in the Senate and returned to the House.

On motion of Senator Sharp, HB 580 was taken up for consideration under suspension of rules.

HB 580 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE UNAUTHORIZED USE OF A VEHICLE. (2/3 vote)

Roll call vote on HB 580 was taken and revealed 21 Senators voting YES therefore, the bill was declared adopted and returned to the House.

HB 616 was taken up for consideration on motion of Senator Cook under suspension of rules.

HB 616 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO LILLIAN A. JURAS, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE.

Senator Cordrey commented on the intent of the bill.

Roll call vote on HB 616 was taken and revealed 10 Senators (Adams, Blevins, Cook, Marshall, Martin, McDowell, Minner, Torbert, Vaughn, Venables) voting YES; 10 Senators (Bair, Connor, Cordrey, Hauge, Knox, McBride, Neal, Sharp, Sokola, Still) voting NO, and 1 (Holloway) ABSENT. The roll call vote resulted in a tie, therefore Lt. Governor Wolf was required to cast his vote to break the tie. He voted NO. HB 616 was declared defeated in the Senate and was returned to the House.

On motion of Senator Minner, HB 586 w/HA 1 was taken up for consideration.

HB 586 - AN ACT TO AMEND CHAPTER 70, TITLE 7 OF THE DELAWARE CODE TO CLARIFY THE EXPANSION OR EXTENSION OF NONCONFORMING USES IN THE COASTAL ZONE.

The privilege of the floor was extended to Mr. John J. Schreppler, representing Wilmington Stevedores, Inc. to speak to the bill. Senator Knox queried the witness. Witness excused.

Senator Minner requested the privilege of the floor for Mr. David S. Hugg, III of DNREC. Senators McDowell, Connor and Torbert questioned the witness who was then excused.

Senator Minner requested the privilege of the floor for Mr. Edwin Clark of DNREC. After commenting on the legislation, the witness was excused.

Senator Minner requested the privilege of the floor for Ms. Grace W. Pierce-Beck of the Delaware Audobon Society. She responded to questions from Senators Knox and McDowell. Witness excused.

Senator Minner requested the privilege of the floor for Mr. F. Michael Parkowski, who represented the Chemical Industry Council to speak to the bill. Senator Still questioned the witness who was then excused.

Senator Minner requested the privilege of the floor for Mr. Philip Messina, Jr., representing the Delaware Fisheries Coalition to speak to the concerns. Senator Knox queried the witness who was then excused.

Roll call vote on HB 586 w/HA 1 was taken and revealed 17 Senators voting YES and 4 Senators (Cordrey, Minner, Sokola, Torbert) voting NO. The bill was adopted by the Senate and returned to the House.

On motion of Senator McDowell, SB 454 was taken up for consideration under suspension of rules.

SB 454 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO COMMISSIONERS OF THE FAMILY COURT. Sponsors: Senators McDowell, Vaughn, Blevins, Houghton, Bair, Corrozi.

Roll call vote on SB 454 was taken and revealed 19 Senators voting YES, 1 (Cordrey) voting NO, and 1 (Sharp) NOT VOTING; therefore, SB 454 was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Cordrey, SR 63 was taken up for consideration.

SR 63 - REQUESTING AN INVESTIGATION BY THE STATE ETHICS COMMISSION OF THE OFFICE OF THE INSURANCE COMMISSIONER. Sponsors: Senators Cordrey, Sharp, Blevins, Holloway, Martin, McDowell, Sokola, Vaughn, Adams, Cook, Marshall, McBride, Minner, Torbert, Venables.

Several senators commented on the legislation. Senator Still noted that he be recorded as NOT VOTING on this bill due to a possible conflict of interest.

Roll call vote on SR 63 was taken and revealed 19 Senators voting YES, 1 (Hauge) voting NO, and 1 (Still) NOT VOTING.

SR 63 was adopted by the Senate.

The following legislation was introduced and assigned:

SB 450 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1993; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (3/4 vote) Sponsors: Senator Cook, Representative Corrozi; Senators McBride, Still, Holloway, Neal, Vaughn; Representatives Davis, Quillen, West, Di Pinto, Soles. To Finance.

At 7:59 p.m. on motion of Senator Sharp, the Senate recessed until June 30, 1992 at 2:00 p.m.

The Senate reconvened at 2:43 p.m., June 30, 1992 with Lt. Gov. Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed HB 621, HB 628, HB 644, HB 447, HB 118 w/HA 1, HB 637, HB 600, HB 527, HB 573 w/HA 1, HB 583, HB 625, HB 630, HB 627 w/HA 1, HB 565, HB 556 w/HA 1, 2, HB 612 w/HA 1, HB 537 w/HA 2, HB 595, HB 588, HB 606, HB 611 w/HA 1; also HJR 22, HJR 23, SB 396, SB 418, SB 417, SB 283, SB 231, SB 307, SB 407 w/SA 1, SB 143 w/SA 1, SCR 113, HCR 96, HCR 98, HCR 101, HCR 102, SJR 16, SJR 13, and HB 324 w/HA 1, 2.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Taylor signed SJR 16 to be an additional co-sponsor.

The following Committee reports were announced:

From the Executive Committee: SB 406 - 4 Merits.

From Highways & Transportation: SB 453 - 1 Favorable, 4 Merits.

From Children/Youth/Families: HB 279 w/HA 2 - 5 Merits.

From Labor: HB 379 - 4 Merits; HB 413 - 4 Merits.

From Health/Social Services: HB 394 w/HA 1, 2 - 4 Merits; HB 492 - 4 Merits; HB 567 - 4 Merits.

From Administrative Services: HB 493 w/HA 4 - 3 Merits.

From Revenue/Taxation: HB 519 w/HA 1 - 3 Merits.

From Sunset: HB 599 - 4 Merits.

At 2:50 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 41st Legislative Day.

41ST LEGISLATIVE DAY  
136th GENERAL ASSEMBLY  
Second Session  
June 30, 1992

The Senate convened at 2:50 p.m. with Lt. Governor Wolf presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp. No objection.

On motion of Senator Marshall, the roll call vote on HB 450 was lifted and announced as follows: 12 Senators voting YES; 8 (Adams, Bair, Cook, Cordrey, Hauge, Knox, Minner, Neal) voting NO; and 1 (Still) NOT VOTING. The bill, therefore, was considered passed by the Senate and returned to the House.

Senator McBride marked PRESENT.

On motion of Senator Sharp, SB 258, being returned by the House as amended by HA 1, was taken up for reconsideration.

SB 258 - AN ACT TO AMEND CHAPTERS 33 AND 35, TITLE 18, DELAWARE CODE TO CLARIFY COVERAGE OF INSURED DURING A PERIOD OF HOSPITALIZATION WHEN INSURERS CHANGE OR

TERMINATE.

Roll call vote on SB 258 w/HA 1 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and sent to the Governor.

On motion of Senator Blevins, HB 310 was brought before the Senate for consideration under suspension of rules.

HB 310 - AN ACT TO AMEND CHAPTER 3, TITLE 21 OF THE DELAWARE CODE RELATING TO PENALTY FEES FOR UNCOLLECTIBLE CHECKS ISSUED TO THE DIVISION OF MOTOR VEHICLES. (3/5 vote) Sponsor: Representative Ewing.

Roll call vote on HB 310 was taken and revealed 17 Senators voting YES; 3 (McDowell, Torbert, Venables) voting NO; and 1 (Holloway) ABSENT; therefore, HB 310 was declared adopted by the Senate and returned to the House.

On motion of Senator Blevins, HB 318 w/HA 1 was brought up for consideration under suspension of rules.

HB 318 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE FORWARDING OF TRAFFIC CONVICTIONS TO THE DIVISION OF MOTOR VEHICLES. Sponsors: Representatives Ewing, Carey, Lee, Maroney, Smith, Clark.

Roll call vote on the Bill was taken and revealed 20 Senators voting YES; and 1 (Still) voting NO; therefore, HB 318 w/HA 1 was adopted and returned to the House.

On motion of Senator Holloway, HB 394 w/HA 1, 2 was brought before the Senate for consideration.

HB 394 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO MENTAL HEALTH.

Senator Sokola commented.

Senator Holloway requested the privilege of the floor for Dr. Jorge A. Pereira-Ogan, representing the State Medical Society Psychiatric Services of Delaware and the Governor's Advisory Council on Mental Health to speak to the legislation. Witness was excused.

Senator Holloway yielded to Senator Bair.

The bill was laid on the table.

A messenger from the Governor was announced and admitted.

On motion of Senator Holloway, HB 394 w/HA 1, 2 was lifted from the table.

On motion of Senator Bair, SA 1 to the bill was introduced. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (McDowell) ABSENT. The amendment was adopted and made part of the bill.

Roll call vote on HB 394 w/HA 1, 2, SA 1 was taken and revealed that 21 Senators voting YES. The bill as amended was adopted by the Senate and returned to the House.

Under suspension of rules, HB 410 was brought before the Senate for consideration.

HB 410 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO THELMA R. SAVAGE TRANSFERRING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE.

Senators Sokola and Torbert commented on the legislation. Senator Cook requested the privilege of the floor for Mr. Don McArdle of the Pension Office. Senators Connor and Neal questioned the witness who was then excused.

Witness was excused.

Roll call vote on HB 410 was taken and revealed 15 Senators voting YES; and 6 (Cordrey, McBride, Neal, Sharp, Sokola, Still) voting NO. The legislation was passed by the Senate and returned to the House.

On motion of Senator Minner, HB 455 was brought before the Senate for consideration.

HB 455 - AN ACT TO AMEND CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE RELATING TO HAZARDOUS SUBSTANCE CLEANUPS.

Roll call vote on HB 455 was taken and revealed 19 Senators voting YES, 1 (McDowell) NOT VOTING and 1 (Marshall) ABSENT, therefore HB 455 was passed by the Senate and returned to the House.

The Senate recessed at 3:20 p.m. on motion of Senator Sharp.

The Senate reconvened at 4:20 p.m. with Lt. Governor Wolf presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed HB 441 w/HA 1, HB 584 w/HA 1, HB 605, HB 598, SB 448, SB 428, SB 452, SB 375, SB 445, SB 327, SB 298, SB 250, SB 251 w/SA 1, HB 650, HB 613, SB 362, SB 335 w/SA 2, SB 323 w/SA 1, SB 408, SB 290, SB 373 w/SA 1, 2 and SJR 14.

Under suspension of rules, HS 1 for HB 456 w/HA 1 was brought before the Senate on motion of Senator McBride.

HB 456 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (2/3 vote)

SA 1 to the bill was introduced by sponsor, Senator Connor.

Senator Sharp requested the privilege of the floor for Speaker of the House, Rep. Terry Spence, sponsor of the bill, to the speak to the Bill. Senators Connor, Martin, and Neal questioned the Honorable Speaker.

The privilege of the floor was extended to Mr. Scott Chambers at the request of Senator Sharp. Several senators questioned the witness who was then excused.



Senator Sharp requested the privilege of the floor for Sgt. Layton Ward of the Delaware State Police to speak to the Bill and respond to questions. Senators Martin, Still, and Sokola commented on the legislation.

Roll call vote on SA 1 was taken and revealed 8 Senators (Bair, Blevins, Connor, Martin, Neal, Sokola, Still, Venables) voting YES; 11 Senators (Adams, Cook, Cordrey, Hauge, Knox, McBride, McDowell, Minner, Sharp, Torbert, Vaughn) voting NO and 2 (Holloway, Marshall) ABSENT. The amendment was defeated.

HS 1/HB 456 w/HA 1 was before the Senate.

Senator Sharp again requested the privilege of the floor for Mr. Layton Ward. Senators Sokola and Neal questioned the witness who was then excused.

Roll call vote on Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 458 w/HA 1 was brought before the Senate on motion of Senator Sharp.

HB 458 - AN ACT TO AMEND CHAPTER 68, TITLE 18 OF THE DELAWARE CODE RELATING TO THE COMPENSATION OF MEDICAL MALPRACTICE REVIEW PANELISTS.

Roll call vote on the Bill was taken and revealed 20 Senators voting YES, and 1 (Holloway) ABSENT; therefore, HB 458 w/HA 1 was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 491 w/HA 1, 2 was brought before the Senate on motion of Senator Minner.

HB 491 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITIONS CONCERNING GAME AND FISH.

Roll call vote on the bill was taken and revealed 21 Senators voting YES; therefore, the HB 491 w/HA 1, 2 was adopted by the Senate and returned to the House.

Senator Sokola requested that HB 505 be given its third and final reading and brought before the Senate for consideration.

HB 505 - AN ACT TO AMEND CHAPTER 44, TITLE 9, DELAWARE CODE RELATING TO REPORTS ON BUILDING PERMITS ISSUED BY INCORPORATED CITIES OR TOWNS IN KENT COUNTY.

Roll call vote on HB 505 was taken and revealed 21 Senators voting YES, therefore being adopted by the Senate and was returned to the House.

On motion of Senator Sokola, HB 506 was given its third and final reading and brought before the Senate for consideration.

HB 506 - AN ACT TO AMEND CHAPTER 46, TITLE 9, DELAWARE CODE RELATING TO KENT COUNTY SEWERS AND SEWER DISTRICTS.

Roll call vote on HB 506 was taken and revealed 21 Senators voting YES; therefore, HB 506 was adopted by the Senate and returned to the House.

Under suspension of rules, HB 517 was brought before the Senate on motion of Senator Sharp.

HB 517 - AN ACT TO AMEND CHAPTER 98, TITLE 10 OF THE DELAWARE CODE RELATING TO FEES IN THE JUSTICE OF THE PEACE COURTS. (3/5 vote)

Senators Hauge and Cook commented.

Roll call vote on HB 517 was taken and revealed 12 Senators (Adams, Bair, Connor, Cook, Hauge, Holloway, Knox, Marshall, Martin, Minner, Neal, Sokola) voting YES; 9 Senators (Blevins, Cordrey, McBride, McDowell, Sharp, Still, Torbert, Vaughn, Venables) voting NO. Having failed to receive the required number of votes, HB 517 was declared defeated.

On motion of Senator Marshall, HB 555 w/HA 1 was brought before the Senate for consideration.

HB 555 w/HA 1 - AN ACT TO AMEND CHAPTER 69, TITLE 29, DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS AND DAMAGES RELATING TO COMPETITIVE BIDDING.

Senators Bair and Sokola commented on the legislation. The bill was laid on the table.

A second roll call vote was taken; however it was tabled before being announced.

On motion of Senator Still, the roll call vote on HB 517 was rescinded. However, the vote was not announced.

At the request of Senator Sokola, HB 504 was given its third and final reading and brought before the Senate for consideration.

HB 504 - AN ACT TO AMEND CHAPTER 87, TITLE 9, DELAWARE CODE RELATING TO COLLECTION OF TAXES BY KENT COUNTY.

SA 1 to the bill was introduced by Senator Sokola.

Senator Cordrey presiding at 5:45 p.m.

Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore, the amendment was declared adopted by the Senate.

Roll call vote on HB 504 w/SA 1 was taken and revealed 20 Senators voting YES, and 1 (Venables) voting NO; therefore the Bill as amended was adopted by the Senate and returned to the House.

HB 555 w/HA 1 was lifted from the table on motion of Senator Marshall.

Lt. Gov. Wolf presiding at 5:52 p.m.

Senator Venables commented on HB 555 w/HA 1.

Roll call vote on HB 555 w/HA 1 was taken and revealed that 13 Senators voting YES; 8

Senators (Adams, Bair, Cordrey, Hauge, Knox, Neal, Still, Venables) voting NO; therefore, the Bill was adopted by the Senate and returned to the House.

On motion of Senator Sharp, the roll call vote on HB 517 was lifted and the vote was announced to reveal 14 Senators voting YES; 7 Senators (Blevins, Cordrey, McBride, McDowell, Sharp, Sokola, Venables) voting NO; therefore, HB 517 was adopted by the Senate and returned to the House.

SB 431 was given its third and final reading and brought before the Senate on motion of Senator Torbert under suspension of rules.

SB 431 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO MODIFICATIONS OF PERSONAL INCOME TAX.

Senator Sokola commented on the legislation.

Roll call vote on SB 431 was taken and revealed 18 Senators voting YES and 3 (Bair, Hauge, Minner) voting NO. SB 431 was declared passed by the Senate and sent to the House for consideration.

Under suspension of rules, HS 1/HB 570 was brought before the Senate on motion of Senator Sokola.

HB 570 - AN ACT TO AMEND CHAPTER 5, TITLE 22, DELAWARE CODE, RELATING TO THE WILMINGTON PARKING AUTHORITY.

Senator Holloway requested the privilege of the floor for Mr. Michael Reynolds of the City of Wilmington. Witness excused.

Roll call vote on HS 1/HB 570 was taken and revealed 20 Senators voting YES and 1 (Torbert) ABSENT. The Bill was adopted by the Senate and returned to the House.

On the motion of Senator Sharp, the Senate briefly recessed at 6:05 p.m. and returned at 6:15 p.m. with Senator Sharp presiding.

Under suspension of rules, HB 430 w/HA 1 was brought before the Senate for action on motion of Senator Cordrey.

HB 430 - AN ACT TO AMEND CHAPTER 3, TITLE 5 OF THE DELAWARE CODE BY ADDING A NEW SECTION RELATING TO IRREVOCABLE TRUST ACCOUNTS. (3/5 vote)

Ms. Carol Kirby of the Office of the State Bank Commissioner was extended the privilege of the floor to speak to the Bill.

Lt. Gov. Wolf presiding at 6:16 p.m.

Ms. Kirby was excused.

Roll call vote on HB 430 w/HA 1 was taken and revealed 20 Senators voting YES and 1 (McDowell) ABSENT, therefore the Bill was declared passed and returned to the House.

Under suspension of rules, HJR 20 was brought before the Senate for consideration on motion of Senator Sokola.

HJR 20 - URGING DELAWARE'S CONGRESSIONAL DELEGATION TO SEEK AN AMENDMENT TO THE AMERICANS WITH DISABILITIES ACT EXEMPTING HOME DAY CARE PROVIDERS FROM THE PURVIEW OF THIS LAW.

Roll call vote on HJR 20 was taken and revealed that 20 Senators voting YES and 1 (McDowell) ABSENT, therefore the Resolution was declared passed and returned to the House.

Under suspension of rules, HS 1/HB 428 w/HA 1,2,3,4 was brought before the Senate on motion of Senator Blevins.

HS 1/HB 428 w/HA 1,2,3,4 - AN ACT TO AMEND CHAPTER 21 AND 27, TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF MOTOR VEHICLES AND DRIVER'S LICENSE. (2/3 vote)

Roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (McDowell) ABSENT, therefore the legislation passed the Senate and was returned to the House.

On motion of Senator Bair, SB 329 was given its third and final reading and brought before the Senate for consideration.

SB 329 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF THE HUMAN INVESTMENT AND PARTNERSHIP PROGRAM.

SA 1 to the bill, was stricken on motion of sponsor, Senator Bair.

SA 2 to the bill, was introduced by Senator Bair.

Roll call vote on SA 2 was taken and revealed 21 Senators voting YES; therefore, the amendment was passed and made part of SB 329.

Roll call vote on SB 329 w/SA 2 was taken and revealed 21 Senators voting YES. The Bill as amended was passed by the Senate and sent to the House for consideration.

On motion of Senator Connor, SB 406 was given its final reading and brought before the Senate for consideration.

SB 406 - AN ACT TO AMEND CHAPTER 417, VOLUME 67, LAWS OF DELAWARE AND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO THE CODE OF CONDUCT FOR LOCAL GOVERNMENT UNITS. (2/3 vote)

SA 1 to the bill was introduced by Senator Connor and the Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT. The amendment was passed and became a part of the bill.

SB 406 w/SA 1 was now before the Senate. Senators McDowell and Neal commented on the legislation.

Roll call vote on SB 406 w/SA 1 revealed that 17 Senators voting YES and 4 (Adams,

Cordrey, Vaughn, Venables) voting NO. The Bill as amended was adopted and sent to the House for consideration.

Under suspension of rules, HB 528 w/SA 1 was lifted from the table on motion of Senator Minner.

HB 528 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS.

SA 2 to the bill was introduced by Senator Sharp, and laid on the table.

HB 528 w/SA 1 was then laid on the table.

Under suspension of rules, SB 358 was taken up for reconsideration having been returned from the House amended by HA 1 and HA 2.

SB 358 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 37, TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE.

Roll call vote on SB 358 w/HA 1, 2 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and sent to the Governor.

Senator Adams requested the necessary rules be suspended for the purpose of considering gubernatorial nominations. Roll call votes were taken for the following appointments:

Karen Field Rogers - 21 Senators voting YES; Confirmed

John C. Sargent - 21 Senators voting YES; Confirmed

Charles M. Stump - 20 Senators voting YES, 1 (McDowell) voting NO; Confirmed

E. Lee Vought - 21 Senators voting YES; Confirmed

William C. Wyatt, Sr. - 21 Senators voting YES; Confirmed

At 6:51 p.m. on motion of Senator Sharp, the Senate recessed for dinner.

The Senate reconvened at 9:03 p.m. with Lt. Governor Wolf presiding.

On motion of Senator Minner, HB 528 w/SA 1 was lifted from the table.

Senator Sharp moved that SA 2 be lifted from the table for consideration.

Roll call vote on SA 2 was taken and revealed 20 Senators voting YES; and 1 (Venables) voting NO. The amendment was declared adopted and became part of the bill.

Roll call vote on HB 528 w/SA 1, 2 was taken and revealed 19 Senators voting YES and 2 (Cordrey, Venables) voting NO, therefore the Bill, having received the required number of votes, was declared passed and returned to the House.

Under suspension of rules, SB 456 was considered on motion of Senator Marshall.

SB 456 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS.

Senators Cordrey and Neal commented on the legislation.

Roll call vote on SB 456 was taken and revealed 6 Senators (Marshall, McBride, McDowell, Minner, Torbert, Vaughn) voting YES; 13 Senators voting NO; 2 (Connor, Holloway) NOT VOTING. SB 456 was declared defeated in the Senate.

Under suspension of rules, HB 571 w/HA 2, 1, 3 was considered on motion of Senator Sharp.

HB 571 w/HA 2, 1, 3 - AN ACT TO AMEND CHAPTER 72, TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE FOR SMALL EMPLOYERS.

The privilege of the floor was extended to Ms. Tempe Steen, Esq., representing the Delaware Health Care Commission, who spoke to the bill and answered questions from Senators Bair, McDowell, and Still. Witness excused.

