

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

Joseph B. Melson, Jr., 34 Sabrina Drive, Rehoboth Beach, Delaware 19971, to be reappointed as a Justice of the Peace for Sussex County for a four-year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor
* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 6, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Gerald W. Pepper, R.D. #1, Box 301C, Selbyville, Delaware 19975, to be reappointed to the Sussex County Board of Elections for a four-year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor
* * *

Senator Cordrey commented on the absence of the Assistant Secretary of the Senate. **SB 146 w/SA 1** was lifted from the table and brought before the Senate for consideration on motion of Senator Bair.

SB 146 w/SA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SAFE SCHOOL ZONES.

Senator McDowell marked present.

SA 2 to SB 146, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator McDowell.

Senator Bair requested the privilege of the floor for Paul R. Wallace, representing the Attorney General's office.

Senator McDowell commented.

The witness was excused.

Senators McDowell and Sharp commented. A roll call vote was taken and revealed 2 Senators (McDowell, Venables) YES, 17 NO, 1 (Sokola) NOT VOTING, 1 (Henry) ABSENT; therefore, **SA 2 to SB 146** was declared defeated.

Senators Cook and Marshall marked present during the above roll call.

SA 3 to SB 146, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Bair.

Senators McDowell, Bonini and McBride commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Henry) ABSENT; therefore, **SA 3 to SB 146** was declared part of the bill.

SB 146 w/SA 1 & 3 was now before the Senate.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (McDowell) NOT VOTING, 1 (Henry) ABSENT; therefore, **SB 146 w/SA 1 & 3** was declared passed the Senate and sent to the House for consideration.

SB 53 was stricken on motion of Senator Voshell.

HB 4 w/HA 1 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 4 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE.

A roll call vote was taken and revealed 15 Senators voting YES, 4 (Cordrey, McDowell, Sorenson, Venables) NO, 1 (Still) NOT VOTING, 1 (Henry) ABSENT; therefore, **HB 4 w/HA 1** was declared passed the Senate and returned to the House.

HB 11 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 11 w/HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE, RELATING TO BUMPER, FRAME RAIL AND BODY HEIGHTS. (2/3 vote)
Senators Still and Cordrey commented.

A roll call vote was taken on **HB 11 w/HA 1**, however; it was table before it was announced.

SB 184 was brought before the Senate for consideration on motion of Senator McBride, under the suspension of the necessary rules.

SB 184 - AN ACT TO PAY CERTAIN FUNDS TO FRANK J. CARELLO, JR. FOR HIS SERVICES AS A MEMBER OF THE UNEMPLOYMENT COMPENSATION COMMISSION.

Senators Sokola, Hauge and Voshell commented. Senator McBride requested the privilege of the floor for Don Dryden, Controller General of the State of Delaware.

Senators Cordrey and McBride questioned the witness, after which the witness was excused.

A roll call vote was taken on **SB 184**, however; it was tabled before it could be announced.

SB 198 was brought before the Senate for consideration on motion of Senator Cook.

SB 198 - AN ACT TO REINCORPORATE THE TOWN OF FELTON. (2/3 vote)

Senators Sokola, Voshell and McDowell commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Henry, Venables) ABSENT; therefore, **SB 198** was declared passed the Senate and sent to the House for consideration.

HB 30 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 30 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO INMATE FURLOUGHS.

Senators Sharp and McDowell commented. A roll call vote was taken and revealed 16 Senators voting YES, 3 (Cordrey, Sharp, Voshell) NO, 2 (Henry, Venables) ABSENT; therefore, **HB 30** was declared passed the Senate and returned to the House.

HB 38 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 38 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND CREATING THE HIV TESTING FOR INSURANCE ACT.

HB 38 w/HA 1 was laid on the table on motion of Senator Vaughn.

HB 134 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 134 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO HEALTH CARE INSURANCE.

Senator Vaughn requested the privilege of the floor for Jon D. McDowell, representing the State Personnel office.

Senators Vaughn and McBride questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Henry, Venables) ABSENT; therefore, **HB 134** was declared passed the Senate and returned to the House.

At 5:40 p.m. on motion of Senator Sharp, the Senate recess for the changing of the tape.

At 5:43 p.m. the Senate reconvened with Lt. Governor Minner presiding.

At 5:44 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 8, 1995.

The Senate reconvened at 2:21 p.m. June 8, 1995 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 208 w/HA 1; HB 202; SB 65 w/SA 2.**

The following committee reports were announced:

From Labor: **HB 53** - 3 Merits.

From Education: **HS 1 for HB 79 w/HA 1, 2, 3 & 4** - 5 Merits.

From Highways and Transportation: **HB 177 w/HA 1, 2 & 3** - 4 Merits.

From Sunset: **SB 190** - 5 Merits.

From Health and Social Services: **SB 194** - 5 Merits; **SB 195** - 4 Merits; **SB 203** - 5 Merits; **SB 210** - 5 Merits.

At 2:25 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convened for the 39th Legislative Day.

June 8, 1995

The Senate convened at 2:25 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Bair.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 8, 1995

The following legislation was introduced and assigned to committee on June 7, 1995:

SB 213 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH AS AMENDED, WITH REGARD TO FINES AND PENALTIES FOR VIOLATION OF CITY ORDINANCES. (2/3 vote)

Sponsor: Senator Cordrey. To: **Community/County Affairs**.

SB 214 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATIONS. Sponsors: Senators Cook and Vaughn; Representatives Houghton and Oberle. To: **Public Safety**.

SB 215 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIEN OF TAXES AND OTHER CHARGES. Sponsors: Senator Marshall and Representative Jonkiert; Senators McDowell, Henry; Representatives George, Plant, Scott. To: **Judiciary**.

SB 216 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE TO AUTHORIZE AND APPROVE A SCHEDULE OF FEES CHARGES FOR ENTRANCE TO STATE PARKS OR THE USE OF SURF FISHING VEHICLES AND SNOWMOBILES ON STATE PARK LANDS. (3/5 vote) Sponsors: Senator McBride; Senators Amick, Bair, Venables, Voshell; Representatives Carey, Davis, Mack. To: **Natural Resources**.

SB 217 - AN ACT TO AMEND TITLE 9, TITLE 14, TITLE 24, AND TITLE 30 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT OF REAL PROPERTY FOR THE PURPOSE OF *AD VALOREM* TAXATION BY COUNTY GOVERNMENTS AND SCHOOL DISTRICTS. Sponsors: Senator Voshell and Representative Roy; Senator Sorenson; Representatives Banning, Brady, Buckworth, Cloutier, Davis, Mack, Maier, and Reynolds. To: **Community/County Affairs**.

SB 218 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO BRAILLE LITERACY. Sponsors: Senator Henry, Senator Marshall; Representatives George, Maroney. To: **Education**.

SB 219 - AN ACT TO AMEND CHAPTER 19, TITLE 2 OF THE DELAWARE CODE RELATING TO THE EMPLOYEE COMMUTE OPTIONS ACT. (3/5 vote) Sponsors: Senator Voshell and Representative Lofink. To: **Labor**.

SB 220 - AN ACT TO AMEND CHAPTER 197, VOLUME 54 LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (2/3 vote) Sponsors: Senator Cordrey and Representative Schroeder. To: **Community/County Affairs**.

SA 1 to HB 19 - Sponsor: Senator Sharp. Placed with the bill.

The following legislation was introduced