Senator Neal requested the privilege of the floor for Mr. Duane A. Parde of the Council for Affordable Health Insurance to speak to the legislation. Senator Torbert commented. Witness excused.

Senator Venables requested the privilege of the floor for Ms. Julia Whitt, representing the Golden Rule Insurance Co. to speak to the Bill. Senators Bair, Connor, Holloway questioned the witness who was then excused.

Senator Holloway requested the privilege of the floor for Mr. John Burris, representing the Delaware Chamber of Commerce. Senators Venables, McDowell, and Torbert questioned the witness who was then excused.

Senator McDowell requested the privilege of the floor for Mr. Jere W. Glover to speak to the Bill. Senators Bair and Venables questioned the witness, who was then excused.

Roll call vote on HB 571 w/HA 2, 1, 3 was taken and revealed that 18 Senators voting YES and 3 (McDowell, Torbert, Venables) NOT VOTING. The Bill was declared passed by the Senate and returned to the House.

At 10:29 p.m., the Senate recessed on motion of Senator Sharp.

The Senate reconvened at 11:28 p.m. with Lt. Governor Wolf presiding.

On motion of Senator McDowell, SB 442 was brought up for consideration.

SB 442 - AN ACT TO AMEND CHAPTER 74, TITLE 7 OF THE DELAWARE CODE RELATING TO DELAWARE UNDERGROUND STORAGE TANK ACT.

Roll call vote on SB 442 was taken and revealed 20 Senators voting YES, and 1 (Still) NOT VOTING; therefore the Bill was declared passed in the Senate and sent to the House for consideration.

SB 446 was brought before the Senate for consideration.

SB 446 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO MARINE FACILITIES.

Roll call vote on SB 446 was taken and revealed 21 Senators voting YES. The Bill was

declared adopted and sent to the House for consideration.

On motion of Senator Martin, SB 453 was brought before the Senate for consideration.  
SB 453 - AN ACT TO AMEND CHAPTER 41, SUBCHAPTER I, TITLE 21 OF THE DELAWARE CODE RELATING TO OBEDIENCE TO AND EFFECT OF TRAFFIC LAWS.

Senator McBride commented.

Roll call vote on SB 453 was taken and revealed 15 Senators voting YES and 6 (Adams, Cordrey, McBride, Minner, Vaughn, Venables) voting NO. The bill was declared passed and sent to the House for consideration.

On motion of Senator Holloway, SB 343 was taken up for reconsideration, having returned from the House as amended by HA 1 and HA 2.

SB 343 - AN ACT TO AMEND CHAPTER 50, TITLE 16, DELAWARE CODE, RELATING TO THE INVOLUNTARY COMMITMENT OF THE MENTALLY ILL.

Senator Sharp commented on the legislation.

Roll call vote on SB 343 w/HA 1, 2 was taken and revealed 20 Senators voting YES and 1 (Hauge) ABSENT; therefore, the Bill as amended by house amendments was declared passed.

HB 603 was brought before the Senate on motion of Senator Vaughn.

HB 603 - AN ACT TO AMEND CHAPTER 65, TITLE 11 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT AND COLLECTION OF SUPERVISION FEES BY THE DEPARTMENT OF CORRECTION.

(3/5 vote)

Senator Holloway commented.

Roll call vote on HB 603 was taken and revealed 19 Senators voting YES; 2 Senators (Hauge, Venables) ABSENT; therefore, the Bill passed the Senate and returned to the House.

HB 578 was brought before the Senate under suspension of rules on motion of Senator Sharp.

HB 578 - AN ACT TO AMEND SUBTITLE I, TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE - SECURED TRANSACTIONS AND CHAPTER 23, TITLE 29 RELATING TO THE SECRETARY OF STATE. (3/5 vote)

SA 1 to the bill was introduced by Senator Sharp. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Venables) ABSENT; therefore, SA 1 was declared adopted.

Roll call vote on HB 578 w/SA 1 was taken and revealed 19 Senators voting YES, 1 (Venables) voting NO, and 1 (Minner) NOT VOTING. The legislation as amended by the Senate was declared adopted and returned to the House.

Under suspension of rules, HB 630 was brought before the Senate on motion of Senator Adams.

HB 630 - AN ACT TO AMEND CHAPTER 83, TITLE 9, AND CHAPTER 9, TITLE 3, DELAWARE CODE, TO DIRECT ROLL-BACK TAXES COLLECTED ON CONVERTED AGRICULTURAL LANDS TO THE SCHOOL DISTRICTS, INCLUDING PROVISIONS FOR ADMINISTRATION, ENFORCEMENT AND COLLECTION OF SUCH ROLL-BACK TAXES. Sponsors: Representative Caulk; Senator Adams; Representatives Carey, Lee, Fallon, Lofink, Buckworth, Quillen, Ewing, DiPinto, Bunting, B. Ennis, West, Clark, Schroeder; Senators Still, Venables, Minner, Cordrey.

Roll call vote on HB 630 was taken and revealed 21 Senators voting YES; therefore, HB 630 was declared adopted by the Senate and returned to the House.

At 11:56 p.m., the Senate adjourned on motion of Senator Sharp to immediately convene for the Second Special Session.

SPECIAL SESSION  
July 1, 1992

Pursuant to the following communication, the Senate was called to order into Session at 12:00 midnight, July 1, 1992 with Lt. Governor Wolf presiding:

STATE OF DELAWARE  
DIVISION OF RESEARCH  
Legislative Council

TO: Members of the 136th General Assembly  
FROM: Dale E. Wolf, Lt. Governor, State of Delaware  
Terry R. Spence, Speaker of the House of Representatives  
SUBJECT: Special Session  
DATE: June 30, 1992, 12 o'clock

Pursuant to the provisions of Article II, Section 4 of the Constitution of the State of Delaware of 1897, as amended, we hereby declare the 136th General Assembly of the State of Delaware in Special Session.

(Signed) Dale E. Wolf  
Lt. Governor, State of Delaware

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A prayer was offered by Senator Cordrey.

Pledge of allegiance to the Flag.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Under suspension of rules, HB 628 was brought before the Senate on motion of Senator Adams.

HB 628 - AN ACT TO AMEND AN ACT, BEING CHAPTER 276, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GEORGETOWN" TO PERMIT QUARTERLY AND SEMI-ANNUAL TAX ASSESSMENT AND TO INCREASE THE BORROWING POWER OF THE TOWN COUNCIL OF THE TOWN OF GEORGETOWN. 2/3 vote. Sponsors: Representative West; Senator Adams.

Roll call vote on HB 628 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and returned to the House.

On motion of Senator Adams, HB 644 was brought before the Senate under suspension of rules.

HB 644 - AN ACT TO AMEND AN ACT, BEING CHAPTER 276, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GEORGETOWN", TO FURTHER DEFINE THE POWER OF THE TOWN COUNCIL OF THE TOWN OF GEORGETOWN UNDER ITS CHARTER TO LAY OUT, LOCATE, OPEN, WIDEN, ALTER, VACATE, OR ABANDON STREETS. 2/3 vote. Sponsors: Representative West; Senator Adams.

Roll call vote on HB 644 was taken and revealed 21 Senators voting YES; therefore, HB 644 was declared adopted by the Senate and returned to the House.

On motion of Senator Minner, HB 650 was brought before the Senate under suspension of rules.

HB 650 - AN ACT TO AMEND CHAPTER 19, PART II, TITLE 7, DELAWARE CODE RELATING TO COMMERCIAL CLAMMING ON SUNDAYS. Sponsors: Representatives Schroeder, Bunting, Carey, Caulk, Clark, Quillen; Senators Blevins, Knox, Sokola.

Senator Torbert commented.

Roll call vote on HB 650 was taken and revealed 19 Senators voting YES, and 2 (Still, Torbert) voting NO; therefore, HB 650 was adopted and returned to the House.

Senator Sharp welcomed to the chamber Representatives Soles, Sills, Outten who announced that the House has convened into a Special Session. He also noted that these members are retiring from state government, opting not to seek re-election to the House.

A messenger from the Governor was announced and admitted.

SB 456 was brought before the Senate on motion of Senator Marshall. He yielded to Senator Blevins. The roll call vote on the Bill was rescinded and restored to the agenda. The bill was read in, and the roll call was tabled.

On motion of Senator Marshall, the roll call vote on SB 456 was lifted and announced as follows: 11 Senators (Blevins, Cook, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn) voting YES; 10 Senators (Adams, Bair, Connor, Cordrey, Hauge, Knox, Neal, Sokola, Still, Venables) voting NO; therefore, SB 456 was declared adopted by the Senate and sent to the House for consideration.

HB 118 w/HA 1 was brought before the Senate under suspension of rules on motion of Senator Cook.

HB 118 - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE RELATING TO FINANCIAL LIABILITY OF RELATIVES OF PERSONS SERVED BY THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. Sponsors: Representative Brady; Senator Torbert; Representatives Amick, Boykin, Bunting, Campanelli, Caulk, Clark, Davis, DiPinto, B. Ennis, George, Hebner, Houghton, Lofink, Maroney, Oberle, Quillen, Reynolds, Spence, Schroeder, Sills, West; Senators Bair, Connor, Cook, Holloway, Marshall, Martin, McDowell, Minner, Sokola, Vaughn, Venables.

Senator Bair requested the privilege of the floor for Ms. Muriel Rusten of the Department of Health & Social Services. Witness excused.

Senator McDowell commented on the legislation.

Roll call vote on HB 118 w/HA 1 was taken and revealed 21 Senators voting YES; therefore declared adopted by the Senate and returned to the House.

On motion of Senator McDowell, HB 279 w/HA 2 was given its final reading and brought before the Senate for consideration.

HB 279 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE BRINGING OR SENDING OF NONRESIDENT CHILDREN INTO THE STATE OF DELAWARE. Sponsors: Representative Maroney; Senator Holloway, Representatives Fallon, Quillen, Reynolds, Taylor, D. Ennis, B. Ennis, Moore.

Roll call vote on HB 279 w/HA 2 was taken and revealed 21 Senators voting YES, being adopted, the Bill was returned to the House.

On motion of Senator Holloway, HB 492 was brought before the Senate for consideration. HB 492 - AN ACT TO AMEND TITLE 24, CHAPTER 17, DELAWARE CODE, RELATING TO THE MEDICAL PRACTICES ACT. Sponsors: Representative Maroney; Senator Holloway.

Senator Still commented on the legislation.

Roll call vote on HB 492 was taken and revealed 21 Senators voting YES. The Bill, having passed the Senate was returned to the House.

Under suspension of rules, SJR 22, was read in and brought before the Senate for consideration.

SJR 22 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1992. Sponsors: Senators Cordrey, Cook, Neal; Representatives Petrilli, Corrozi, George.

Roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, SJR 22 was declared adopted by the Senate and sent to the House for its consideration.

On motion of Senator Cordrey and under suspension of rules, SJR 23 was introduced.

SJR 23 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1993. Sponsors: Senators Cordrey, Cook, Neal; Representatives Petrilli, Corrozi, George.

Roll call vote on SJR 23 was taken and revealed 21 Senators voting YES and was declared adopted by the Senate. The Resolution was then sent to the House for its consideration.

SB 444 was brought before the Senate on motion of Senator Cook, under suspension of rules.

SB 444 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1993; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Senators Cook, Holloway, McBride, Neal, Still, Vaughn; Representatives Corrozi, Davis, DiPinto, Quillen, Soles, West.

Roll call vote on SB 444 was taken and revealed 21 Senators voting YES; therefore, the Budget Bill was declared adopted by the Senate and sent to the House for its consideration.

Under suspension of rules, SB 457 was brought before the Senate under suspension of rules on motion of Senator Cook.

SB 457 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1993: SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; BEING SENATE BILL NO. 444 OF THE 136TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE." Sponsors: Senator Cook; Senators Cordrey, Sharp, McDowell, Bair, Connor; Representatives Corrozi, Spence, Petrilli, Buckworth, George, Gilligan.

Roll call vote on SB 457 was taken and revealed 20 Senators voting YES with 1 (Holloway) ABSENT; therefore, SB 457 was adopted by the Senate and sent to the House for their consideration.

Under suspension of rules, SB 450 was brought before the Senate for consideration on motion of Senator Cook.

SB 450 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1993; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (3/4 vote) Sponsors: Senators Cook, Holloway, McBride, Neal, Still, Vaughn; Representatives Corrozi, Davis, DiPinto, Quillen, Soles, West.

Roll call vote on SB 450 was taken and revealed 21 Senators voting YES, and was declared adopted by the Senate and the Grants-in-Aid Bill was sent to the House for consideration.

Under suspension of rules, SB 458 was brought before the Senate on motion of Senator Cook.

SB 458 - AN ACT MAKING A SUPPLEMENTAL APPROPRIATION TO THE OFFICE OF THE BUDGET - CONTINGENCY - CAPITAL IMPROVEMENTS. Sponsors: Senator Cook; Representative Corrozi.

Roll call vote on SB 458 was taken and revealed 21 Senators voting YES; therefore, the Legislation was adopted and sent to the House for its consideration.

Under suspension of rules, SB 459 was introduced by Senator Cook.

SB 459 - AN ACT TO PROVIDE FOR A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, SOCIAL SERVICES FOR THE PURPOSE OF AN EMERGENCY CONCERNING MEDICAID FUNDS FOR NON-STATE INSTITUTIONS. (3/5 vote) Sponsors: Senators Cook, Cordrey, Sharp, McDowell, Bair, Connor; Representatives Corrozi, Spence, Petrilli, Buckworth, George, Gilligan.

Roll call vote on SB 459 was taken and revealed that 21 Senators voting YES; therefore, SB 459 was adopted by the Senate and sent to the House for their consideration.

At 12:44 a.m. the Senate recessed on motion of Senator Sharp for the purpose of party caucus.

The Senate reconvened at 1:00 a.m. with Lt. Governor Wolf presiding.

On motion of Senator Venables, HB 544 was brought before the Senate for consideration.

HB 544 - AN ACT TO AMEND CHAPTER 51, TITLE 24 RELATING TO THE OCCUPATIONS OF COSMETOLOGY AND BARBERING. Sponsor: Representative Buckworth.

Roll call vote on HB 544 was taken and revealed 19 Senators voting YES; and 2 (Holloway, Still) ABSENT; therefore, the legislation was declared adopted by the Senate and returned to the House.

On motion of Senator Holloway, HB 567 was brought before the Senate for consideration.

HB 567 - AN ACT TO AMEND CHAPTER 50, TITLE 16 OF THE DELAWARE CODE, RELATING TO THE INVOLUNTARY COMMITMENT PROCESS OF THE MENTALLY ILL. Sponsors: Representative Maroney, Senator Holloway; Representatives Corrozi, Hebner.

Senator Holloway requested the privilege of the floor for Ms. Muriel Rusten, but then suggested that Mr. Neil Meisler of the Department of Health and Social Services be granted the privilege of the floor instead. After speaking to the bill, the witness was excused.

Roll call vote on HB 567 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and returned to the House.

On motion of Senator Holloway, HB 627 w/HA 1 was brought before the Senate for consideration under suspension of rules.

HB 627 - AN ACT TO AMEND TITLE 16, CHAPTER 99 AND CHAPTER 20 OF THE DELAWARE CODE RELATING TO THE DELAWARE HEALTH CARE COMMISSION, ESTABLISHING A HEALTH CARE COST CONTAINMENT COMMITTEE. Sponsors: Representatives Petrilli, Maroney, Senator Holloway, Representative Spence, Roy, Buckworth, DiPinto, Ewing, Corrozi, D. Ennis, Amick, Mack, Davis, Carey, Caulk, Smith, Oberle, Lofink, Lee, Taylor, Boykin, Quillen, George, Gilligan, B. Ennis, Houghton, Sills, Bennett, Soles, Schroeder, VanSant, Campanelli, West, Bunting, Moore, Brady, Jonkiert, Clark, Outten; Senators Marshall, Knox, Bair, Still, Martin, McDowell, Hauge, Venables, McBride, Sharp

Roll call vote on HB 627 w/HA 1 was taken and revealed 21 Senators voting YES, therefore the Bill was passed by the Senate and returned to the House.

On motion of Senator Cook, HB 591 was brought before the Senate for consideration under suspension of rules.

HB 591 - AN ACT TO AMEND CHAPTER 54, TITLE 30, OF THE DELAWARE CODE RELATING TO REALTY TRANSFER TAX REVENUE BONDS. (3/4 vote) Sponsors: Representative Taylor, Senator Martin.

SA 1 to the bill was introduced by Senator Minner. Roll call vote on the amendment was taken and revealed 21 Senators voting YES, and declared adopted.

Roll call vote on HB 591 w/SA 1 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill as amended was adopted and returned to the House.

HJR 23 was brought before the Senate under suspension of rules on motion of Senator Sokola.

HJR 23 - A RESOLUTION RELATING TO PROCEEDINGS IN THE FAMILY COURT. Sponsors: Representative Schroeder; Senator Sokola.

Several Senators engaged in conversation regarding the Resolution.

Senator Bair requested the privilege of the floor for Judge Vincent J. Poppiti to speak to the their concerns. Several senators questioned the witness who was then excused.

HJR 23 was laid on the table.

On motion of Senator Vaughn, SJR 21 was brought before the Senate under suspension of rules.

SJR 21 - ALLOWING INMATES WHO ARE CURRENTLY INCARCERATED FOR THREE YEAR MINIMUM MANDATORY SENTENCES UNDER THE PROVISION OF 67 DELAWARE LAWS CHAPTER 115 TO APPLY FOR SENTENCE REDUCTIONS. Sponsors: Senator Vaughn, Representative Davis; Senators McBride, Bair; Representatives Buckworth, Hebner, Lee, Quillen, Corrozi, Ewing, Gilligan, George, B. Ennis, Bennett, Van Sant, Houghton, Soles, Bunting, Moore.

Senator Still was added as a co-sponsor.

Roll call vote on SJR 21 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Torbert, HB 493 w/HA 4 was given its third and final reading and brought before the Senate for consideration.

HB 493 - AN ACT TO AMEND CHAPTER 66, TITLE 16, DELAWARE CODE, RELATING TO PLAN REVIEW FEES AND THE FEE STRUCTURE FOR LICENSES, PERMITS, AND CERTIFICATES ISSUED UNDER THE STATE FIRE PREVENTION REGULATIONS. (3/5 vote.) Sponsors: Representatives Di Pinto, Gilligan, Oberle, Houghton, Mack, Ewing, B. Ennis, Corrozi, Brady, Boykin, Campanelli, Carey, Van Sant, Spence; Senators Vaughn, Minner, Marshall, Blevins, Sokola, Martin, McBride.

SA 1 to the bill was introduced by Senator Torbert. Roll call vote on the amendment was taken and revealed 21 Senators voting YES, adopted and made part of the bill.

HB 493 w/HA 4, SA 1 was now before the Senate.

Senator Torbert requested the privilege of the floor for Mr. Donald Donovan of the State Fire Marshall's Office to speak to the bill. Senators Venables and Cook

questioned the witness who was then excused.

Roll call vote on the bill as amended was taken and revealed 21 Senators voting YES; therefore, HB 493 w/HA 4, SA 1 was declared adopted by the Senate and returned to the House for reconsideration.

On motion of Senator Sokola, the roll call vote on SS 1 for SB 169 was lifted from the table. Roll call vote was immediately laid on the table.

SJR 11 w/SA 2, was returned by the House and amended by HA 1 w/HA 1. It was brought before the Senate on motion of Senator Holloway.

SJR 11 - ESTABLISHING A CITIZEN TASK FORCE TO STUDY THE FEASIBILITY OF A STATEWIDE UNIFORM CODE OF CONDUCT FOR PUBLIC SCHOOL STUDENTS AND MAKE RECOMMENDATIONS TO THE STATE BOARD OF EDUCATION AND THE GENERAL ASSEMBLY ON A SET OF STANDARD SANCTIONS FOR THOSE WHO VIOLATE SUCH CODE OF CONDUCT.

Roll call vote on SJR 11 w/SA 2, HA 1 w/HA 1 was taken and revealed 21 Senators voting YES; therefore, the Resolution as amended was adopted by the Senate and sent to the Governor.

SB 361, having been returned to the Senate as amended by HA 1 was brought before the Senate for reconsideration under suspension of rules on motion of Senator Cook.

SB 361 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES AND TO RECOGNIZE ADVANCED REGISTERED NURSE PRACTITIONERS WHO DO NOT QUALIFY FOR A NATIONAL CERTIFICATION EXAMINATION.

Roll call vote on SB 361 w/HA 1 was taken and revealed 20 Senators voting YES; and 1 (Holloway) ABSENT, and declared adopted by the Senate and sent to the Governor.

Under suspension of rules, HB 590 w/HA 1 was brought before the Senate on motion of Senator McDowell.

HB 590 - AN ACT TO AMEND CHAPTER 6, TITLE 31 OF THE DELAWARE CODE RELATING TO FOOD STAMPS. (2/3 vote.) Sponsors: Representatives Smith, Brady, Amick, Boykin, Buckworth, Caulk, Corrozi, DiPinto, Ewing, Hebner, Lee, Lofink, Mack, Reynolds, Spence, B. Ennis, Jonkiert, Moore, West.

Roll call vote on HB 590 w/HA 1 was taken and revealed 21 Senators voting YES; therefore, the HB 590 w/HA 1 was declared adopted by the Senate and returned to the House.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nomination for appointment by the Governor.

Haile L. Alford - 21 Senators voting YES: Appointment Confirmed

Senator Holloway requested the personal privilege for Haile L. Alford for comments upon her confirmation.

HB 193 w/HA 3 was considered on motion of Senator Venables under suspension of rules.

HB 193 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE RELATING TO FINFISHING IN TIDAL WATERS. Sponsors: Representative Carey; Senator Venables.

SA 1 to the bill was introduced by Senator Venables. Roll call vote on the amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT, was declared adopted by the Senate and made part of the bill.

Roll call vote on HB 193 w/HA 3, SA 1 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the HB 193 w/HA 3 and further amended by SA 1 was adopted by the Senate and returned to the House for reconsideration.

HB 585 was taken up for consideration on motion of Senator Vaughn.

HB 585 - AN ACT TO AMEND CHAPTER 83, TITLE 29, DELAWARE CODE, RELATING TO THE STATE PENSION ADVISORY COUNCIL. Sponsors: Representative Oberle, Senator Vaughn.

Roll call vote on HB 585 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

HB 170 was taken up for consideration on motion of Senator Vaughn.

HB 170 - AN ACT TO AMEND CHAPTER 31 OF TITLE 16 OF THE DELAWARE CODE TO PROVIDE FOR THE ISSUANCE OF VANITY BIRTH CERTIFICATES. (3/5 vote.) Sponsor: Representative Smith.

Roll call vote on HB 170 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, HB 170 was declared adopted by the Senate and was returned to the House.

HB 535 was taken up for consideration on motion of Senator Vaughn.

HB 535 - AN ACT TO AMEND CHAPTER 43, TITLE 11, DELAWARE CODE RELATING TO THE BOARD OF PAROLE. Sponsors: Representative Davis; Senator Vaughn.

Roll call vote on HB 535 was taken and revealed 21 Senators voting YES; therefore, the bill was declared adopted by the Senate and was returned to the House.

HB 534 was taken up for consideration on motion of Senator Vaughn.

HB 534 - AN ACT TO AMEND CHAPTER 43, TITLE 11, DELAWARE CODE RELATING TO THE BOARD OF PAROLE. Sponsors: Representative Davis; Senator Vaughn.

Roll call vote on HB 534 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and returned to the House.

SENATE CONSENT CALENDAR #35 was introduced and considered for adoption on motion of Senator Minner. The calendar included the following Resolutions:

SR 64 - ESTABLISHING A SENATE TASK FORCE TO STUDY DELAWARE'S WORKMEN'S COMPENSATION



LAW AND TO RECOMMEND ANY NEEDED CHANGES. Sponsor: Senator Venables.

SCR 117 - COMMEMORATING THE 100TH ANNIVERSARY OF BERKMAN'S VARIETY STORE IN MIDDLETOWN AND EXPRESSING REGRET AT THE DECISION OF OWNER ANN BERKMAN TO CLOSE THE VENERABLE OLD FASHIONED DEPARTMENT STORE. Sponsors: Senator Vaughn, Representative B. Ennis.

SCR 118 - REQUESTING THE NEWARK TRANSPORTATION MANAGEMENT COMMITTEE CREATED AS A RESULT OF SENATE CONCURRENT RESOLUTION NO. 65 OF THE 136TH GENERAL ASSEMBLY TO CONTINUE ITS EFFORTS TO REVIEW AND COORDINATE DEVELOPMENT PLANS AND TRAFFIC IMPACT IN THE NEWARK AREA, ENCOURAGE USE OF MULTIPLE PASSENGER TRANSPORTATION OPTIONS, AND TO REPORT ITS FINDINGS, ACTIVITIES AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY. Sponsors: Senators Neal, Martin.

SCR 119 - URGING THE EXECUTIVE BRANCH TO TAKE SUCH STEPS AS ARE NECESSARY TO ASSURE THAT ALL STATE AGENCIES BE REQUIRED TO ADDRESS THEIR CLINICAL LABORATORY NEEDS TO THE DELAWARE PUBLIC HEALTH LABORATORY IN SMYRNA. Sponsors: Senator Torbert; Representatives Buckworth, Caulk.

SCR 120 - ENCOURAGING THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS TO CHOOSE DELAWARE AS THE LOCATION OF ITS NEW HEADQUARTERS AND URGING THE DELAWARE DEVELOPMENT OFFICE AND THE OFFICE OF THE STATE FIRE MARSHALL TO CONTINUE THEIR EFFORTS TO ENCOURAGE FAVORABLE CONSIDERATION OF DELAWARE BY THE ASSOCIATION. Sponsors: Senators Neal, Vaughn; Representatives Amick, B. Ennis.

HCR 98 - MEMORIALIZING THE DELAWARE CONGRESSIONAL DELEGATION, AND OTHERS, THAT IN THE EVENT NO CANDIDATE FOR PRESIDENT OF THE UNITED STATES AND NO CANDIDATE FOR VICE PRESIDENT OF THE UNITED STATES RECEIVES A MAJORITY OF THE ELECTORAL COLLEGE VOTES AND THE CHOICE DEVOLVES UPON THE UNITED STATES HOUSE OF REPRESENTATIVES AND THE UNITED STATES SENATE PURSUANT TO ARTICLE 12 OF THE UNITED STATES CONSTITUTION THAT IT IS THE PLEASURE OF THE MEMBERSHIP OF THE 136TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE THAT THE RESPECTIVE STATES CAST THEIR ONE VOTE FOR ONE OF THE THREE CANDIDATES BASED ON THE PLURALITY OF THE POPULAR VOTE CAST WITHIN THE RESPECTIVE STATES. Sponsors: Representative Smith; Senator Neal.

HCR 99 - EXTENDING CONGRATULATIONS TO THE SALESIANUM BASEBALL TEAM AND THE COACHES FOR CAPTURING THE DELAWARE HIGH SCHOOL BASEBALL TOURNAMENT AGAINST SEAFORD ON SATURDAY, JUNE 6, 1992. Sponsors: Representatives George, Gilligan, Lofink, Mack; Senator McDowell.

HCR 100 - HONORING THE 1992 PARTICIPANTS OF GIRL'S STATE AND THANKING THE LADIES' AUXILIARY OF THE DELAWARE CHAPTER OF THE AMERICAN LEGION FOR PROVIDING SUCH A REWARDING EXPERIENCE FOR OUR STATE'S YOUTH. Sponsors: Representative Fallon on behalf of all Representatives; Senator McBride on behalf of all Senators.

HCR 101 - RE-ESTABLISHING A STATEWIDE TASK FORCE TO STUDY THE CURRENT "DRIVING UNDER THE INFLUENCE" LAW IN DELAWARE AND EVALUATE THE RAMIFICATIONS AND EFFECTIVENESS OF THE LAW AND RELATED MOTOR VEHICLE PROCEDURES. Sponsors: Representatives Houghton, Soles, Davis, Boykin, Brady, Buckworth, Bunting, Campanelli, Carey, Caulk, Bennett, Clark, Corrozi, Di Pinto, B. Ennis, D. Ennis, Ewing, Fallon, George, Gilligan, Jonkiert, Lee, Lofink, Mack, Moore, Outten, Quillen, Reynolds, Schroeder, Sills, Spence, Van Sant, West; Senators Holloway, Knox, Marshall, Martin, McDowell, Sokola, Venables.

HCR 102 - REQUESTING THE DELAWARE DEPARTMENT OF TRANSPORTATION TO CONDUCT A FORMAL STUDY TO EVALUATE THE POSSIBILITY OF CONSTRUCTING A ROADWAY CONNECTOR BETWEEN ROUTE 273 AND ROUTE 9 BELOW DOBBINSVILLE. Sponsors: Representative Mack; Senator Connor.

SR 67 - COMMEMORATING THE 100TH ANNIVERSARY OF BERKMAN'S VARIETY STORE IN MIDDLETOWN AND EXPRESSING REGRET AT THE DECISION OF OWNER ANN BERKMAN TO CLOSE THE VENERABLE OLD FASHIONED DEPARTMENT STORE. Sponsor: Senator Vaughn.

SR 68 - COMMENDING REP. ADA LEIGH SOLES OF NEWARK FOR HER LONG AND OUTSTANDING SERVICE TO THE CITIZENS OF THE STATE OF DELAWARE AS A MEMBER OF THE JOINT FINANCE COMMITTEE. Sponsors: Senators Holloway, Cook, McBride, Vaughn, Neal, Still.

SCR 121 - COMMENDING THE BLACKBIRD MICRO MIDGET RACE CLUB ON THEIR THIRTIETH ANNIVERSARY SCHEDULED TO BE CELEBRATED AT AIRPORT SPEEDWAY, THEIR HOME RACE TRACK, ON JULY 11, 1992. Sponsors: Senator Cook; Representatives Clark; Senators Vaughn, McBride, Representatives B. Ennis, Reynolds.

Roll call vote on The Consent Calendar #35 was taken and revealed 21 Senators voting YES; therefore, the Resolutions were declared adopted by the Senate. The Senate Concurrent Resolutions were sent to the House for their consideration, and the House Concurrent Resolutions were returned.

Senators Bair and Hauge requested to be added as co-sponsors on SR 68.

On motion of Senator Minner, SR 65 was taken up for consideration.

SR 65 - CONSIDERING RULES OF THE SENATE PASSED ON BY SENATOR RUTH ANN MINNER RELATING TO RELATIONSHIPS BETWEEN FEMALE AND MALE MEMBERS OF THE SENATE, WHICH SHE HAS FOLLOWED AND MADE GOOD USE OF DURING HER 18 YEARS OF SERVICE IN THE GENERAL ASSEMBLY. Sponsor: Senator Minner.

Senator Bair commented on the Resolution.

Roll call vote on SR 65 revealed 16 Senators voting YES and 5 (Adams, Cordrey, Hauge, McBride, Sharp) voting NO. The Resolution was adopted by the Senate.

On motion of Senator Minner, SR 66 was introduced to the Senate for adoption.

SR 66 - REQUESTING THE SENATE TO CONSIDER ASSIGNING CONSENT CALENDAR DUTIES PRESENTLY

PERFORMED BY SENATOR RUTH ANN MINNER TO A MEMBER OF THE STATE SENATE EMINENTLY QUALIFIED BY TEMPERAMENT, SKILL, AND EXPERIENCE TO HANDLE THE DEMANDING DUTIES OF THE ASSIGNMENT: NAMELY, SENATOR DAVID B. MCBRIDE OF WILTON. Sponsor: Senator Minner.

Roll call vote on SR 66 was taken and revealed 16 Senators voting YES, 1 (Marshall) voting NO, and 4 (Cordrey, McBride, McDowell, Sharp) NOT VOTING; therefore, the Resolution was declared adopted by the Senate.

On motion of Senator Martin, SR 69 was taken up for consideration.

SR 69 - COMMENDING AND CONGRATULATING SENATOR HERMAN M. HOLLOWAY SR. OF WILMINGTON ON HIS BECOMING THE LONGEST-SERVING MEMBER OF THE DELAWARE GENERAL ASSEMBLY IN HISTORY. Sponsors: Senator Martin; all Senators except Senator Holloway.

Roll call vote on SR 69 was taken and revealed 20 Senators voting YES and 1 (Holloway) NOT VOTING; therefore, SR 69 was declared adopted by the Senate.

On motion of Senator Cook, SJR 24 was introduced to the Senate for adoption.

SJR 24 - COMMENDING AND THANKING MR. SCOTT R. DOUGLASS, SECRETARY OF FINANCE WHO WILL BE LEAVING STATE GOVERNMENT ON JULY 1, 1992 TO BECOME AN ASSOCIATE DEAN AT THE WHARTON SCHOOL OF BUSINESS AT THE UNIVERSITY OF PENNSYLVANIA. Sponsors: Senator Cook and All Senators and Representative Corrozi and all Representatives.

Roll call vote on SJR 24 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

At 2:46 a.m., the Senate recessed on motion of Senator Sharp to the call of the President Pro Tempore.

The Senate reconvened at 3:23 p.m. on July 14, 1992 with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed Senate Bills 442, 453, 346 w/SA 1, 433 w/SA 1, 454, SS 1/SB 100 w/HA 1, 410, 415, 228 w/SA 1, 386 w/SA 1, 458, 459, 330, 370 w/SA 1, 446, 444, 450, 457, 301 w/SA 1, 311, 252, 286 w/SA 1, 380 w/SA 2, 381 w/SA 1, 378 w/SA 1, 435, 434, 404, 420, 424, 325 w/SA 1, 2, 398, 302 w/SA 1, 3, 4, 194 w/SA 1, 348, 361 w/HA 1, 39 w/SA 1, 358 w/HA 1, 2; Senate Joint Resolutions 17, 21, 20, 22, 23, 18 w/SA 1, 2, HA 1; Senate Concurrent Resolution 114; and House Bill 571 w/HA 2 w/HA 1, 3.

The following communications from the Office of the Governor were read in:

STATE OF DELAWARE  
Office of the Governor  
July 14, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

The following nomination, submitted to the Senate on June 29, 1992, is hereby formally withdrawn: **Mark D. Buckworth.**

(Signed) Michael N. Castle  
Governor

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The following nominations were read in and laid on the table:

STATE OF DELAWARE  
Office of the Governor  
July 14, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: **William J. Walls, Jr., R. D. 3, Box 610, Milford, DE 19963, to be appointed Associate Judge of the Family Court, in and for Kent County, State of Delaware to serve a twelve year term to succeed David P. Buckson.**

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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STATE OF DELAWARE  
Office of the Governor  
July 14, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following:  
John A. J. Forest, Jr., M.D., 195 Lynnhaven Drive, Dover, DE 19901, to be reappointed as a member of the Board of the Delaware Institute of Medical Education and Research to serve a three year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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Lt. Gov. Wolf presiding at 3:28 p.m.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that on July 14, it passed SB 285, SB 287 w/SA 1, 2, HA 1, 2, and SB 406.

LEGISLATIVE ADVISORIES #48 through #53 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #48, dated June 29, 1992, the Governor signed the following legislation: SB 274 w/SA 1 - Volume 68, Chapter 278, Laws of Delaware; HB 446 - Volume 68, Chapter 279, Laws of Delaware; SB 385 - Volume 68, Chapter 280, Laws of Delaware.

LEGISLATIVE ADVISORY #49, dated June 30, 1992, the Governor signed the following legislation: SB 349 - Volume 68, Chapter 281, Laws of Delaware; SJR 15; SB 267 - Volume 68, Chapter 282, Laws of Delaware; SB 324 - Volume 68, Chapter 283, Laws of Delaware; SB 328 - Volume 68, Chapter 284, Laws of Delaware; SB 336 - Volume 68, Chapter 285, Laws of Delaware.

LEGISLATIVE ADVISORY #50, dated July 1, 1992, the Governor signed the following legislation on July 2, 1992: HB 517 - Volume 68, Chapter 288, Laws of Delaware; HB 603 - Volume 68, Chapter 289, Laws of Delaware; SJR 22; SJR 23; SB 444 - Volume 68, Chapter 290, Laws of Delaware; SB 457 - Volume 68, Chapter 291, Laws of Delaware; SB 450 - Volume 68, Chapter 292, Laws of Delaware; SB 458 - Volume 68, Chapter 293, Laws of Delaware; SB 459 - Volume 68, Chapter 294, Laws of Delaware.

LEGISLATIVE ADVISORY #51, dated July 3, 1992, the Governor signed the following legislation: SS 1/SB 371 w/SA 1 - Volume 68, Chapter 295, Laws of Delaware; SB 374 - Volume 68, Chapter 296, Laws of Delaware; SB 416 - Volume 68, Chapter 297, Laws of Delaware; SB 421 - Volume 68, Chapter 298, Laws of Delaware; SB 423 - Volume 68, Chapter 299, Laws of Delaware; SB 326 w/SA 1 - Volume 68, Chapter 300, Laws of Delaware; SB 316 w/SA 1, 2 - Volume 68, Chapter 301, Laws of Delaware; SB 304 w/SA 1, HA 5 - Volume 68, Chapter 302, Laws of Delaware; SB 382 w/SA 1 - Volume 68, Chapter 303, Laws of Delaware; SB 331 - Volume 68, Chapter 304, Laws of Delaware; HB 551 - Volume 68, Chapter 305, Laws of Delaware; HB 510 w/SA 1 - Volume 68, Chapter 306, Laws of Delaware.

LEGISLATIVE ADVISORY #52, dated July 6, 1992, the Governor signed the following legislation: SB 341 - Volume 68, Chapter 307, Laws of Delaware; SB 342 - Volume 68, Chapter 308, Laws of Delaware; SB 343 w/HA 1, 2 - Volume 68, Chapter 309, Laws of Delaware; HB 567 - Volume 68, Chapter 310, Laws of Delaware; HB 561 w/SA 1 - Volume 68, Chapter 311, Laws of Delaware; HB 578 w/SA 1 - Volume 68, Chapter 312, Laws of Delaware; SB 307 - Volume 68, Chapter 313, Laws of Delaware; SB 407 w/SA 1 - Volume 68, Chapter 314, Laws of Delaware; HB 432 w/SA 1 - Volume 68, Chapter 315, Laws of Delaware; HB 462 - Volume 68, Chapter 316, Laws of Delaware; HS 1/HB 423 - Volume 68, Chapter 317, Laws of Delaware.

LEGISLATIVE ADVISORY #53, dated July 7, 1992, the Governor signed the following legislation: SJR 14; SB 251 w/SA 1 - Volume 68, Chapter 318, Laws of Delaware; SB 250 - Volume 68, Chapter 319, Laws of Delaware; SB 290 - Volume 68, Chapter 320, Laws of Delaware; SB 298 - Volume 68, Chapter 321, Laws of Delaware; SB 358 w/HA 1, 2 - Volume 68, Chapter 322, Laws of Delaware; SB 258 w/HA 1 - Volume 68, Chapter 323, Laws of Delaware; SB 396 - Volume 68, Chapter 324, Laws of Delaware; SB 151 w/SA 2, HA 1 - Volume 68, Chapter 325, Laws of Delaware; SB 283 - Volume 68, Chapter 326, Laws of Delaware; SB 327 - Volume 68, Chapter 327, Laws of Delaware; SB 362 - Volume 68, Chapter 328, Laws of Delaware; SB 335 w/SA 2 - Volume 68, Chapter 329, Laws of Delaware.

On motion of Senator Holloway, HB 268 was removed from the Ready List and returned to the House. No objection.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative D. Ennis signed SB 346 to be an additional co-sponsor on July 7, 1992; Representatives Reynolds and Lofink as additional co-sponsors of SB 373 on June 30, 1992.

On 3:30 p.m. the Senate recessed on motion of Senator Sharp to the call of the President Pro Tempore.

The Senate reconvened on August 3, 1992 at 5:43 p.m. with Senator Cordrey presiding.

The President Pro Tempore's pre-filed legislation was introduced and copies made were made available.

DELAWARE STATE SENATE  
PRESIDENT PRO TEMPORE'S PRE-FILED LEGISLATION  
August 3, 1992

The following legislation has been introduced and placed in committee:

SB 455 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO NOTICE REQUIREMENTS. Sponsors: Senators Still, Sharp; Representative D. Ennis. To Insurance/Elections.

HB 324 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 43, TITLE 21, DELAWARE CODE, RELATING TO CONSTRUCTION OF VEHICLES TO PREVENT THE ESCAPE OF CONTENTS. Sponsors: Representatives Boykin, Caulk; Senator Blevins; Representatives Buckworth, Amick, Carey, Corrozi, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Hebner, Maroney, Oberle, Quillen, Reynolds, Roy, Smith, Taylor, Gilligan, Brady, B. Ennis, Jonkiert, Moore, Soles, West; Senators Holloway, Torbert, Sokola, Bair, Knox, Hauge, Still. To Public Safety

HB 441 w/HA 1 - AN ACT TO AMEND CHAPTER 37, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF SPEECH PATHOLOGISTS, AUDIOLOGISTS AND HEARING AID DISPENSERS. Sponsor: Representative Amick. To Sunset.

HB 447 - AN ACT TO AMEND CHAPTER 27, TITLE 7 OF THE DELAWARE CODE RELATING TO HORSESHOE CRABS. Representatives Schroeder, Bunting. To Natural Resources & Environmental Control

HB 527 - AN ACT TO VEST FEE-MAKING AUTHORITY FOR THE REGISTERS IN CHANCERY EXCLUSIVELY WITH THE COURT OF CHANCERY. 3/5 vote Sponsors: Representatives Smith, D. Ennis, Boykin, Di Pinto, Sill, Van Sant, Jonkiert. To Judiciary.

HB 537 w/HA 2 - AN ACT TO AMEND CHAPTER 31, TITLE 16, RELATING TO VITAL STATISTICS. 2/3 vote Sponsors: Representatives Davis, Spence, Buckworth, Caulk, Ewing, Lofink, Reynolds, Taylor, Bunting, Jonkiert; Senators Holloway, Connor, Marshall. To Health & Social Services.

HB 556 w/HA 1, 2 - AN ACT TO AMEND CHAPTER 28, TITLE 24, DELAWARE CODE RELATING TO PROFESSIONAL ENGINEERS. Sponsor: Representative Amick. To Sunset.

HB 565 - AN ACT TO AMEND SUB-CHAPTER 5, TITLE 4, OF THE DELAWARE CODE, RELATING TO ALCOHOLIC LIQUORS. Sponsors: Representative Amick; Senator Venables. To Sunset.

HB 584 w/HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE, RELATING TO THE CONTROLLED SUBSTANCES ACT AND ANABOLIC STEROIDS. Sponsors: Representatives Oberle, Amick; Senator Vaughn. To Combat Drug Abuse

HB 598 - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE RELATING TO THE CONTROLLED SUBSTANCES ACT. Sponsors: Representatives Oberle, Amick; Senator Vaughn. To Combat Drug Abuse

HB 600 - AN ACT TO AMEND CHAPTER 1, TITLE 26, DELAWARE CODE RELATING TO THE PUBLIC SERVICE COMMISSION. Sponsor: Representative Amick. To Sunset

HB 605 - AN ACT PROPOSING THE AMENDMENT OF ARTICLE IV OF THE CONSTITUTION OF THE STATE OF DELAWARE BY CREATING THE JUDICIAL OFFICE OF SENIOR JUDGE. 2/3 vote Sponsor: Representative Hebner. To Laid on the Table.

HB 606 - AN ACT TO AMEND CHAPTER 20, TITLE 30 RELATING TO THE TRAVELINK TRAFFIC MITIGATION ACT AND COMPLIANCE WITH THE FEDERAL CLEAN AIR ACT. Sponsor: Representative Roy. To Highways & Transportation

HB 625 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO HELEN M. ROBINSON, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsors: Representatives Oberle, Corrozi. To Finance

HJR 22 - ALLOWING INMATES WHO ARE CURRENTLY INCARCERATED FOR THREE YEAR MINIMUM MANDATORY SENTENCES UNDER SENATE BILL 142 OF THE 135TH GENERAL ASSEMBLY TO APPLY FOR SENTENCE REDUCTIONS. Sponsors: Representative Davis & Senator Vaughn; Representatives Buckworth, Hebner, Lee, Quillen, Corrozi, Ewing, Gilligan, George, B. Ennis, Bennett, Van Sant, Houghton, Soles, Bunting, Moore; Senators McBride, Bair. To Corrections.

HCR 85 w/HA 1 - REQUESTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DEPARTMENT OF TRANSPORTATION INVESTIGATE THE FEASIBILITY OF ESTABLISHING PERMANENT SITES ON PUBLIC LANDS WHERE OFF-HIGHWAY VEHICLES CAN BE LEGALLY OPERATED. Sponsors: Representatives Clark, Jonkiert, Ewing, Davis, West, Moore, Boykin, Lee,

Houghton, Campanelli, Gilligan, B. Ennis, Van Sant, Caulk, Corrozi, Quillen, Di Pinto, Lofink, Carey; Senators Minner, Vaughn, Adams, Cook, Marshall, Torbert. To **Natural Resources & Environmental Control**

**HCR 96** - REQUESTING THE HOUSE AND SENATE OF THE 137TH GENERAL ASSEMBLY TO CONSIDER INCLUDING A NEW RULE AS THEY ORGANIZE FOLLOWING THE ELECTION OF NOVEMBER, 1992. Sponsors: Representatives D. Ennis, Di Pinto, Smith, Boykin, Van Sant, Jonkiet, Sills. To Executive

The following amendments are introduced and placed with the bill:

SA 1 to SB 173 - Sponsor: Senator Still

SA 1 to HB 93 - Sponsor: Senator Knox

SA 2 to HB 93 - Sponsor: Senator Minner

SA 3 to HB 93 - Sponsor: Senator Holloway

SA 1 to HB 313 - Sponsor: Senator Holloway

SA 1 to HB 556 - Sponsor: Senator Venables

The following nomination has been submitted by Governor Castle and assigned to the Executive Committee:

STATE OF DELAWARE  
Office of the Governor  
July 14, 1992

To the Senate of the 136th General Assembly  
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Karen W. Wright, 4501 Channing Road, Wilmington, DE 19802-1207, to be reappointed as a member of the Industrial Accident Board to serve a six year term.

Your consideration of this nomination will be appreciated.

(Signed) Michael N. Castle  
Governor

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**HB 565**, having been defeated in the House, was inadvertently delivered to the Senate and placed on the pre-file legislation and was therefore removed from the list after the reading.

The following veto messages, received from the Office of the Governor, were read in and made part of the record.

STATE OF DELAWARE  
Office of the Governor

July 14, 1992

To the Members of the Delaware State Senate  
of the 136th General Assembly

On July 2, 1992, I received Senate Bill No. 194, as amended by Senate Amendment No. 1, entitled:

AN ACT TO AMEND CHAPTER 69, TITLE 29, OF THE DELAWARE CODE RELATING TO PUBLIC WORK CONTRACTS."

This legislation, if enacted, would represent a major revision of Delaware's prevailing wage rate statute. However, it poses significant administrative and financial burdens for several state departments and political subdivisions as well as contractors and subcontractors. Moreover, it could unintentionally result in increased costs of public work projects to the detriment of the state's taxpayers. For these reasons, I am returning Senate Bill No. 194, as amended by Senate Amendment No. 1, without my signature.

While I recognize the need to provide fair and equitable wages to laborers working on state-funded public work projects, this bill places unreasonable additional duties on contractors and subcontractors, which could significantly increase the costs to the taxpayers to fund these projects. My disapproval of this legislation should not, therefore, be interpreted as reflecting a negative position on this important

labor-related issue; rather, it should be viewed in light of my concern for its impact on Delaware taxpayers and on various agencies of state government, including the Departments of Labor, Transportation and Administrative Services, and other political subdivisions.

One of the significant problems created by the legislation concerns its applicability. The original bill defined a "public body", to include the State of Delaware, its agencies, and its political subdivisions, including counties, towns and municipalities. In an attempt to exempt political subdivisions from compliance with the prevailing wage rate provisions, Senate Amendment No. 1 modified the definition of "public work" to include projects that exceed \$5,000 in cost and are paid in whole or in part out of "funds appropriated by the state." However, this modification only related to the funding source, not the part to the contract. Thus, at the very least, this bill creates considerable confusion as to whether a county or municipality would have to comply with the prevailing wage rate requirements if it pays for even a portion of a project with state money. Moreover, any private projects which received any State funding arguably would be required to comply with the provisions of this bill as well. This requirement would likely add unreasonably to the cost of such projects while imposing additional administrative burdens as discussed hereafter.

Another cumbersome and costly requirement of the bill is that it mandates that state agencies and other public bodies publish a certified wage determination, listing the prevailing wage rate, in every advertisement for bids on public work projects. This requirement would be cost prohibitive. The Department of Transportation alone, estimates that its current advertising costs, which run between \$150,000 - \$200,000 annually, could double if this requirement is imposed.

Still another concern is the additional requirement that all contractors and subcontractors must submit a weekly certified payroll to the appropriate public body, detailing the hourly wage paid to every employee. This requirement could overwhelm the state and political subdivisions by necessitating cumbersome and unnecessary paperwork. It would also place additional accounting, policing and reporting burdens on the public bodies, contractors, and subcontractors alike. Furthermore, the bill directs the Secretary of Labor to order any public body to withhold payment to any contractor or subcontractor which fails to submit a certified payroll. Lastly, before final payment on the project, the "Treasurer" of a public body must obtain a certified statement from the contractor and subcontractor acknowledging that the prevailing wage rate was paid.

Taken together, the various requirements in this legislation constitute burdensome and costly over-regulation. State agencies buried under stacks of paperwork would be unable to verify and effectively enforce these prevailing wage rate provisions, thereby contradicting the intent of this legislation. In attempting to comply with all of the requirements, the costs to contractors and subcontractors would inevitably increase, which, in turn, would raise the total cost of these projects to be borne by the state's taxpayers.

Finally, there is an irreconcilable legal problem in the amended bill. Senate Amendment No. 1 gives the Superior Court jurisdiction over violations of the bill's provisions; however, the Superior Court is granted appellate jurisdiction in the bill itself. Therefore, as finally passed, the Superior Court has been granted both original and appellate jurisdiction.

In conclusion, I recognize the need to ensure compliance with the existing prevailing wage law. A simple and effective method of accomplishing that objective is to heighten awareness of its provisions and the available remedies afforded for violations. Unfortunately, this legislation would not assist in this effort, and, in fact, would likely have counterproductive effects.

For the reasons stated herein, I am returning Senate Bill No 194, as amended by Senate Amendment No. 1, without my signature.

Sincerely,  
(Signed) Michael N. Castle

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STATE OF DELAWARE  
Office of the Governor

July 14, 1992

To the Members of the Delaware State Senate  
of the 136th General Assembly

On July 2, 1992, I received Senate Bill No. 311 entitled:

AN ACT TO AMEND TITLE 3, DELAWARE CODE RELATING TO DISPARAGEMENT OF  
AGRICULTURAL OR AQUACULTURAL PRODUCTS."

This legislation would create a new legal cause of action would allow a producer of agricultural or aquacultural products to bring suit to recover damages if another individual "disparages" or disseminates false information about any of the producer's perishable products. While I have always been supportive of farm related legislative initiative, I believe that this bill is unnecessary and would unjustifiable create a cause of action unique to this industry. As a result, I am returning Senate Bill No. 311 to the Senate without my signature.

Under existing principles of tort law, various causes of action exist which could provide relief in situations where someone falsely disparages a farmer's agricultural products or otherwise, through his or her actions, causes damage to an agricultural enterprise. Specifically, the courts already recognize causes of action including intentional or negligent misrepresentation, defamation, tortious interference with contractual relations, unlawful interference with a business or occupation, and injury to business reputation. Any of these causes of action could afford protection of a farmer depending on the facts and circumstances of a given case.

Senate Bill No. 311 would set a potentially harmful precedent by unnecessarily establishing a narrow cause of action geared to particular conduct relating to a specific business. Throughout the history of American jurisprudence, the common law has fashioned a series of broad remedies available to those who have been wronged in their persons or property by the actions of others. Since various legal remedies already provide adequate protections in the event that someone damages an agricultural producer's business by disparaging that producer's products, I am returning Senate Bill No 311 to the Senate without my signature.

Sincerely,  
(Signed) Michael N. Castle

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STATE OF DELAWARE  
Office of the Governor

July 24, 1992

To The Members of The Delaware State Senate of the 136th General Assembly:

On July 21, 1992, I received Senate Bill 98, as amended by Senate Amendment No. 1, entitled:

"AN ACT TO AMEND CHAPTER 59, TITLE 29 OF THE DELAWARE CODE RELATING TO THE MERIT  
SYSTEM OF PERSONNEL ADMINISTRATION; AND PROVIDING FOR DONATED LEAVE."

This bill closely tracks legislation that I vetoed in 1989. It seeks to create a donated leave program for State officers and employees. As I stated in my previous veto message, this type of legislation is inconsistent with the rationale behind the sick leave system for State employees in Delaware. I am convinced that this type of employment practice is not in the best interests of the State or its employees and could adversely impact the operations of the State and the productivity of its workforce. Additionally, the legislation contains several technical and substantive problems which would make its effective implementation virtually impossible. As a result, I am returning Senate Bill 98, as amended by Senate Amendment No. 1, to the Senate without my signature.

As was the case with the previously vetoed legislation, this bill defines a "catastrophic illness or injury" in such a manner as to permit abuse of the donated leave provision. The term is defined as "any illness or injury the treatment of which ... consumes, or can reasonably be expected to consume more leave time (including annual leave) than the total amount of leave accumulated by, or otherwise available to the employee." Thus eligibility for use of donated leave is not based upon the severity of an illness as it should be, but rather upon the amount of leave available to an

employee. As a result, an employee who has used up all of his or her leave would be eligible for donated leave, regardless the basis for requesting such leave. Moreover, among the lists of examples provided in the bill which constitute a "catastrophic illness or injury" are examinations and medical consultations which presumably could include routine visits to a physician. Thus, the definition which would authorize the use of donated leave is clearly overbroad and would subject the leave program to misuse and abuse.

Another area of concern is that while the legislation provides that the Director of State Personnel is to "carry out the mandate of this act", it provides no enforcement mechanism to assist in that effort. Likewise, the bill provides no sanctions in the event its provisions are violated.

Additional administrative difficulties would likely arise in cases where employees who are paid under various federal grants or programs seek to donate or receive sick leave from other State employees. In such cases, an issue exists as to whether the conversion of donated leave into cash value, as provided for in the legislation, could legally occur when federal money is involved. Such a transaction involving federal funds could give rise to audit exceptions when various programs are audited by their federal sponsors.

It is readily apparent that the system for sick leave currently in place in this state was never intended to operate in the fashion contemplated by this legislation. While the concept of a dedicated leave program is a reasonable one, the specific legislation before me is clearly deficient. Other areas not addressed by this bill, but which should be incorporated into any donated leave program, include a requirement that an individual receiving donated leave must also have donated leave at some point. Additionally, it is inappropriate, as this legislation would provide, to permit an employee accepting donated leave to still retain half of his or her vacation time. Donated leave should only be provided to an employee who has exhausted all of his or her leave, whether it be vacation time, compensatory time or sick leave.

Finally, the bill provides that no employee is permitted to donate leave within the last six months prior to his or her retirement. It provides no mechanism, however, to monitor, enforce or effectively apply this requirement.

For the reasons stated herein, I am returning Senate Bill 98, as amended by Senate Amendment No. 1, to the Delaware State Senate without my signature.

Sincerely,  
(Signed) Michael N. Castle

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STATE OF DELAWARE  
Office of the Governor  
July 17, 1992

To the Members of the Delaware State Senate of the 136th General Assembly

On July 8, 1992, I received Senate Bill No. 361, as amended by House Amendment No. 1, entitled:

"AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSES AND TO RECOGNIZE ADVANCED REGISTERED NURSE PRACTITIONERS WHO DO NOT QUALIFY FOR A NATIONAL CERTIFICATION EXAMINATION."

This bill seeks to waive Delaware's statutory requirements for licensure as an advanced registered nurse practitioner for an individual who does not comply with national certification requirements approved by the state Board of Nursing.

Because this bill conflicts with nationally-recognized certification requirements adopted by the state Board of Nursing, and would create a two-tiered standard for licensure of nurse practitioners caring for clients in State-sponsored clinics, I am returning Senate Bill No. 361, as amended by House Amendment No. 1, without my signature.

Earlier this year, the Board of Nursing denied an application for licensure as an advanced registered nurse practitioner to the individual for whom this legislation was drafted. In a hearing on June 17, 1992, regarding the application denial, the Board



of Nursing explained that the applicant does not meet requirements established by the American Nurses Association which would permit her to sit for the certification examination since she does not have the requisite college bachelor of science degree.

Not only would this legislation establish an ill-advised precedent, it would be unfair to Delaware's sixty-two advanced registered nurse practitioners who have had to comply with these national requirements to obtain their certifications.

While the applicant appears to be a dedicated registered nurse practitioner with an exemplary performance record, legislation should not rewrite established national standards for one individual. Therefore, for the reasons stated herein, I am returning Senate Bill No. 361, as amended by House Amendment No. 1, without my signature.

Sincerely,  
(Signed) Michael N. Castle

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LEGISLATIVE ADVISORIES #54 through #59 from the Office of Counsel to the Governor were read. Copies were made available to the Senators.

LEGISLATIVE ADVISORY #54, dated July 9, 1992, the Governor signed the following legislation on the date indicated: SB 417 (7-8-92) - Volume 68, Chapter 330, Laws of Delaware; SJR 13 (7-8-92); HJR 21 (7-8-92); HB 60 (7-8-92) - Volume 68, Chapter 331, Laws of Delaware; HB 300 (7-8-92) - Volume 68, Chapter 332, Laws of Delaware; HB 580 (7-8-92) - Volume 68, Chapter 333, Laws of Delaware; HB 459 (7-8-92) - Volume 68, Chapter 334, Laws of Delaware; HB 503 (7-8-92) - Volume 68, Chapter 335, Laws of Delaware; HB 38 w/HA 1,2,4 (7-8-92) - Volume 68, Chapter 336, Laws of Delaware; SB 348 (7-8-92) - Volume 68, Chapter 337, Laws of Delaware; HB 210 (7-8-92) - Volume 68, Chapter 338, Laws of Delaware; HB 617 (7-8-92) - Volume 68, Chapter 339, Laws of Delaware; SJR 17 (7-8-92); SJR 16 (7-8-92); HB 571 w/HA 1,2,3 (7-8-92) - Volume 68, Chapter 340, Laws of Delaware; HB 627 w/HA 1 (7-8-92) - Volume 68, Chapter 341, Laws of Delaware.

The following legislation was vetoed by the Governor on the date indicated:

HB 521 (7-7-92).

LEGISLATIVE ADVISORY #55, dated July 14, 1992, the Governor signed the following legislation: HB 485 (7-10-92) - Volume 68, Chapter 342, Laws of Delaware; HB 601 (7-10-92) - Volume 68, Chapter 343, Laws of Delaware; HB 520 (7-10-92) - Volume 68, Chapter 344, Laws of Delaware; HB 575 w/HA 1 (7-10-92) - Volume 68, Chapter 345, Laws of Delaware; HB 393 w/SA 1 (7-10-92) - Volume 68, Chapter 346, Laws of Delaware; HB 586 w/HA 1 (7-10-92) - Volume 68, Chapter 347, Laws of Delaware; SB 408 (7-10-92) - Volume 68, Chapter 348, Laws of Delaware; SB 373 w/SA 1, 2 (7-10-92) - Volume 68, Chapter 349, Laws of Delaware; SB 323 w/SA 1, 2 (7-10-92) - Volume 68, Chapter 350, Laws of Delaware; SB 375 (7-10-92) - Volume 68, Chapter 351, Laws of Delaware; SB 418 (7-10-92) - Volume 68, Chapter 352, Laws of Delaware; SB 445 (7-10-92) - Volume 68, Chapter 353, Laws of Delaware; SB 448 (7-10-92) - Volume 68, Chapter 354, Laws of Delaware; SB 428 (7-10-92) - Volume 68, Chapter 355, Laws of Delaware; SB 454 (7-10-92) - Volume 68, Chapter 356, Laws of Delaware; SB 143 w/SA 1 (7-10-92) - Volume 68, Chapter 357, Laws of Delaware; SB 231 (7-10-92) - Volume 68, Chapter 358, Laws of Delaware; SB 398 (7-10-92) - Volume 68, Chapter 359, Laws of Delaware; SJR 21 (7-10-92); SB 252 (7-10-92) - Volume 68, Chapter 360, Laws of Delaware; SB 424 (7-10-92) - Volume 68, Chapter 361, Laws of Delaware; SB 380 w/SA 2 (7-10-92) - Volume 68, Chapter 362, Laws of Delaware; SB 244 (7-10-92) - Volume 68, Chapter 363, Laws of Delaware; SB 301 w/SA 1 (7-13-92) - Volume 68, Chapter 364, Laws of Delaware; SB 302 w/SA 1, 3, 4 (7-13-92) - Volume 68, Chapter 365, Laws of Delaware; SB 325 w/SA 1, 2 (7-13-92) - Volume 68, Chapter 366, Laws of Delaware; SB 435 (7-13-92) - Volume 68, Chapter 367, Laws of Delaware; HB 504 w/SA 1 (7-13-92) - Volume 68, Chapter 368, Laws of Delaware; HB 505 (7-13-92) - Volume 68, Chapter 369, Laws of Delaware; HB 506 (7-13-92) - Volume 68, Chapter 370, Laws of Delaware; HB 630 (7-13-92) - Volume 68, Chapter 371, Laws of Delaware; HB 534 (7-13-92) - Volume 68, Chapter 372, Laws of Delaware; HB 535 (7-13-92) - Volume 68, Chapter 373, Laws of Delaware; HB 193 w/HA 3, SA 1 (7-13-92) - Volume 68, Chapter 374, Laws of Delaware.

Senate Bill #452 is the first leg of a constitutional amendment and does not require the Governor's signature. - Volume 68, Chapter 375, Laws of Delaware.

The following House Bill #515 became law without the Governor's signature:

HB 515 w/HA 1, 2 - Volume 68, Chapter 376, Laws of Delaware.

SB 433 w/SA 1 (7-14-92) - Volume 68, Chapter 377, Laws of Delaware; SB 420 (7-14-92) - Volume 68, Chapter 378, Laws of Delaware; SB 434 (7-14-92) - Volume 68, Chapter 379, Laws of Delaware; HB 279 w/HA 2 (7-14-92) - Volume 68, Chapter 380, Laws of Delaware; HB

491 w/HA 1, 2 (7-14-92) - Volume 68, Chapter 381, Laws of Delaware; SB 386 w/SA 1 (7-14-92) - Volume 68, Chapter 382, Laws of Delaware; HB 458 w/HA 1 (7-14-92) - Volume 68, Chapter 383, Laws of Delaware; SJR 20 (7-14-92).

Senate Bill #311 and Senate Bill #194 w/SA 1 were vetoed by the Governor on 7-14-92.

LEGISLATIVE ADVISORY #56, dated July 17, 1992, the Governor signed the following legislation: SB 330 (7-15-92) - Volume 68, Chapter 384, Laws of Delaware; HB 591 w/SA 1 (7-15-92) - Volume 68, Chapter 385, Laws of Delaware; HB 590 w/HA 1 (7-16-92) - Volume 68, Chapter 386, Laws of Delaware; HB 394 w/HA 1, 2, SA 1 (7-16-92) - Volume 68, Chapter 387, Laws of Delaware; HB 318 w/HA 1 (7-16-92) - Volume 68, Chapter 388, Laws of Delaware; HB 430 w/HA 1 (7-16-92) - Volume 68, Chapter 389, Laws of Delaware; SB 453 (7-16-92) - Volume 68, Chapter 390, Laws of Delaware; SB 228 w/SA 1 (7-16-92) - Volume 68, Chapter 391, Laws of Delaware; HB 492 (7-16-92) - Volume 68, Chapter 392, Laws of Delaware; HB 455 (7-16-92) - Volume 68, Chapter 393, Laws of Delaware; SB 404 (7-16-92) - Volume 68, Chapter 394, Laws of Delaware; HB 585 (7-16-92) - Volume 68, Chapter 395, Laws of Delaware; HB 310 (7-15-92) - Volume 68, Chapter 396, Laws of Delaware; SB 286 w/SA 1 (7-15-92) - Volume 68, Chapter 397, Laws of Delaware; SB 410 (7-15-92) - Volume 68, Chapter 398, Laws of Delaware; HB 170 (7-16-92) - Volume 68, Chapter 399, Laws of Delaware; SB 370 w/SA 1 (7-16-92) - Volume 68, Chapter 400, Laws of Delaware; HS 1 for HB 570 (7-16-92) - Volume 68, Chapter 401, Laws of Delaware; HB 410 (7-15-92) - Volume 68, Chapter 402, Laws of Delaware; HJR 20 (7-15-92); SB 446 (7-15-92) - Volume 68, Chapter 403, Laws of Delaware; SB 415 (7-15-92) - Volume 68, Chapter 404, Laws of Delaware.

LEGISLATIVE ADVISORY #57, dated July 21, 1992, the Governor signed the following legislation: HB 652 (7-17-92) - Volume 68, Chapter 405, Laws of Delaware; HS 1 for HB 428 w/ HA 1, 2, 3, 4 (7-17-92) - Volume 68, Chapter 406, Laws of Delaware; SB 381 w/SA 1 (7-17-92) - Volume 68, Chapter 407, Laws of Delaware; HB 493 w/HA 4, SA 1 (7-17-92) - Volume 68, Chapter 408, Laws of Delaware; HB 544 (7-17-92) - Volume 68, Chapter 409, Laws of Delaware; HB 574 (7-17-92) - Volume 68, Chapter 410, Laws of Delaware; HB 628 (7-17-92) - Volume 68, Chapter 411, Laws of Delaware; HB 650 (7-17-92) - Volume 68, Chapter 412, Laws of Delaware; HB 644 (7-17-92) - Volume 68, Chapter 413, Laws of Delaware; SJR 11 w/ SA 2, HA 1 and HA 1 to HA 1; SB 39 w/SA 1 (7-17-92) - Volume 68, Chapter 414, Laws of Delaware; HB 408 w/HA 1, SA 1, 2 (7-20-92) - Volume 68, Chapter 415, Laws of Delaware; SB 346 w/SA 1 (7-20-92) - Volume 68, Chapter 416, Laws of Delaware; HB 15 (7-20-92) - Volume 68, Chapter 417, Laws of Delaware; HB 118 w/HA 1 (7-20-92) - Volume 68, Chapter 418, Laws of Delaware; SB 439 w/HA 1 (7-20-92) - Volume 68, Chapter 419, Laws of Delaware; SB 285 (7-20-92) - Volume 68, Chapter 420, Laws of Delaware; HB 450 (7-20-92) - Volume 68, Chapter 421, Laws of Delaware; SJR 24 (7-20-1992); HB 558 (7-21-92) - Volume 68, Chapter 422, Laws of Delaware; HB 573 w/SA 1 (7-21-92) - Volume 68, Chapter 423, Laws of Delaware; HB 508 w/HA 1 (7-21-92) - Volume 68, Chapter 424, Laws of Delaware; HB 509 (7-21-92) - Volume 68, Chapter 425, Laws of Delaware; HB 480 w/HA 1 (7-21-92) - Volume 68, Chapter 426, Laws of Delaware.

The following legislation was vetoed by the Governor on the date indicated:

HB 248 w/HA 2, 4, 5, SA 4, 5, 6 (7-17-92); HS 1 for HB 456 w/HA 1 (7-17-92); HB 528 w/ SA 1, 2 (7-17-92); HB 555 w/HA 1 (7-20-92); SB 361 w/HA 1 (7-17-92).

LEGISLATIVE ADVISORY #58, dated July 23, 1992, the Governor signed the following legislation: HB 655 (7-21-92) - Volume 68, Chapter 427, Laws of Delaware; HB 634 (7-21-92) - Volume 68, Chapter 428, Laws of Delaware; HB 621 (7-21-92) - Volume 68, Chapter 429, Laws of Delaware; HB 613 (7-21-92) - Volume 68, Chapter 430, Laws of Delaware; HB 653 (7-21-92) - Volume 68, Chapter 431, Laws of Delaware; HB 463 (7-21-92) - Volume 68, Chapter 432, Laws of Delaware; SB 406 w/SA 1 (7-22-92) - Volume 68, Chapter 433, Laws of Delaware; HB 608 w/HA 1 (7-22-92) - Volume 68, Chapter 434, Laws of Delaware; HB 611 w/HA 1 (7-22-92) - Volume 68, Chapter 435, Laws of Delaware; HB 612 w/HA 1 (7-22-92) - Volume 68, Chapter 436, Laws of Delaware; HB 592 (7-22-92) - Volume 68, Chapter 437, Laws of Delaware; HB 595 (7-22-92) - Volume 68, Chapter 438, Laws of Delaware; HB 596 w/SA 1, 2 (7-22-92) - Volume 68, Chapter 439, Laws of Delaware; SB 378 w/SA 1 (7-22-92) - Volume 68, Chapter 440, Laws of Delaware; SB 387 w/SA 1, HA 1, 2, 3 (7-22-92) - Volume 68, Chapter 441, Laws of Delaware; SB 287 w/SA 1, 2 HA 1, 2 (7-22-92) - Volume 68, Chapter 442, Laws of Delaware; SJR 18 w/SA 1, 2, HA 1 (7-22-92); HB 588 (7-22-92) - Volume 68, Chapter 443, Laws of Delaware; HB 265 w/HA 1, SA 1 (7-23-92) - Volume 68, Chapter 444, Laws of Delaware; SS 1 to SB 100 w/HA 1 (7-23-92) - Volume 68, Chapter 445, Laws of Delaware.

LEGISLATIVE ADVISORY #59, dated July 29, 1992, the Governor signed the following legislation: SB 329 w/SA 2 (7-24-92) - Volume 68, Chapter 446, Laws of Delaware; HB 379 w/SA 1 (7-24-92) - Volume 68, Chapter 447, Laws of Delaware; HB 654 w/HA 1 (7-24-92) - Volume 68, Chapter 448, Laws of Delaware; HB 501 w/SA 1 (7-24-92) - Volume 68, Chapter 449, Laws of Delaware.

The following legislation was vetoed by the Governor on the date indicated:

SB 98 w/SA 1 (7-24-92); HB 637 (7-24-92); HB 656 (7-24-92); HB 424 w/SA 1 (7-24-92).

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Lofink signed SB 98 to be an additional co-sponsor on July 14, 1992.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Di Pinto signed SCR 120 to be an additional co-sponsor on July 17, 1992.

HB 605 was taken up for consideration on motion of Senator Sharp under suspension of rules.

HB 605 - AN ACT PROPOSING THE AMENDMENT OF ARTICLE IV OF THE CONSTITUTION OF THE STATE OF DELAWARE BY CREATING THE JUDICIAL OFFICE OF SENIOR JUDGE. (2/3 vote)

Senator McBride commented on the legislation. Senator Bair requested the privilege of the floor Mr. Richard E. Poole, representing the Long Range Courts Planning Committee to speak to the bill.

After several senators questioned Mr. Poole, he was excused.

Roll call vote on HB 605 was taken and revealed 16 Senators voting YES; 4 (Blevins, Cook, McBride, Sharp) voting NO; and 1 (Neal) ABSENT. Having received the required number of votes, HB 605 was declared adopted by the Senate and returned to the House.

HB 566 was taken up for consideration on motion of Senator Sokola under suspension of rules.

HB 566 - AN ACT TO AMEND TITLE 29, CHAPTER 69 OF THE DELAWARE CODE RELATING TO RENTAL AND PURCHASE OF MOTOR VEHICLES.

Roll call vote on HB 566 was taken and revealed 20 Senators voting YES; and 1 (Neal) ABSENT; therefore, HB 566 was declared adopted by the Senate and returned to the House.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the nomination of Richard Cooch for Associate Judge of Superior Court.

Roll call vote on the nomination was taken and revealed 18 Senators voting YES; 2 (McBride, Sharp) voting NO; and 1 (Neal) ABSENT. The appointment of Richard Cooch was confirmed.

Senator Venables requested the personal privilege of the floor for the purpose of introducing his constituents.

Senator Knox requested the personal privilege of the floor for the purpose of introducing a delegation of Japan.

As a housekeeping measure, Senator Still requested that Senate Amendments 1,2,3,4 to HB 571 be stricken.

At 6:23 p.m. on motion of Senator Sharp, the Senate recessed to the call of the President Pro Tempore.

Senator Knox requested the personal privilege of the floor for the purpose of introducing a delegation of Japan.

As a housekeeping measure, Senator Still requested that Senate Amendments 1,2,3,4 to HB 571 be stricken.

At 6:23 p.m. on motion of Senator Sharp, the Senate recessed to the call of the President Pro Tempore.

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SECOND EXTRAORDINARY SESSION  
JULY 14, 1992

The Senate convened at 3:30 p.m. with Lt. Governor Wolf presiding.  
The following communication was read in to announce this special session.

STATE OF DELAWARE  
EXECUTIVE DEPARTMENT  
DOVER

PROCLAMATION

I, MICHAEL N. CASTLE, Governor of the State of Delaware, in accordance with the powers granted to me by Article III, Section 16, of the Constitution of the State of Delaware, do hereby convene the 136th General Assembly of the State of Delaware into Special Session on Wednesday, July 8, 1992 at 2:00 p.m. for the purpose of acting on Fiscal Year 1993 Capital Improvement Bond Bill and for the transaction of such other business as may properly come before the General Assembly.

IN WITNESS WHEREOF, I, MICHAEL N. CASTLE, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of said State to be affixed hereunto at Wilmington, this 2nd day of July, in the year of our Lord one thousand nine hundred and ninety two, and of the Independence of the United States of America the two hundred seventeenth.

(Signed) Michael N. Castle  
Governor

Attest: (Signed) Michael Ratchford  
Secretary of State

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STATE OF DELAWARE  
EXECUTIVE DEPARTMENT  
DOVER

PROCLAMATION

I, MICHAEL N. CASTLE, Governor of the State of Delaware, hereby rescind the Proclamation issued by me July 2, 1992, convening a Special Session of the General Assembly on Wednesday, July 8, 1992. Further, in accordance with the Constitution of the State of Delaware, I do hereby convene the 136th General Assembly of the State of Delaware into Special Session on Tuesday, July 14, 1992 at 2:00 p.m., for the purpose of acting on the Fiscal Year 1993 Capital Improvement Bond Bill and for the transaction of such other business as may properly come before the General Assembly.

IN WITNESS WHEREOF, I, MICHAEL N. CASTLE, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of said State to be affixed hereunto at Wilmington, this 6th day of July, in the year of our Lord one thousand nine hundred ninety two, and of the Independence of the United States of America, the two hundred seventeenth.

(Signed) Michael N. Castle  
Governor

Attest: (Signed) Michael Ratchford  
Secretary of State

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A prayer was offered by Senator Neal.

Call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables - 21.

The President Pro Tempore's pre-file legislation was read in and copies were made available:

SPECIAL SESSION  
DELAWARE STATE SENATE  
JULY 14, 1992  
PRESIDENT PRO TEMPORE'S PRE-FILE

The following nominations were received from the Governor's Office and assigned to the Executive Committee:

July 14, 1992

Mark D. Buckworth  
14 Smallwood Drive  
Dover, DE 19901

To be appointed Associate Judge for the Family Court, in and for Kent County, State of Delaware to serve a twelve year term to succeed David P. Buckson.

June 24, 1992

Patricia A. DeLeon  
28 Kimmie Court  
Bear, DE 19702

To be appointed as a member of the Board of Trustees of the University of Delaware to serve a six year term to succeed Robert L. Pigford.

June 24, 1992

William A. Fintel  
6 Point Circle  
Lewes, DE 19958

To be reappointed as a member of the Delaware  
Advisory Council on Natural Areas to serve a  
four year term.

June 24, 1992

Harry M. Fisher, III, Esq.  
178 Candlewicke drive  
Dover, DE 19901

To be reappointed as a member of the Coastal  
Zone Industrial Control Board to serve a five  
year term.

June 30, 1992

Loretta C. Gartman  
2003 Oak Lane Road  
Wilmington, DE 19803-5209

To be reappointed as a member of the Delaware  
Advisory Council on Natural Areas to serve a  
four year term.

June 25, 1992

Richard R. Cooch  
16 East Third Street  
New Castle, DE 19720

To be appointed Associate Judge of the Superior  
Court, in and for New Castle County, State of  
Delaware, to serve a twelve year term to succeed  
Vincent A. Bifferato.

June 30, 1992

Roland T. Marshall, Sr.  
4309 Ruskin Road  
Wilmington, DE 19802

To be appointed as a member of the Board of  
Parole to serve a term to expire January 29,  
1995, to succeed Patricia B. Harris, who has  
resigned.

July 1, 1992

Richard V. Pryor  
2102 North Van Buren Street  
Wilmington, DE 19802

To be reappointed as a member of the Delaware  
Solid Waste Authority to serve a three year  
term.

June 30, 1992

Mark G. Schaeffer  
R. D. 3, Box 279J  
Dover, DE 19901

To be appointed as a Commissioner of the  
Delaware River and Bay Authority to serve for a  
term expiring July 1, 1993, to succeed William  
J. DiMondi, who has resigned.

June 30, 1992

Frederick W. Silva  
51 Jared Place  
Seaford, DE 19973

To be appointed as a member of the Delaware  
Advisory Council on Natural Areas to serve a  
term to expire April 2, 1995, to succeed  
Dennis Forney who has resigned.

June 25, 1992

Alison Whitmer Tumas  
148 Moorfield Turn  
Hockessin, DE 19707

To be appointed Associate Judge of the Family  
Court, in and for New Castle County, State of  
Delaware, to serve a twelve year term to  
succeed Karl J. Parrish.

June 30, 1992

Donald J. Verrico  
117 Harvest Lane  
Newark, DE 19711

To be reappointed as a member of the Delaware  
Advisory Council on Natural Areas to serve a  
four year term.

July 1, 1992

Lynn W. Williams  
202 Brecks Lane  
Wilmington, DE 19807

To be reappointed as a member of the Delaware  
Advisory Council on Natural Areas to serve a  
four year term.

The following nomination, submitted to the Senate on May 28, 1992, is hereby formally withdrawn: Richard L. Chalfant.

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At 3:34 p.m. on motion of Senator Sharp, the Senate recessed for party caucus. The Senate reconvened at 4:37 p.m. with Lt. Governor Wolf presiding. The following communication from Senator William V. Roth, Jr. was read in and made part of the record.

UNITED STATES SENATE  
WASHINGTON, DC 20510

July 6, 1992

The Honorable William C. Torbert  
The Honorable Herman M. Holloway, Sr.  
and all Senators of the  
136th General Assembly  
Legislative Hall  
Dover, DE 19902

Dear Friends and Colleagues,

I was delighted to receive your "heartfelt wishes for a speedy recovery" as expressed in Senate Resolution 61. The prayers and thoughts of so many Delawareans over the past few weeks have provided much encouragement. Your thoughtfulness is especially appreciated.

I am happy to report that your wish for a speedy recovery is being fulfilled, as I look forward to returning soon to my duties in Washington. Even more importantly, the doctor says I can soon resume playing with my St. Bernards!

I look forward to continuing our work together for all Delawareans.

(Signed) Sincerely,  
Bill  
William V. Roth, Jr.  
U. S. Senate

Many thanks for your thoughtfulness!

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On motion of Senator Sharp, Mr. John Lynch, representing the New Castle County Vo-Tech School District, was granted the privilege of the floor to thank the body for their support. The witness was excused. Senator McBride commented on the issue.

Senator Bair marked PRESENT.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations for appointment by the Governor:

Patricia A. DeLeon, 21 Senators voting YES; Confirmed.  
Thomas H. Draper, 20 Senators voting YES; 1 (Venables) NO; Confirmed.  
Loretta C. Gartman, 21 Senators voting YES; Confirmed.  
Roland T. Marshall, Sr., 21 Senators voting YES; Confirmed.  
Ronald G. McCabe, 21 Senators voting YES; Confirmed.  
Richard V. Pryor, 20 Senators voting YES, 1 (Venables) ABSENT; Confirmed  
Mark G. Schaeffer, 21 Senators voting YES; Confirmed.  
Harold M. Schneikert, Jr., 21 Senators voting YES; Confirmed.  
Frederick W. Silva, 21 Senators voting YES; Confirmed  
Donald J. Verrico, 21 Senators voting YES; Confirmed.  
Lynn M. Williams, 21 Senators voting YES; Confirmed.  
John A. J. Forest, M.D., 21 Senators voting YES; Confirmed.

At 5:08 p.m., the Senate recessed on motion of Senator Sharp for an Executive hearing on the nomination of Williams J. Walls, Jr.

The Senate reconvened at 5:38 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it passed SB 387 w/SA 1, HA 1,2,3, SCR 61, SCR 116, SCR 118, SCR 120, HB

653, HB 654 w/HA 1, HB 655, and HB 656.

Lt. Gov. Wolf presiding at 5:39 p.m.

On motion of Senator McBride, HB 501 was brought up for consideration under suspension of rules.

HB 501 - AN ACT TO AMEND TITLE 14, CHAPTER 40, DELAWARE CODE, RELATING TO THE NEGOTIATIONS OF PUBLIC SCHOOL EMPLOYEES. Sponsors: Representative Davis & Senator McBride; Representatives Spence, Oberle, Mack, Reynolds, Lofink, Gilligan, Campanelli, West, B. Ennis, Schroeder, Bunting, Bennett, Outten; Senators Sharp, McDowell, Sokola, Connor, Still.

The bill was laid on the table.

Senator Marshall formally noted that he sent a message to the House requesting SB 456 be returned to the Senate.

On motion of Senator Sharp, HB 596 was brought before the Senate under suspension of rules.

HB 596 - AN ACT TO AMEND CHAPTER 8, TITLE 29, DELAWARE CODE RELATING TO THE COMPOSITION OF AND REAPPORTIONMENT OF THE GENERAL ASSEMBLY. Sponsors: Representatives Petrilli, Spence; Senators Cordrey, Sharp.

SA 1 to the bill was introduced by Senator Sharp. Roll call vote on SA 1 was taken and revealed 21 Senators voting YES, therefore the amendment was adopted.

SA 2 to the bill was introduced by Senator Sharp. Roll call vote on SA 2 was taken and revealed 21 Senators voting YES, therefore the amendment was adopted.

Roll call vote on HB 596 w/SA 1, 2 was taken and revealed 21 Senators voting YES; therefore HB 596 as amended by SA 1 and SA 2 was declared passed by the Senate and returned to the House for reconsideration.

On motion of Senator McBride, HB 501 was lifted from the table.

SA 1 to the bill was introduced by Senator McBride. Roll call vote on SA 1 was taken and revealed 21 Senators voting YES; therefore the amendment was adopted.

SA 2 to the bill was stricken on motion of Senator Sharp.

Roll call vote on HB 501 w/SA 1 was taken and revealed that 20 Senators voting YES and 1 (Hauge) voting NO; therefore the bill as amended was declared adopted by the Senate and returned to the House.

On motion of Senator Blevins, HB 558 was brought before the Senate under suspension of rules.

HB 558 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE PROVIDING CERTAIN PUNISHMENTS UPON CONVICTION FOR THE CRIME OF POSSESSION OF A DEADLY WEAPON BY A PERSON PROHIBITED AND RELATING TO THE DEFINITION THEREOF. Sponsors: Representative B. Ennis, Senator Venables; Representatives Van Sant, Bennett, Brady, Bunting, Campanelli, Carey, Caulk, Clark, Davis, Ewing, Gilligan, Hebner, Houghton, Lee, Lofink, Mack, Oberle, Outten, Reynolds; Senator Torbert.

Roll call vote on HB 558 was taken and revealed 21 Senators voting YES, therefore the Bill was declared passed and returned to the House.

On motion of Senator Sokola, HB 611 w/HA 1 was brought before the Senate under suspension of rules.

HB 611 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE, RELATING TO STREET AND HIGHWAY LIGHTING. (3/5 vote.) Sponsors: Representative Taylor and Senator Sharp.

The privilege of the floor was extended to Mr. Robert Maxwell of New Castle County to speak to the legislation. Witness excused.

Roll call vote on HB 611 w/HA 1 was taken and revealed 20 Senators voting YES and 1 (Still) ABSENT; therefore the amended bill was adopted by the Senate and returned to the House.

HB 634 was brought before the Senate on motion of Senator Sharp under suspension of rules.

HB 634 - AN ACT TO AMEND CHAPTER 29, SECTION 2906, DELAWARE CODE RELATING TO THE DUTIES OF AUDITOR OF ACCOUNTS. Sponsors: Representatives D. Ennis, Boykin, Smith, Di Pinto, Clark, Jonkiert, Bennett, Stills, Van Sant.

Senator McDowell commented on the legislation.

Roll call vote on HB 634 was taken and revealed 20 Senators voting YES; 1 (Still) ABSENT; therefore the bill was declared passed and returned to the House.

HB 613 was brought before the Senate under suspension of rules on motion of Senator Sokola.

HB 613 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE; PROVIDING FOR THE CODIFICATION OF THE LAW WITH RESPECT TO FUNDS TRANSFERS. Sponsors: Representative Amick and Senator Sokola.

Senator Holloway commented on the legislation. Senator Sokola requested the privilege of the floor for Mr. David S. Swayze, representing Manufacturers Hanover Bank of Delaware to address concerns regarding this legislation. Witness excused.

Roll call vote on HB 613 was taken and revealed 18 Senators voting YES and 3 (McDowell, Sharp, Still) NOT VOTING. HB 613 was considered passed by the Senate and returned to the House.

HB 592 was brought before the Senate on motion of Senator Sokola under suspension of

rules.

HB 592 - AN ACT TO AMEND CHAPTER 66, TITLE 16 OF THE DELAWARE CODE RELATING TO THE STATE FIRE PREVENTION COMMISSION. Sponsors: Representatives Smith, Gilligan; Senators Sharp, Bair.

Roll call vote on HB 592 was taken and revealed 21 Senators voting YES, therefore, HB 592 was adopted by the Senate and returned to the House.

On motion of Senator McBride, HB 379 was brought before the Senate under suspension of rules.

HB 379 - AN ACT TO AMEND CHAPTER 55, TITLE 29 OF THE DELAWARE CODE RELATING TO APPROVED LEAVES OF ABSENCE. Sponsors: Representatives Oberle, Davis; Senator Connor.

The privilege of the floor was extended to Mr. Don McArdle, Administrator of the Pension Office to speak to the Bill. Several senators questioned the witness who was then excused.

SA 1 to the bill was introduced by Senator Marshall. Senator Neal questioned the sponsor; Senator Marshall in turned recalled Mr. McArdle to address the concerns of several senators. Witness excused.

Roll call vote on SA 1 to HB 379 was taken and revealed that 21 Senators voting YES to the amendment and made part of the bill.

Roll call vote was taken HB 379 w/SA 1 and revealed 20 Senators voting YES and 1 (Hauge) voting NO, therefore the Bill was amended was declared passed by the Senate and returned to the House for reconsideration.

A messenger from the Governor was announced and admitted.

On motion of Senator Sharp, HB 637 was brought before the Senate under suspension of rules.

HB 637 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO CIVIL LIABILITY FOR CERTAIN CRIMINAL OFFENDERS. Sponsors: Representatives Jonkiert, Amick.

Senator Bair questioned the floor manager regarding the intent of the legislation.

Roll call vote on HB 637 was taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; therefore the Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 621 was brought before the Senate on motion of Senator Sokola.

HB 621 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY OF DELAWARE TECHNICAL AND COMMUNITY COLLEGE AT GEORGETOWN, DELAWARE, TO THE TOWN OF GEORGETOWN, WAIVING THE PROVISIONS OF CHAPTER 94, TITLE 29 DELAWARE CODE. (3/4 vote.) Sponsors: Representatives Carey, West; Senator Adams.

Roll call vote on HB 621 was taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; therefore the Bill was declared adopted by the Senate and returned to the House.

On motion of Senator McBride, HB 516 was taken up for consideration under suspension of rules.

HB 516 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, CHAPTER 40 RELATING TO FAIR SHARE FEES AND THE PUBLIC SCHOOL EMPLOYMENT RELATIONS ACT. Sponsors: Representatives Oberle, Spence, Reynolds, Mack, Lofink, Campanelli, B. Ennis, West; Senators Sharp, Marshall, McBride, McDowell, Connor.

SA 1 to the bill was introduced by Senator Cook. Mr. Dennis Crowley, representing the Delaware State Education Association was granted the privilege of the floor to speak to the amendment and was then excused.

Roll call vote on SA 1 to HB 516 was taken and revealed 14 Senators voting YES; 6 (Blevins, Connor, Marshall, McBride, McDowell, Sharp) voting NO; and 1 (Holloway) ABSENT. The amendment was adopted.

HB 516 w/SA 1 was then laid on the table.

On motion of Senator Vaughn, HB 588 was taken up for consideration under suspension of rules.

HB 588 - AN ACT TO AMEND TITLE 16, CHAPTER 48A AND TITLE 11, CHAPTER 65 TO PROVIDE FOR BETTER COORDINATION AND UTILIZATION OF SUBSTANCE ABUSE TREATMENT, EDUCATION, AND REHABILITATION RESOURCES PROVIDED THROUGH CRIMINAL SURCHARGES. Sponsors: Representative Davis and Senator Vaughn.

Roll call vote on HB 588 was taken and revealed 21 Senators voting YES; therefore, HB 588 was declared adopted by the Senate and returned to the House.

HB 424 w/HA 1 was taken up for consideration on motion of Senator Cook under suspension of rules.

HB 424 w/HA 1 - AN ACT TO AMEND CHAPTER 83, TITLE 11 OF THE DELAWARE CODE RELATING TO THE SURVIVORS' ELIGIBILITY FOR PENSION BENEFITS. Sponsor: Representative Ewing.

Senator Holloway commented.

Senator Cook requested the privilege of the floor for Mr. Don McArdle to speak to the legislation. Senator Sharp also commented on the bill. Witness was excused.

Roll call vote on HB 424 w/HA 1 was taken and revealed 18 Senators voting YES, 2 (Cordrey, McBride) voting NO, and 1 (Vaughn) NOT VOTING. The bill was adopted by the Senate and returned to the House.

HB 595 was taken up for consideration under suspension of rules on motion of Senator Blevins.



HB 595 - AN ACT TO AMEND TITLE 21, SECTION 4142 OF THE DELAWARE CODE RELATING TO PEDESTRIANS RIGHT OF WAY IN CROSSWALKS. Sponsor: Representative Moore.

Roll call vote on HB 595 was taken and revealed 20 Senators voting YES, and 1 (Connor) ABSENT, therefore the bill was adopted and returned to the House.

SB 287 w/SA 1, 2 having been returned by the House as further amended by HA 1, 2 was taken up for consideration on motion of Senator Blevins.

SB 287 - AN ACT TO AMEND CHAPTER 4, TITLE 11 OF THE DELAWARE CODE RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE OR SAFETY OF OTHERS.

Roll call vote on SB 287 w/SA 1, 2, HA 1, 2 was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Bill was declared adopted by the Senate and sent to the Governor.

SS 1/SB 100 was returned by the House as amended by HA 1. It was taken up for consideration on motion of Senator McBride.

SS 1/SB 100 - AN ACT TO AMEND PART VI, TITLE 11 OF THE DELAWARE CODE RELATING TO VICTIMS OF CRIMES.

Senator Neal commented.

Roll call vote on SS 1/SB 100 w/HA 1 was taken and revealed 21 Senators voting YES; therefore, the Bill was declared adopted by the Senate and sent to the Governor.

SJR 18 w/SA 1, 2 was returned by the House and amended by HA 1. It was taken up for consideration on motion of Senator Blevins.

SJR 18 - ESTABLISHING A DELAWARE WATER AND WASTEWATER INFRASTRUCTURE COMMITTEE TO DEFINE AND DESCRIBE THE NEEDS OF THE STATE'S WATER SUPPLY AND WASTEWATER FACILITIES.

It was noted that Representative Caulk withdrew as a sponsor of the Resolution.

Senator Venables commented on the legislation.

Roll call vote on SJR 18 w/SA 1, 2, HA 1 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the Governor.

SB 387 w/SA 1 was returned by the House as amended by HA 1,2,3. It was taken up for consideration on motion of Senator Sokola under suspension of rules.

SB 387 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SEX ABUSER REGISTRATION AND CRIMINAL BACKGROUND CHECKS FOR CHILD CARE PROVIDERS.

Roll call vote on SB 387 w/SA 1, HA 1,2,3 was taken and revealed 20 Senators voting YES, and 1 (Holloway) ABSENT, therefore, the Bill was declared adopted by the Senate and sent to the Governor.

Under suspension of rules, HB 653 was taken up for consideration on motion of Senator Cordrey.

HB 653 - AN ACT TO AMEND SECTION 5303 (A) (2), CHAPTER 53, TITLE 29, DELAWARE CODE TO CORRECT A TYPOGRAPHICAL ERROR IN H.B. 88. Sponsors: Representatives Petrilli, Spence; Senator Cordrey.

Roll call vote on HB 653 was taken and revealed that 21 Senators voting YES; therefore, the Bill was adopted by the Senate and returned to the House.

Under suspension of rules, HB 654 w/HA 1 was taken up for consideration on motion of Senator Cordrey.

HB 654 - AN ACT TO AMEND CHAPTER 64, TITLE 16 RELATING TO AMUSEMENT RIDES SAFETY INSPECTION AND INSURANCE. Sponsors: Representative Schroeder; Senator Cordrey.

Sensors Sharp, Neal and Torbert commented on the legislation.

Roll call vote on HB 654 w/HA 1 was taken and revealed 18 Senators voting YES; 2 (Hauge, Still) voting NO; and 1 (McDowell) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 655 was taken up for consideration on motion of Senator Cordrey.

HB 655 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF HENLOPEN ACRES" TO CONFER UPON THE COMMISSIONERS OF THE TOWN OF HENLOPEN ACRES CERTAIN POWERS RELATING TO THE TAXATION OF REAL ESTATE AND TO INCREASE THE AMOUNT WHICH CAN BE BORROWED AGAINST ANTICIPATED REVENUES. (2/3 vote.) Sponsors: Representative Schroeder and Senator Cordrey.

Roll call vote on HB 655 was taken and revealed that 21 Senators voted YES; therefore the bill was declared passed and returned to the House.

HB 608 w/HA 1 was taken up for consideration on motion of Senator Sharp under suspension of rules.

HB 608 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE BY ADOPTING A NEW CHAPTER RELATING TO THE CREATION, REGULATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES, AS WELL AS THE REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. (3/5 vote)

Sensors Neal, Holloway and Knox commented on the legislation. Senator Sokola requested the privilege of the floor for Mr. Martin T. Lubaroff, representing the Delaware Bar Association to speak to the bill.

Senator Cordrey presided at 7:18 p.m.

Lt. Gov. Wolf presided at 7:21 p.m.

Sensors Torbert and Neal questioned the witness. Witness excused.

Senator Neal requested that the Bill be laid on the table. Senator Knox objected.

Senator Sharp requested a roll call on the HB 608 w/HA 1. Senator Neal asked for a roll call on the motion to table the legislation.

The roll call vote on the motion to table the legislation was taken and revealed that 4 Senators (Bair, Neal, Still, Venables) voted YES; 17 Senators voting NO; therefore, the motion was defeated.

Roll call vote on HB 608 w/HA 1 was taken and revealed 16 Senators voted YES; 1 (Neal) voting NO and 4 (Blevins, Holloway, Still, Torbert) NOT VOTING. The Bill was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 111 was taken up for consideration on motion of Senator Blevins.

HB 111 - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE RELATING TO WHEN LIGHTED LAMPS ARE REQUIRED. (2/3 vote) Sponsors: Representatives Maroney, Brady, Amick, Boykin, Carey, Corrozi, Bunting, Campanelli, Clark, Jonklert, Soles.

Senators Sharp, Venables, and Still commented on the legislation.

Roll call vote on HB 111 was taken and revealed 4 Senators (Connor, Knox, Marshall, Martin) voting YES; 16 Senators voting NO; and 1 (Holloway) ABSENT; therefore, HB 111 was defeated by the Senate and returned to the House.

HB 265 w/HA 1 was taken up for consideration on motion of Senator Sharp.

HB 265 w/HA 1 - AN ACT TO AMEND CHAPTER 80, TITLE 15, DELAWARE CODE, RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENDITURES.

SA 1 to the Bill was introduced by Senator Neal.

Roll call vote on SA 1 was taken and revealed 17 Senators voting YES; 2 (Hauge, Knox) voted NO; and 2 (Holloway, McDowell) ABSENT; therefore, the amendment was declared adopted by the Senate.

Roll call vote on HB 265 w/HA 1 as further amended by SA 1 was taken and revealed that 20 Senators voted YES and 1 (Holloway) ABSENT; therefore, the HB 265 w/HA 1, SA 1 was declared adopted and returned to the House for reconsideration.

Under suspension of rules, HB 612 w/HA 1 was taken up for consideration on motion of Senator Sharp.

HB 612 - AN ACT TO AMEND CHAPTER 43, TITLE 15 OF THE DELAWARE CODE RELATING TO PRESIDENTIAL ELECTORS. Sponsors: Representative Smith; Senator Sokola, Senator Neal.

Roll call vote on HB 612 w/HA 1 was taken and revealed that 20 Senators voted YES and 1 (Holloway) ABSENT; therefore, HB 612 w/HA 1 was declared adopted by the Senate and returned to the House.

At 7:50 p.m. on motion of Senator Sharp, the Senate recessed for party caucus.

The Senate reconvened at 8:25 p.m. with Senator Cordrey presiding.

A message from the Office of the Governor was read in. Copies made available on motion of Senator Sharp.

STATE OF DELAWARE  
OFFICE OF THE GOVERNOR

July 10, 1992

To the Members of the Delaware State Senate  
of the 136th General Assembly

On June 29, 1992, I received Senate Bill No. 143, as amended by Senate Amendment No. 1, entitled:

"AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO MEAL BREAKS."

This bill requires most Delaware employers to provide unpaid meal breaks of at least thirty minutes if employees work seven-and-a-half or more consecutive hours. Because this legislation addresses important health and safety concerns, I am signing it into law. At the same time, however, I am concerned that the thirty minute unpaid break provision conflicts with federal law and may unintentionally adversely effect employers and employees alike.

Federal law already requires employers to offer either twenty minute paid breaks or thirty minute unpaid breaks for lunch or any other purpose. Under Senate Bill 143, as amended, that option is eliminated. As a result, employees may lose income and employers may lose valuable production time. For example, a business operates around the clock on consecutive eight-hour shifts with no overlap and gives employees a twenty minute paid break will now be required to provide its employees with thirty minute unpaid breaks. It is likely that such an employer will substitute the longer unpaid break for the twenty minute paid break thereby resulting in a loss of income for the employees and a loss of production time for the employer.

Therefore, while I am signing Senate Bill No. 143, as amended by Senate

Amendment No. 1, into law, I urge the members of the General Assembly to act promptly to correct the conflict created by this bill. This can be accomplished by simply changing the mandated break period to twenty minutes and eliminating the pay provision. This change will give employers more flexibility in providing breaks for their employees and ensure that Delaware employees have a reasonable break period at work.

(Signed) Sincerely,  
Michael N. Castle

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The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed SB 329 w/SA 2. SB 456 was returned as requested.  
Lt. Gov. Wolf presided at 8:26 p.m.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations for appointment by the Governor.

Joseph S. Yucht - 21 Senators voting YES; Confirmed

David C. Eppes - 21 Senators voting YES; Confirmed

Regina D. Dudzic - 21 Senators voting YES; Read In and Confirmed

Alison Whitmer Tumas - 21 Senators voting YES; Confirmed

Senator Blevins requested the personal privilege of the floor. Judge Tumas, who was in the chamber, was introduced to the Senate.

William J. Walls, Jr. - 21 Senators voting YES; Confirmed

Senator Adams introduced former Senate Attorney, Judge William Walls to the Senate. The members and staff, on cue, sang Happy Birthday to the newly-appointed Judge Walls on the occasion of his 39th birthday.

Senator Minner proudly commented on the Judge Walls's confirmation and introduced SR 74.

SR 74 - EXPRESSING THE APPRECIATION OF THE SENATE FOR THE SERVICES RENDERED BY WILLIAM J. WALLS, JR., OF MILFORD, AS SENATE ATTORNEY AS HE EMBARKS ON A JUDICIAL CAREER IN THE FAMILY COURT OF THE STATE OF DELAWARE. Sponsors: Senator Minner; All Senators.

Roll call vote on SR 74 was taken and revealed 20 Senators voting YES; and 1 (Bair) ABSENT; therefore, the Resolution was declared adopted by the Senate.

SR 73 was introduced on motion of Senator Holloway.

SR 73 - WISHING A SPEEDY RECOVERY TO LOLA BERNDT, WIFE OF FORMER STATE SENATOR ROBERT J. BERNDT OF GORDON HEIGHTS. Sponsors: Senator Holloway; all Senators.

Roll call vote on SR 73 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate.

On motion of Senator Marshall, HB 656 was taken up for consideration under suspension of rules.

HB 656 - AN ACT TO AMEND TITLE 19, SECTION 2102 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR MEMBERS OF THE INDUSTRIAL ACCIDENT BOARD. Sponsor: Representative Campanelli.

Senator Cordrey commented on the legislation.

Roll call vote on HB 656 was taken and immediately the roll call vote was laid on the table.

SR 71 was taken up for consideration on motion of Senator Torbert.

SR 71 - PROCLAIMING THE FOURTH FRIDAY IN SEPTEMBER AS AMERICAN INDIAN DAY IN DELAWARE. Sponsor: Senator Torbert.

Roll call vote on SR 71 was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Resolution was declared adopted by the Senate.

On motion of Senator Marshall, HB 583 was taken up for consideration under suspension of rules.

HB 583 - AN ACT TO AMEND SECTION 4346, SUBCHAPTER IV, CHAPTER 43, TITLE 11 OF THE DELAWARE CODE WITH REFERENCE TO ELIGIBILITY FOR PAROLE: PROVIDING EARLY COMPASSIONATE PAROLE RELEASE FOR TERMINALLY ILL PRISONERS. Sponsor: Representative Jonkiert.

Senators Sharp, Venables, and Connor commented on the legislation.

Roll call vote on HB 583 was taken and revealed 3 Senators (Adams, Marshall, Venables) voted YES; 17 senators voted NO; and 1 (Holloway) ABSENT, therefore HB 583 was defeated by the Senate and returned to the House.

Under suspension of rules, HB 509 was taken up for consideration on motion of Senator Marshall.

HB 509 - AN ACT TO AMEND CHAPTER 20 OF TITLE 30, SUBCHAPTER IV, "THE TRAVELINK TRAFFIC MITIGATION ACT" RELATING TO COMPLIANCE WITH THE FEDERAL CLEAN AIR ACT, SPECIFICALLY 42 U.S.C., SECTION 7511(a) (D) (1) (B).

Roll call vote on HB 509 was taken and revealed 17 Senators voting YES; 3 (Adams, McDowell, Venables) voted NO; and 1 (Holloway) ABSENT; therefore, HB 509 was declared adopted by the Senate and returned to the House.

Under suspension of rules, HB 480 w/HA 1 was taken up for consideration on motion of Senator Marshall.

HB 480 w/HA 1 - AN ACT TO AMEND CHAPTER 20 OF TITLE 30 OF THE DELAWARE CODE TO ADD A NEW SUBCHAPTER V TO AUTHORIZE STATE AGENCIES TO PROVIDE COMMUTER BENEFITS TO THEIR EMPLOYEES AND REQUIRE STATE AGENCIES TO DEVELOP AND SUBMIT FOR REVIEW A PLAN TO REDUCE WORK RELATED VEHICLE TRIPS, AND AMEND CHAPTER 51, TITLE 29 RELATING TO EXPENSES ASSOCIATED WITH COMMUTING TO WORK.

Senator McDowell commented on the legislation.

Roll call vote on HB 480 w/HA 1 was taken and revealed 20 Senators voted YES and 1 (Holloway) ABSENT; therefore, the Bill was declared adopted by the Senate and returned to the House.

HB 573 w/HA 1 was taken up for consideration on motion of Senator Marshall under suspension of rules.

HB 573 w/HA 1 - AN ACT TO AMEND CHAPTERS 11 AND 19 OF TITLE 30 OF THE DELAWARE CODE RELATING TO THE CORPORATE AND PERSONAL INCOME TAX. (3/5 vote.) Sponsors: Representative Smith and Senator Marshall; Representatives DiPinto, D. Ennis, Boykin, Jonkiert, Sills, VanSant.

The privilege of the floor was extended to Mr. Bruce W. Tigani, representing the Tax Section of the Delaware State Bar Association to speak to the legislation. Senator Connor questioned the witness who was then excused.

Senator Minner noted that because of a conflict of interest on this Bill, she will be NOT VOTING on the bill.

Roll call vote on HB 573 w/HA 1 was taken and revealed 20 Senators voting YES and 1 (Minner) NOT VOTING; therefore, the Bill was declared adopted by the Senate and returned to the House.

On motion of Senator Marshall, the roll call vote on SB 456 was rescinded, and the bill was stricken.

A message from House was read in stating that SB 456 was returned to the Senate as requested by Senator Marshall.

SB 432 was lifted from the table on motion of Senator Marshall and announced as follows: 16 Senators voting YES; 3 (Connor, Knox, Neal) voting NO; and 2 (McDowell, Still) NOT VOTING; therefore, SB 432 was declared adopted by the Senate.

SB 439, having been returned by the House as amended by HA 1 and was taken up for reconsideration on motion of Senator Marshall under suspension of rules.

SB 439 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 79 ENTITLED "ENVIRONMENTAL PERMIT APPLICATION BACKGROUND STATEMENT". (3/5 Vote.)

Roll call vote on SB 439 was taken and revealed 16 Senators voted YES; 4 (Adams, Cordrey, Still, Venables) voted NO; and 1 (Holloway) NOT VOTING; therefore, SB 439 was declared adopted by the Senate and sent to the Governor.

On motion of Senator Neal, SR 72 was introduced.

SR 72 - EXPRESSING CONDOLENCES UPON LEARNING OF THE DEATH OF FORMER STATE SENATOR EVERETTE HALE OF NEWARK, DELAWARE. Sponsors: Senators Neal, Cordrey, Sharp, McDowell, Bair, Connor and all Senators.

Senator Sharp commented on the Resolution.

Roll call vote on SR 72 was taken and revealed 21 Senators voting YES; therefore, SR 72 was declared adopted by the Senate.

At 9:20 p.m. the Senate recessed briefly for party caucus on motion of Senator Sharp.

The Senate reconvened at 9:34 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the Chief Clerk of the House informed the Senate that it had passed SB 98 w/SA 1, SB 439 w/HA 1, SCR 117, SCR 121 and SJR 24. The House defeated SB 440 w/SA 1.

Lt. Gov. Wolf presided at 9:35 p.m.

On motion of Senator Martin, HB 652 was taken up for consideration under suspension of rules.

HB 652 - A BOND & CAPITAL IMPROVEMENTS ACT OF THE STATE OF DEL. & CERTAIN OF ITS AUTHORIZATIONS FOR THE FY ENDING JUNE 30, 1993; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS & AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE & REVENUE BONDS OF THE DEL. TRANSPORTATION AUTHORITY; REVERTING & REPROGRAMMING CERTAIN FUNDS OF THE STATE CREATING CERTAIN FUNDS OF THE STATE; TRANSFERRING CERTAIN FUNDS WITHIN THE GENERAL FUND; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND & SPECIAL FUNDS OF THE DEL. TRANSPORTATION AUTHORITY; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Representatives Roy, Boykin, Carey, B. Ennis, Jonkiert, Taylor; Senators Martin, Cook, Hauge, Knox, McBride, Minner. (3/4 vote.)

The Debt statement was partially read in at the request of Senator Martin.

Senator Vaughn commented on the Bond Bill. Senator Martin requested the privilege of the floor for Mr. John Casey, Director of the Delaware Development Office to speak to the bill. Witness excused.

Roll call vote on HB 652 was taken and revealed 20 Senators voting YES and 1 (Blevins) voting NO; therefore, the Bond Bill was declared adopted by the Senate and returned to the House.

Senator Still requested that HB 343 be taken up for consideration on motion of Senator Still under suspension of rules. However, Senator Sharp objected to the suspension of rules and a roll call vote ensued to consider the bill. The roll call vote on the motion to consider the bill revealed 7 Senators (Bair, Connor, Hauge, McDowell, Neal, Still) voting YES; and 14 senators voting NO; therefore the motion to consider the bill was defeated.

On motion of Senator Marshall, the roll call vote on HB 656 was lifted and announced: 11 Senators (Blevins, Cook, Holloway, Marshall, Martin, McBride, McDowell, Minner, Torbert, Vaughn, Venables) voted YES; and 10 (Adams, Bair, Connor, Cordrey, Hauge, Knox, Neal, Sharp, Sokola, Still) voted NO. Having received the majority of votes, HB 656 was declared passed by the Senate and returned to the House.

On motion of Senator Bair, SR 70 was taken up for consideration.

SR 70 - BIDDING FAREWELL AND BEST WISHES TO DALE E. WOLF, LT. GOVERNOR OF DELAWARE AND PRESIDENT OF THE SENATE, AS HE RETIRES FROM PUBLIC OFFICE. Sponsors: Senators Bair, Cordrey; Connor, Sharp, McDowell; All Senators.

Senator Sharp commented.

Roll call vote on SR 70 was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate.

At 9:50 p.m. on July 14, 1992, the Senate adjourned this Special Session called by Governor Castle.

Finis'

The following communications were received in the Office of the Secretary during the recess.

STATE OF DELAWARE  
Office of the Governor  
August 5, 1992

#### LEGISLATIVE ADVISORY #60

The following legislation was signed by the Governor on the date indicated.

HB 556 - (08/05/02) - Volume 68, Chapter 450, Laws of Delaware.

House Bill 605 is the first leg of a constitutional amendment and does not require the Governor's signature.

HB 605 - Volume 68, Chapter 451, Laws of Delaware.

A message from the House noted that Representative Di Pinto signed SCR 120 as an additional co-sponsor on July 17, 1992.

A message from the House noted that Representative Lofink signed SB 98 as an additional co-sponsor.



## ***SENATE LEGISLATION***

## SENATE BILLS

SB 1 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO CONDUCT OF OFFICERS AND FORMER LEGISLATORS OF THE STATE. p 3 (Senate Ethics Committee)

SB 2 - AN ACT TO AMEND CHAPTER 25, TITLE 6, DELAWARE CODE RELATING TO PROHIBITED PRACTICES IN RESIDENTIAL TELEPHONE SOLICITATIONS. p 3 (Senate Administrative Services)

SB 3 - AN ACT TO AMEND CHAPTER 9, TITLE 26 DELAWARE CODE RELATING TO TELEPHONE CORPORATIONS. p 3 (Senate Administrative Services)

SB 4 - AN ACT TO AMEND TITLE 6, DELAWARE CODE RELATING TO PROHIBITED TRADE PRACTICES. p 3 (Senate Finance)

SB 5 - AN ACT TO AMEND TITLE 26 DELAWARE CODE RELATING TO TELEPHONE SERVICE PROVIDERS. p 3 (Senate Finance)

SB 6 - AN ACT TO AMEND TITLE 10, DELAWARE CODE, RELATING TO LIMITATION OF LIABILITY FOR OIL AND HAZARDOUS MATERIAL DISCHARGE CLEANUP. p 3,13,18,22,23,63 (Signed 1/31/91)

SB 7 - AN ACT TO AMEND CHAPTER 9, TITLE 26 DELAWARE CODE RELATING TO TELEGRAPH AND TELEPHONE CORPORATIONS. p 3 (Senate Administrative Services)

SB 8 - AN ACT TO AMEND CHAPTER 19, TITLE 14, DELAWARE CODE, RELATING TO SCHOOL TAX REFERENDA. p 3,69 (Stricken)

SB 9 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO LEGISLATIVE AUTHORITY; AND PROVIDING FOR INITIATIVE AND REFERENDUM. p 5 (Senate Executive)

SB 10 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO CONSTITUTIONAL AMENDMENTS; AND PROVIDING THAT CONSTITUTIONAL AMENDMENTS BE RATIFIED AT THE POLLS. p 5 (Senate Executive)

SB 11 - AN ACT TO AMEND CHAPTER 28, TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONAL ENGINEERS AND THE PRACTICE OF ENGINEERING. p 5,19,21,63,65,90 (Signed 4/22/91)

SB 12 - AN ACT TO AMEND CHAPTER 7, TITLE 7, DELAWARE CODE, RELATING TO THE HUNTING OF RED FOXES. p 5,13,18,51,63,147 (Signed 3/28/91)

SS 1/SB 13 - AN ACT TO AMEND TITLE 24, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A BOARD OF PHYSICIAN ASSISTANT PRACTICE; TO PROVIDE FOR THE MAXIMUM UTILIZATION OF QUALIFIED PHYSICIAN ASSISTANTS IN THE PROVISION OF HEALTH CARE TO THE CITIZENS OF DELAWARE, IN ANY HEALTH CARE PRACTICE SETTING, UNDER THE SUPERVISION OF PHYSICIANS LICENSES UNDER CHAPTER 17 OF THIS TITLE. p 6,14,23,28,43,118 (Senate Health/Social Services)

SB 14 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO JAMES H. HARBISON, TRANSFERRING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. p 13,14,18,19,22,23,28 (Signed 1/18/91)

SB 15 w/HA 2 - AN ACT TO AMEND CHAPTER 90, TITLE 11, DELAWARE CODE, RELATING TO COMPENSATION FOR VICTIMS OF CRIME. p 13,24,26,86,92,94,100 (Signed 5/23/91)

SB 16 - AN ACT TO AMEND CHAPTER 23, TITLE 18 OF THE DELAWARE CODE RELATING TO CERTAIN DISCLOSURES. p 13 (Senate Insurance/Elections)

SB 17 - AN ACT TO AMEND TITLE 6, DELAWARE CODE, TO ESTABLISH A DELAWARE LEASE-PURCHASE AGREEMENT ACT. p 13,24,25,60,147 (Signed 6/25/91)

SB 18 - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES OF THE STATE OF DELAWARE TO AMEND THE SPOUSAL IMPOVERISHMENT PROVISIONS OF THE STATE PLAN UNDER TITLE XIX (MEDICAID) OF THE SOCIAL SECURITY ACT. p 14 (Senate Health/Social Services)

SB 19 - CHAPTER 23, TITLE 18, DELAWARE CODE, RELATING TO UNFAIR PRACTICES IN INSURANCE. p 14 (Senate Insurance/Elections)

SB 20 - AN ACT TO AMEND SUBCHAPTER IX, CHAPTER 41, TITLE 21, DELAWARE CODE, RELATING TO DRIVING WHILE INTOXICATED. p 14,51 (Stricken)

SB 21 - AN ACT TO AMEND SUBPART C, SUBCHAPTER VII, CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO LITERATURE HARMFUL TO MINORS. p 14 (Stricken)

SB 22 w/SA 1, 2 - AN ACT TO REINCORPORATE THE TOWN OF ELSMERE. p 14,21,22,27,39 (Signed 1/30/91)

SB 23 w/SA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 26 OF THE DELAWARE CODE RELATING TO THE PROVISION OF TELEPHONE SERVICE FOR PERSONS WITH SPEECH AND HEARING IMPAIRMENTS. p 59,60,65,147,164 (Signed 7/10/91)

SB 24 w/SA 1, HA 1 - AN ACT TO AMEND CHAPTER 3, TITLE 24 DELAWARE CODE RELATING TO THE BOARD OF ARCHITECTS. p 42,51,52,55,56,152,154,164 (Signed 7/09/91)

SB 25 w/SA 1, HA 1 - AN ACT TO AMEND CHAPTERS 9 AND 11 OF TITLE 19, DELAWARE CODE, RELATING TO THE MINIMUM WAGE AND WAGE PAYMENT AND COLLECTION ACTS. p 21,24,26 (Laid on the table)

SB 26 w/SA 1 - AN ACT TO AMEND CHAPTER 437, VOLUME 67, LAWS OF DELAWARE RELATING TO



IGNITION INTERLOCK DEVICES. p 21,24,30,40,147,163 (Signed 07/09/91)

SB 27 w/SA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 4 OF THE DELAWARE CODE RELATING TO GROUNDS FOR REFUSAL OF AN ALCOHOLIC LIQUOR LICENSE. p 22,24,29 (Laid on the table)

SB 28 - AN ACT TO AMEND CHAPTER 25 OF TITLE 18, DELAWARE CODE, RELATING TO RATE FILINGS BY INSURERS AND HEALTH SERVICE CORPORATIONS. p 22,76,87,109,120,215,224 (House Banking & Insurance)

SB 29 - AN ACT TO AMEND SECTION 10203, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE SUNSET COMMITTEE. p 23,25 (House - Out of committee)

SB 30 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO PAYMENTS BY CREDIT CARDS. p 23,142,207,218 (Signed - 04/09/92)

SB 31 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO" TO PERMIT THE SALE OF BONDS BY PUBLIC OR PRIVATE SALE. p 24,42,63 (Signed - 02/08/91)

SB 32 - AN ACT TO AMEND CHAPTER 27, TITLE 25, DELAWARE CODE RELATING TO THE DUTY OF CONTRACTORS TO GIVE NOTICE TO SUBCONTRACTORS OF THE DATE OF SETTLEMENT WITH THE OWNERS OR PROSPECTIVE OWNERS OF REAL ESTATE TO WHICH THE SUBCONTRACTORS HAVE PROVIDED LABOR AND/OR MATERIAL AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF. p 24,59 (Senate - Out of Administrative Services Committee)

SB 33 w/SA 1 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO METERING AND CHARGES FOR UTILITY SERVICES FOR COMMERCIAL UNITS. p 24,70,76,83,96,147 (Signed - 06/12/91)

SB 34 - AN ACT TO AMEND TITLE 14 AND TITLE 29 RELATING TO LEAVE OF ABSENCE FOR MILITARY SERVICE. p 25,32 (House Appropriations)

SB 35 - AN ACT TO AMEND CHAPTERS 79, 89, AND 90, TITLE 29, RELATING TO STATE GOVERNMENT. p 25 (Senate Finance)

SB 36 - AN ACT MAKING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, DIVISION OF SOCIAL SERVICES, FOR THE PURPOSE OF PROVIDING FINANCIAL ASSISTANCE FOR DAY CARE FOR FAMILIES WITH A PARENT OF DEPENDENT CHILDREN SERVING IN THE PERSIAN GULF AS A MEMBER OF THE DELAWARE NATIONAL GUARD OR A DELAWARE MEMBER OF THE MILITARY RESERVE. p 25 (Senate - Health/Social Services)

SB 37 - AN ACT TO AMEND AN ACT, BEING CHAPTER 276, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GEORGETOWN" TO INCREASE THE MUNICIPALITY'S INDEBTEDNESS LIMITATION. p 26,42,63 (Signed - 02/08/91)

SB 38 w/SA 1 - AN ACT TO AMEND CHAPTER 49, TITLE 15 OF THE DELAWARE CODE RELATING TO CONDUCT OF ELECTION. p 27,80,84,90,207,218 (Signed - 04/09/92)

SB 39 w/SA 1 - AN ACT TO AMEND CHAPTER 89, TITLE 29, DELAWARE CODE, TO REQUIRE THE COMMISSIONER OF CORRECTIONS TO ADOPT A PLAN OF MANDATORY WEAPONS TRAINING OF PROBATION AND PAROLE COUNSELORS AND THE OPTIONAL ARMING OF SUCH COUNSELORS FOR WORK IN THE FIELD. p 27,90,96,104,235, 241, 308 (Signed - 07/17/92)

SB 40 w/SA 5, HA 1 - AN ACT TO AMEND TITLE 13, CHAPTER 11 OF THE DELAWARE CODE RELATING TO THE TERMINATION OF PARENTAL RIGHTS. p 30,96,160,200,203,207,214,217,264, 269,291 (Signed - 06/25/92)

SB 41 - AN ACT APPROVING AND VALIDATING ALL ACTIONS TAKEN BY THE CAPITAL SCHOOL DISTRICT RELATING TO AUTHORIZATION OF THE ISSUANCE OF BONDS FOR A SCHOOL CONSTRUCTION PROGRAM. p 30,32,42,63 (Signed - 02/08/91)

SB 42 w/SA 1 - AN ACT TO AMEND CHAPTER 11, TITLE 30 OF THE DELAWARE CODE RELATING TO EXCLUSION OF CERTAIN CHILD CARE INCOME FROM DELAWARE PERSONAL INCOME TAX. p 30,72,73,75 (House Appropriations)

SB 43 - AN ACT TO PROVIDE SALARY INCREASES FOR CERTAIN STATE EMPLOYEES. p 30 (Senate Finance)

SB 44 - AN ACT TO AMEND TITLE 18, DELAWARE CODE RELATING TO CONTRACTUAL RELATIONSHIPS BETWEEN INSURANCE COMPANIES AND AGENTS. p 30,101,214,217 (Roll Call Tabled)

SB 45 w/SA 1, 2 - AN ACT TO AMEND CHAPTERS 2, 13, 17 AND 31, TITLE 14, DELAWARE CODE, TO CHANGE THE TERMS USED FOR CERTAIN GROUPS OF HANDICAPPED STUDENTS. p 30,52,59,70,72, 147,163 (Signed - 07/09/91)

SB 46 - AN ACT AUTHORIZING THE ISSUANCE OF OBLIGATIONS OF THE STATE OF DELAWARE TO FUND ADULT CORRECTIONAL FACILITIES. p 30,31,32,42,63 (Signed - 04/11/91)

SB 47 - AN ACT AMENDING CHAPTER 54, TITLE 30, DELAWARE CODE, RELATING TO REALTY TRANSFER TAX REVENUE BONDS IN SUPPORT OF THE CONSERVATION TRUST FUND; AUTHORIZING THE ISSUANCE OF REALTY TRANSFER TAX REVENUE BONDS; AND PROVIDING FOR THE USE OF CERTAIN BOND PROCEEDS FOR GREENWAYS. p 30,31,42,63 (Signed - 02/11/91)

SB 48 - AN ACT TO AMEND TITLE 9, DELAWARE CODE, RELATING TO MILEAGE FOR OFFICERS OR EMPLOYEES OF THE COUNTIES. p 40,51,58,96,111 (Signed - 06/04/91)

SB 49 - AN ACT TO AMEND CHAPTER 31, TITLE 24, DELAWARE CODE, RELATING TO BOARD OF FUNERAL PRACTITIONERS. p 40,52 (Senate Administrative Services)

SB 50 - AN ACT TO AMEND CHAPTER 64, TITLE 7, DELAWARE CODE, RELATING TO COMPENSATION AND OTHER EXPENSES OF THE DIRECTOR OF THE DELAWARE SOLID WASTE AUTHORITY. p 40,76,80,143 (House - Natural Resources & Environmental Control)

SB 51 w/SA 1 - AN ACT TO AMEND CHAPTER 84, TITLE 29, DELAWARE CODE RELATING TO THE DUTIES OF THE DEPARTMENT OF TRANSPORTATION. p 42,96,103 (House Appropriations)

SB 52 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE RELATING TO THE SOLID WASTE AUTHORITY. p 42 (Senate Natural Resources & Environmental Control)

SB 53 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO EMPLOYEES OF SUBSIDIARIES OF THE DELAWARE TRANSPORTATION AUTHORITY. p 42,60 (Stricken)

SB 54 - AN ACT TO AMEND CHAPTERS 30, 51 AND 52 OF TITLE 30, CHAPTER 13 OF TITLE 2, AND CHAPTER 3 OF TITLE 21, RELATING TO ACTIONS OR CLAIMS TO RECOVER ERRONEOUSLY OR ILLEGALLY COLLECTED REVENUES PLEDGED TO THE TRANSPORTATION TRUST FUND. p 43,113,118 (Senate Roll Call Tabled)

SB 55 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO COUNSEL FEES RECOVERABLE IN ACTIONS ON WRITTEN INSTRUMENTS. p 43,70,75,118,147 (Signed -06/26/91)

SB 56 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE PROCUREMENT OF MATERIEL AND AWARD OF CONTRACTS FOR PUBLIC WORKS. p 43 (Senate - Finance)

SB 57 w/SA 1, HA 2, 3 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO HORSESHOE CRABS. p 42,76,82,93 (Signed - 05/16/91)

SB 58 - AN ACT TO AMEND PART III, CHAPTER 51, TITLE 25, DELAWARE CODE, RELATING TO THE LANDLORD-TENANT CODE. p 43 (Senate Administrative Services)

SB 59 - AN ACT TO AMEND CHAPTER 45, TITLE 6, DELAWARE CODE, RELATING TO USE OF TOILET FACILITIES IN PUBLIC ESTABLISHMENTS. p 43,164 (Senate - Administrative Services)

SB 60 - AN ACT TO AMEND CHAPTER 11, TITLE 19 OF THE DELAWARE CODE RELATING TO PAYMENT OF WAGES. p 43 (Senate Finance)

SB 61 - AN ACT TO AMEND SUBTITLE I, ARTICLE 2, TITLE 6, DELAWARE CODE, BY ADDING THERETO A NEW PART 8 RELATING TO PRIZES. p 43,67,71,240 (Stricken)

SB 62 w/SA 2 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO THE EMPLOYMENT OF STRIKEBREAKERS. p 50,52,63,64,65,67,68,71,101,113,114 (Vetoed - 06/41/91)

SS 1/SB 63 - AN ACT TO AMEND CHAPTER 9, TITLE 7, DELAWARE CODE, TO PERMIT RECREATIONAL DRIFT GILL NET FISHING FOR SHAD IN THE DELAWARE RIVER. p 50,76,183,198 (Signed - 02/05/92)

SB 64 - AN ACT TO AMEND CHAPTER 215, VOLUME 64, LAWS OF DELAWARE, ENTITLED "AN ACT TO RE-INCORPORATE THE CITY OF HARRINGTON," AS AMENDED, RELATING TO THE POWER TO BORROW MONEY. p 50,67,118,147 (Signed - 06/25/91)

SB 65 - AN ACT TO AMEND TITLE 23, DELAWARE CODE RELATING TO LIMITATION OF LIABILITY FOR RENDERING VESSEL TRAFFIC INFORMATION SERVICES. p 50,76,92,101,147 (Signed - 06/17/91)

SB 66 - AN ACT TO AMEND CHAPTER 13, TITLE 2 OF THE DELAWARE CODE RELATING TO EMPLOYEES OF SUBSIDIARIES OF THE DELAWARE TRANSPORTATION AUTHORITY. p 51,113,119,140,163 (Signed -07/03/91)

SB 67 w/SA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 17 OF THE DELAWARE CODE RELATING TO HIGHWAYS AND DRAINAGE FACILITIES THEREFORE. p 51,113,119,140,163 (Signed - 07/03/91)

SB 68 - AN ACT RELATING TO ELIGIBILITY FOR CERTAIN BENEFITS FOR PATRICIA SCHAFFER, A RETIRED STATE EMPLOYEE. Pages 51,55 (House - Out of Committee)

SB 69 - AN ACT TO AMEND CHAPTER 42, VOLUME 53, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF SEAFORD" RELATING TO THE DUTIES OF CITY MANAGER. p 52,121,130,147,163 (Signed -07/09/91)

SB 70 - AN ACT TO AMEND PART II, TITLE 16, DELAWARE CODE, BY ADDING A NEW CHAPTER 29 RELATING TO A REQUIREMENT THAT HEALTH CARE PROFESSIONALS INFORM THEIR PATIENTS IF THEY HAVE AIDS OR THE HIV VIRUS. p 51 (Senate Health/Social Services)

SB 71 w/SA 1, HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES AGAINST THE ELDERLY. p 52,84,92,150,152,163 (Signed - 07/09/91)

SB 72 w/SA 1 - AN ACT TO AMEND THE CONVEYANCE OF THE FISHER-MARTIN HOUSE TO THE CITY OF LEWES; TO PERMIT THE CITY OF LEWES TO OPERATE THE HOUSE AS A CONFERENCE AND VISITORS CENTER, TO PERMIT THE CITY OF LEWES TO RESTORE THE SAME UNDER THE OVERSIGHT OF THE DIVISION OF HISTORICAL AND CULTURAL AFFAIRS. p 56,121,124,126,147,163 (Signed - 07/09/91)

SB 73 - AN ACT TO AMEND CHAPTER 39, TITLE 31, DELAWARE CODE, RELATING TO ADULT PROTECTIVE SERVICES. p 56 (Senate - Health/Social Services)

SB 74 - AN ACT TO AMEND VOLUME 67, CHAPTER 335, LAWS OF DELAWARE, MAKING AN APPROPRIATION AND AUTHORIZING POSITIONS FOR THE DELAWARE HEALTH CARE COMMISSION AND RELATED PROGRAMS OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, ETC. p 56,58,63 (Signed - 03/28/91)

SB 75 - AN ACT TO AMEND CHAPTER 23, TITLE 18, DELAWARE CODE, RELATING TO UNFAIR PRACTICES IN INSURANCE. p 56,116,154,164,165 (Vetoed - 07/17/91)

SB 76 - AN ACT TO AMEND PART II, CHAPTER 7, TITLE 16, DELAWARE CODE, RELATING TO CONFIDENTIALITY OF RECORDS OF SEXUALLY TRANSMITTED DISEASES. p 57 (Senate - Health/Social Services)

SB 77 w/SA 2 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. p 59,67,73,81,85,120,163 (Signed - 06/28/91)

SB 78 - AN ACT TO AMEND TITLE 24, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A REGULATORY COMMITTEE FOR PHYSICIAN ASSISTANT PRACTICE EMPOWERED BY THE BOARD OF MEDICAL PRACTICE; TO PROVIDE FOR THE MAXIMUM UTILIZATION OF QUALIFIED PHYSICIAN ASSISTANTS IN THE PROVISION OF HEALTH CARE TO THE CITIZENS OF DELAWARE, IN ANY HEALTH CARE PRACTICE SETTING, UNDER THE SUPERVISION OF PHYSICIANS LICENSED UNDER CHAPTER 17 OF THIS TITLE. p 59,65,69,70,71,164 (Senate - Laid on the table)

SS 1/SB 79 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THE IMPOSITION OF THE DEATH PENALTY. p 59,70,158,163 (Signed - 11/04/91)

SB 80 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POSSESSION OF A DEADLY WEAPON DURING THE COMMISSION OF A CRIME. p 60,65,70,71,80 (Senate - Out of Committee)

SS 1/SB 81 - AN ACT TO AMEND CHAPTER 80, TITLE 15, DELAWARE CODE, RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. p 61,100,101,112,137,138,139,140,144 (Senate - Roll Call Tabled)

SB 82 - AN ACT TO AMEND CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICIANS' RECORDS. p 61,104 (Senate - Stricken)

SB 83 - AN ACT TO AMEND CHAPTER 79, TITLE 29 OF THE DELAWARE CODE RELATED TO THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. p 61,109,114 (Senate - Health/Social Services)

SB 84 w/SA 1 - AN ACT TO AMEND TITLE 14 AND TITLE 29 RELATING TO LEAVE OF ABSENCE FOR MILITARY SERVICE. p 61,62,63 (Signed - 04/09/91)

SB 85 - AN ACT TO AMEND CHAPTER 27, TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE FOR RESERVISTS. p 62 (Senate - Insurance/Elections)

SB 86 - AN ACT TO AMEND CHAPTER 50, TITLE 29 RELATING TO CERTAIN EMPLOYEES OF THE FORMER DIVISION OF HOUSING AND CERTAIN EMPLOYEES OF THE DELAWARE STATE HOUSING AUTHORITY. p 65,107,108 (Senate - Out of Committee)

SB 87 - AN ACT REQUIRING CERTAIN STATE-OWNED BUILDINGS TO DISPLAY P.O.W. - M.I.A. FLAGS. p 65,85,92,123,163 (Signed - 07/03/91)

SB 88 w/SA 2 - AN ACT TO AMEND CHAPTERS 5, 9, 13 AND 95 OF TITLE 10, DELAWARE CODE, RELATING TO APPEALS IN CERTAIN CIVIL ACTIONS. p 67,70,73,112,147 (Signed - 06/25/91)

SB 89 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. p 67,147,163 (Signed - 07/09/91)

SB 90 - AN ACT TO AMEND CHAPTER 84, TITLE 11 OF THE DELAWARE CODE RELATING TO MEMBERSHIP OF THE COUNCIL ON POLICE TRAINING. p 70,72,76,82,110,147 (Signed - 06/20/91)

SB 91 - AN ACT TO AMEND CHAPTER 31, TITLE 24, DELAWARE CODE, RELATING TO BOARD OF FUNERAL PRACTITIONERS. p 70,73,90,100 (Signed - 05/23/91)

SB 92 w/SA 1.2, HA 4, HA 1 to HA 4 - AN ACT TO AMEND CHAPTERS 1 AND 5, TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. p 70,71,72,100,101,147 (Signed - 06/14/91)

SB 93 w/SA 1 - AN ACT TO AMEND CHAPTER 90, TITLE 11, DELAWARE CODE, RELATING TO THE EXPUNGEMENT OF PENALTY ASSESSMENTS AFTER THE ASSESSMENT REMAINS UNCOLLECTED FOR A PERIOD IN EXCESS OF THREE YEARS. p 70,73,84,85,207,218 (Signed - 04/09/92)

SB 94 - AN ACT TO AMEND TITLE 16, DELAWARE CODE, BY ADDING A NEW CHAPTER 29 RELATING TO A REQUIREMENT THAT HEALTH CARE PROFESSIONALS AND THEIR PATIENTS INFORM EACH OTHER IF THEY HAVE ACQUIRED IMMUNODEFICIENCY SYNDROME (AIDS) OR THE HUMAN IMMUNODEFICIENCY VIRUS WHICH CAUSES AIDS. p 70 (Senate - Health/Social Services)

SB 95 - AN ACT TO AMEND CHAPTER 69 OF TITLE 29 OF THE DELAWARE CODE PERTAINING TO DEFINITIONS INCLUDED WITHIN THE PROFESSIONAL SERVICES NEGOTIATIONS ACT. p 70,96,98,140, 163 (Signed - 07/03/91)

SB 96 - AN ACT TO AMEND CHAPTER 3, TITLE 21 OF THE DELAWARE CODE RELATING TO CITIZEN REPORTING OF VIOLATIONS. p 70 (Senate - Public Safety)

SB 97 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, BY CREATING A NEW CHAPTER 62 TO PROVIDE CATASTROPHIC ILLNESS PROTECTION FOR DELAWARE RESIDENTS. p 71 (Senate - Insurance/Elections)

SB 98 w/SA 1 - AN ACT TO AMEND CHAPTER 59, TITLE 29 OF THE DELAWARE CODE RELATING TO THE MERIT SYSTEM OF PERSONNEL ADMINISTRATION; AND PROVIDING FOR DONATED LEAVE. p 71,94,95,313,314,316,326,327 (Vetoed 07/24/92)

SS 1/SB 99 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO A REQUIREMENT FOR HEALTH INSURANCE POLICY PROVISIONS ENCOURAGING HEALTHY LIFESTYLES. p 71,172 (Senate - Insurance/Elections)

SS 1/SB 100 w/HA 1 - AN ACT TO AMEND PART VI, TITLE 11 OF THE DELAWARE CODE RELATING TO VICTIMS OF CRIMES. p 72,76,100,101,233,308,316,323 (Signed - 07/23/92)

SB 101 - AN ACT TO AMEND CHAPTER 4, TITLE 11, DELAWARE CODE, RELATING TO DEFENSES TO CRIMINAL LIABILITY. p 72 (Senate - Judiciary)

SB 102 - AN ACT TO AMEND CHAPTER 10, TITLE 14, OF THE DELAWARE CODE, RELATING TO QUALIFIED VOTERS. p 72,113,122,202,211 (Signed - 04/01/92)

SB 103 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO THE EXCLUSIVE ORIGINAL CRIMINAL JURISDICTION OF THE FAMILY COURT. p 72,76,100,120,163 (Signed - 06/28/91)

SB 104 - AN ACT TO AMEND CHAPTER 29 OF TITLE 18 OF THE DELAWARE CODE RELATING TO LIFE INSURANCE POLICIES. p 74 (Senate - Insurance/Elections)

SB 105 - AN ACT TO AMEND CHAPTER 3, TITLE 22 AND CHAPTERS 26, 49, AND 69, TITLE 9 OF THE DELAWARE CODE RELATING TO SUNSET ZONING. p 74 (Senate - Community/County Affairs)

SB 106 - AN ACT TO AMEND CHAPTER 16, TITLE 29 OF THE DELAWARE CODE RELATING TO LOBBYING AND EXPENDITURE OF STATE FUNDS. p 74 (Senate - Finance)

SB 107 w/HA 1, SA 1, 2 - AN ACT TO AMEND CHAPTER 5, TITLE 19 OF THE DELAWARE CODE RELATING TO CHILD LABOR. p 74,81,88,92,147,148,164 (Signed - 07/16/91)

SB 108 - AN ACT TO AMEND CHAPTER 21, TITLE 24, DELAWARE CODE, RELATING TO THE DEFINITION OF THE PRACTICE OF OPTOMETRY, THE USE OF DRUGS OR SURGERY IN THE PRACTICE OF OPTOMETRY, AND THE LICENSING AND CERTIFICATION THEREOF. p 74,92,109,113,118 (House - Sunset)

SB 109 - AN ACT TO AMEND AN ACT BEING CHAPTER 166, VOLUME 37, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE" TO INCREASE THE AMOUNT WHICH MAY BE BORROWED AGAINST ANTICIPATED REVENUES. p 75,76,83,94 (Signed - 05/10/91)

SB 110 - AN ACT TO AMEND CHAPTER 10, TITLE 14 OF THE DELAWARE CODE RELATING TO CERTAIN SCHOOL BOARDS. p 75 (Senate - Education)

SB 111 - AN ACT TO AMEND TITLE 18 DELAWARE CODE TO REQUIRE STANDARDS OF LIQUIDITY AND DIVERSITY OF SECURITIES FOR INSURERS. p 75,84 (Stricken)

SS 1/SB 112 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE POOLING FOR UNINSURABLES. p 76,120 (Senate - Insurance/Elections)

SB 113 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE SOLD TO CERTAIN GROUPS. p 76 (Senate - Insurance/Elections)

SB 114 - AN ACT TO AMEND CHAPTER 93, PART VIII, TITLE 16 OF THE DELAWARE CODE, RELATING TO HEALTH AND SAFETY; AND PROVIDING FOR A HEALTH SERVICES COST REVIEW COMMISSION. p 80 (Senate - Health/Social Services)

SB 115 - AN ACT TO AMEND CHAPTER 42, VOLUME 53, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF SEAFORD". p 81,123,136,156,164 (Signed - 08/09/91)

SB 116 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF WATER RESOURCES OF THE STATE. p 82,96 (Senate - Out of Committee)

SB 117 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO GUBERNATORIAL APPOINTMENTS. p 83,93 (Senate - Executive)

SB 118 w/SA 1 - AN ACT TO AMEND CHAPTER 84, TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE OFFICER TRAINING. p 83,101,106,174,175,273,274 (House - Out of Committee)

SB 119 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES DEAUTHORIZING AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AND REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE. p 83,84,85,90,94 (Signed - 05/16/91)

SB 120 - AN ACT TO AMEND TITLE 18 DELAWARE CODE TO AUTHORIZE THE VALUATION OF SECURITIES OF INSURERS BY THE SECURITIES VALUATION OFFICE OF THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS. p 83,97,98,110,147 (Signed - 06/20/91)

SB 121 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, TO REQUIRE INSURANCE COMPANIES' CAPITAL AND SURPLUS BE IN CASH OR CASH EQUIVALENT. p 62,83,96,108,109,123,163 (Signed - 06/28/91)

SB 122 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES. p 83,96,128,131 (House - Appropriations)

SB 123 - AN ACT TO AMEND CHAPTER 197 VOLUME 54 LAWS OF DELAWARE WHICH REVISED THE PRIOR CHARTER OF REHOBOTH BEACH AND PRESCRIBED A NEW CHARTER THEREFORE, TO PROVIDE FOR ABSENTEE BALLOTS IN ALL REHOBOTH ELECTIONS, TO CHANGE THE DATE FOR FILING CERTIFICATES OF NOMINATION AND JUDGING THE QUALIFICATIONS OF CANDIDATES, TO CHANGE THE TIME OF THE ANNUAL MUNICIPAL ELECTION, TO CHANGE THE DEADLINE TO REGISTER TO VOTE IN THE ANNUAL MUNICIPAL ELECTION, TO CHANGE THE QUALIFICATIONS OF VOTERS, AND TO CHANGE THE QUALIFICATIONS FOR CANDIDATES FOR ELECTIVE OFFICE. p 85,96,111 (Signed - 06/04/91)

SB 124 - AN ACT TO AMEND CHAPTER 38, TITLE 31, DELAWARE CODE, RELATING TO FOSTER CHILD REVIEW. p 86,93,94,133,163 (Signed - 07/03/91)

SB 125 - AN ACT TO AMEND CHAPTERS 17 AND 19 OF TITLE 24, DELAWARE CODE RELATING TO PRONOUNCEMENTS OF DEATH. p 86,107,116,147,164 (Signed - 07/11/91)

SB 126 - AN ACT TO AMEND CHAPTER 38, TITLE 31, DELAWARE CODE, RELATING TO FOSTER CARE REVIEW. p 86,93,94,127,163 (Signed - 07/09/91)

SB 127 - AN ACT TO AMEND TITLE 18, DELAWARE CODE TO SPECIFICALLY REQUIRE ANNUAL STATEMENTS OF INSURERS TO CONFORM WITH THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS ANNUAL STATEMENT REQUIREMENTS. p 86,96,98,110,147 (Signed - 06/20/91)

SB 128 - AN ACT TO AMEND TITLE 18, DELAWARE CODE REGARDING FINANCIAL EXAMINATIONS OF INSURANCE COMPANIES. p 86,96,99,110,147 (Signed - 06/20/91)

SB 129 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE GENERAL JURISDICTION AND POWERS OF THE PUBLIC SERVICE COMMISSION. p 86,97,104,112,147 (Signed - 06/5/91)

SB 130 w/HA 1 - AN ACT TO AMEND TITLE 29, DELAWARE CODE RELATING TO RULES AND REGULATIONS ESTABLISHED BY STATE AGENCIES BY ESTABLISHING APPROPRIATE PROCEDURES FOR ASSESSING WHETHER OR NOT RULES AND REGULATIONS MAY RESULT IN TAKING OF PRIVATE PROPERTY. p 86,96,99,154,154,176,184 (Signed - 01/24/92)

SB 131 - AN ACT TO AMEND CHAPTER 25, TITLE 18, DELAWARE CODE RELATING TO THE FILING OF RATES BY WORKMEN'S COMPENSATION INSURANCE CARRIERS. p 88,96,110,112 (Senate - Roll Call Tabled)

SB 132 w/HA 1, SA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 5 OF THE DELAWARE CODE RELATING TO BANK RECEIVERSHIP. p 88,91,96,97,105,118,163 (Signed - 07/03/91)

SB 133 - AN ACT TO AMEND CHAPTER 11, TITLE 9 OF THE DELAWARE CODE RELATING TO EXPANDING THE NUMBER OF NEW CASTLE COUNTY COUNCIL MEMBERS. p 88,106,118 (Senate - Out of Committee)

SB 134 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO PARENTS' RESPONSIBILITY FOR CHILDREN PLAYING WITH FIRE. p 88,97 (Stricken)

SB 135 - AN ACT TO AMEND SUBCHAPTER IV, CHAPTER 43, TITLE 21, DELAWARE CODE RELATING TO UNLOCKED MOTOR VEHICLES AND IGNITION KEYS. p 88,97 (Stricken)

SB 136 - AN ACT TO AMEND SUBPART B, CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO A REQUIREMENT THAT ALL DWELLING OCCUPANTS KEEP DOORS AND WINDOWS LOCKED AT ALL TIMES FROM SUNSET TO SUNUP. p 88,97 (Stricken)

SB 137 - AN ACT TO AMEND SUBCHAPTER IV, CHAPTER 100, TITLE 3, DELAWARE CODE RELATING TO WAGERING ON SIMULCAST POOLS AND COMBINED PARI-MUTUEL POOLS. p 90,101,108 (Signed - 07/03/91)

SB 138 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO INSTITUTIONAL VANDALISM. p 90,96,99,106,107 (House - Judiciary)

SB 139 w/SA 1 - AN ACT TO AMEND TITLE 11, CHAPTER 85 OF THE DELAWARE CODE RELATING TO THE STATE BUREAU OF IDENTIFICATION. p 90,94,99,133,163 (Signed - 07/03/91)

SB 140 - AN ACT TO AMEND CHAPTER 3, TITLE 28, OF THE DELAWARE CODE RELATING TO THOROUGHBRED RACING. p 90,96,108 (Senate - Laid on the table)

SB 141 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO A PROCEDURE FOR PROVIDING FOR CLAIMS AGAINST A DISSOLVED CORPORATION AND TO CERTAIN FEES AND CHARGES PAYABLE TO THE SECRETARY OF STATE. p 90,96,151,156 (Signed - 07/11/91)

SB 142 w/SA 1 - AN ACT TO AMEND SUBCHAPTER VII, CHAPTER V, TITLE 11 OF THE DELAWARE CODE RELATING TO ETHNIC INTIMIDATION. p 90,96,100,102 (Senate - Laid on the table)

SB 143 w/SA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO MEAL BREAKS. p 91,116,118,124,125,126,297,315,324,325 (Signed - 07/10/92)

SB 144 w/SA 1, 2, HA 1 - AN ACT TO AMEND TITLE 26, DELAWARE CODE, AND CHAPTER 60, TITLE 7, DELAWARE CODE, RELATING TO WATER UTILITIES. p 91,96,100,106,110,111,112, 116,140,142,163 (Signed - 07/09/91)

SB 145 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO USE AND DISPLAY OF A DEADLY WEAPON DURING THE COMMISSION OF A CRIME. p 92,96,100,103 (Senate - Finance)

SB 146 w/SA 1 - AN ACT TO AMEND CHAPTER 87, TITLE 29, DELAWARE CODE, RELATING TO THE COUNCIL ON ARCHIVES AND CULTURAL AFFAIRS. p 92,96,100,207,219 (Signed - 04/09/92)

SB 147 w/SA 1 - AN ACT TO AMEND TITLE 7, OF THE DELAWARE CODE RELATING TO FINES PAYABLE BY MAIL. p 92,96,101,104,150,164 (Signed - 07/10/91)

SB 148 w/SA 1 - AN ACT TO AMEND TITLE 11, CHAPTER 86 OF THE DELAWARE CODE RELATING TO THE DELAWARE JUSTICE INFORMATION SYSTEM. p 92,96,104,133,163 (Signed - 07/03/91)

SB 149 w/SA 2 - AN ACT TO AMEND CHAPTER 41, TITLE 21, DELAWARE CODE RELATING TO TRESPASS BY MOTOR VEHICLE OR OHV AND PENALTIES THEREFOR. p 93,97,106,108,140,163 (Signed - 07/03/91)

SB 150 - AN ACT TO AMEND CHAPTER 12, TITLE 14 OF THE DELAWARE CODE RELATING TO PROVISIONAL CERTIFICATES. p 93,103,133 (Senate - Education)

SB 151 w/SA 2, HA 1 - AN ACT TO AMEND TITLE 18 DELAWARE CODE TO ADOPT AN INSURANCE HOLDING COMPANY SYSTEM REGISTRATION. p 94,96,101,102,104,294,309 (Signed - 07/07/92)

SB 152 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATION OF BOXING MATCHES OR EXHIBITIONS AND THE DEREGULATION OF WRESTLING MATCHES OR EXHIBITIONS. p 96,109,115,147,163 (Signed - 07/09/91)

SB 153 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 27, TITLE 21, DELAWARE CODE, RELATING TO SUSPENSION AND REVOCATION OF LICENSE. p 96,101,257 (Senate - Out of Committee)

SB 154 - AN ACT TO AMEND CHAPTER 3, TITLE 28, DELAWARE CODE, RELATING TO THE DELAWARE THOROUGHBRED RACING COMMISSION. p 96,214 (House - Administrative Services)

SB 155 w/SA 2, 3 - AN ACT TO AMEND CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO AGENCY BASED REGISTRATION. p 96,101,117,102,122,123,125,130 (House - Appropriations)

SB 156 w/SA 1 - AN ACT TO AMEND CHAPTER 71, TITLE 18, DELAWARE CODE, RELATING TO LONG-TERM CARE INSURANCE. p 96,146,156,164 (Signed - 07/11/91)

SB 157 - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE RELATING TO A PROHIBITION AGAINST THE USE OF RADAR DETECTORS IN OR ON MOTOR VEHICLES TO DETECT THE PRESENCE OF RADAR SPEED MEASURING EQUIPMENT. p 96,198 (Senate - Public Safety)

SB 158 - AN ACT TO AMEND CHAPTER 41, TITLE 21, DELAWARE CODE RELATING TO MOTORCYCLES. p 97 (Senate - Public Safety)

SB 159 - AN ACT TO AMEND TITLE 30, CHAPTER 54, DELAWARE CODE RELATING TO THE REALTY TRANSFER TAX. p 100,142,143,148,156 (Signed - 07/15/91)

SB 160 w/HA 1 - AN ACT TO AMEND CHAPTER 92, TITLE 11 OF THE DELAWARE CODE RELATING TO LAW-ENFORCEMENT OFFICERS' BILL OF RIGHTS. p 100,107,110,120,127,163,164,165,166 (Vetoed 07/19/91)

SB 161 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HAZARDOUS AIR POLLUTANTS. p 101 (Senate - Natural Resources & Environmental Control)

SB 162 w/SA 1, H A 1, 3 - AN ACT TO AMEND TITLE 24, CHAPTER 17, RELATING TO THE RECOGNITION, REGULATION, AND LICENSURE OF PHYSICIAN'S ASSISTANTS AND TO PROVIDE FOR THE MAXIMUM UTILIZATION OF QUALIFIED PHYSICIAN'S ASSISTANTS IN THE PROVISION OF HEALTH CARE TO THE CITIZENS OF DELAWARE IN ANY HEALTH CARE PRACTICE SETTING, UNDER THE SUPERVISION OF PHYSICIANS LICENSED UNDER CHAPTER 17 OF THIS TITLE. p 80,102,109,150,152,164 (Signed - 07/10/91)

SB 163 w/SA 1 - AN ACT TO AMEND CHAPTER 16, TITLE 24 OF THE DELAWARE CODE RELATING TO ADULT ENTERTAINMENT ESTABLISHMENTS. p 103,107,115,116,147,163 (Signed - 07/09/91)

SB 164 w/SA 1 - AN ACT TO AMEND TITLE 16 AND TITLE 24 OF THE DELAWARE CODE RELATING TO CERTAIN ADULT ENTERTAINMENT ESTABLISHMENTS; AND PROVIDING FOR THE PREVENTION AND CONTROL OF CERTAIN SEXUALLY-RELATED COMMUNICABLE DISEASES. p 103,109,115,116,147,164 (Signed - 07/09/91)

SB 165 w/SA 1 - AN ACT TO AMEND CHAPTER 26, TITLE 14 OF THE DELAWARE CODE, RELATING TO THE POWER OF COUNTY VOCATIONAL HIGH SCHOOL DISTRICTS AND COUNTY VOCATIONAL-TECHNICAL SCHOOL DISTRICTS TO LEVY TAXES FOR SCHOOL PURPOSES. p 103,104,105,111,147 (Signed - 06/06/91)

SB 166 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 35, TITLE 11, DELAWARE CODE, RELATING TO ORDERS TO PROTECT VICTIMS AND WITNESSES. p 103,109,116,150,164,166,167 (Vetoed - 07/17/91)

SB 167 - AN ACT TO AMEND CHAPTER 25, TITLE 6, DELAWARE CODE RELATING TO PROHIBITED TRADE PRACTICES. p 103,107,110 (Senate - Out of Committee)

SB 168 w/SA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO DECEPTIVE BUSINESS PRACTICES BY USE OF 900 SERVICE OR SIMILAR TOLL SERVICE TELEPHONE NUMBERS. p 106,109,116,233,244 (Signed - 05/13/92)

SS 1/SB 169 w/SA 1 - AN ACT TO AMEND TITLE 7, DELAWARE CODE, RELATING TO FRESHWATER WETLANDS. p 105,205,271,279,306 (Senate - Roll Call Tabled)

SB 170 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF DEPENDENT, NEGLECTED OR DELINQUENT CHILDREN. p 106,109 (Senate - Out of Committee)

SB 171 - AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE, RELATING TO ANNUAL LEAVE. p 107 (Senate - Finance)

SB 172 - AN ACT TO AMEND CHAPTER 64, TITLE 21 OF THE DELAWARE CODE RELATING TO ODOMETER MILEAGE DISCLOSURES AND RECORD RETENTION. p 107,117,123 (Senate - Out of Committee)

SB 173 - AN ACT TO AMEND CHAPTER 41, TITLE 9, OF THE DELAWARE CODE RELATING TO KENT COUNTY. p 107,311 (Senate - Community/County Affairs)

SB 174 w/HA 1 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 31, TITLE 16, DELAWARE CODE, RELATING TO PERMIT FOR CREMATION; ISSUANCE, RETENTION AND INSPECTION. p 107,116,126,154,156,164 (Signed - 07/11/91)

SB 175 - AN ACT TO AMEND CHAPTER 19, TITLE 9 OF THE DELAWARE CODE, RELATING TO NEW CASTLE COUNTY POLICE. p 107,121,129,147,163 (Signed - 07/09/91)

SB 176 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO OFFICERS AND EMPLOYEES OF COUNTY AND MUNICIPAL GOVERNMENTS. p 107,108,287 (Senate - Out of Committee)

SB 177 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO IN-LAWS. p 108 (Senate - Executive)

SB 178 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 5, TITLE 13, DELAWARE CODE, RELATING TO CRIMINAL ENFORCEMENT OF FAILURE TO SUPPORT SPOUSE OR CHILD. p 109,175,176 (House - Laid on the Table)

SB 179 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE V, SECTION 6 OF THE DELAWARE CONSTITUTION RELATING TO THE COMPOSITION OF THE SUPERIOR COURT AS A BOARD OF CANVASS IN KENT COUNTY. p 110,123,130,147,163 (2nd Leg - 07/15/91)

SB 180 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO BEVERAGE CONTAINERS. p 110,133 (Stricken)

SB 181 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO PROHIBITION AGAINST SUNDAY HUNTING AND SHOOTING PRESERVES. p 110 (Senate - Out of Committee)

SB 182 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO MARINE FACILITIES. p 112,121,128,147,164,232 (Signed - 07/09/91)

SS 1/SB 183 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO GROUNDS FOR REFUSAL OF LICENSE TO SELL ALCOHOLIC BEVERAGES. p 112,123,168 (Senate - Out of Committee)

SB 184 - AN ACT TO REINCORPORATE THE TOWN OF DAGSBORO. p 112,121,126,147,164 (Signed - 07/09/91)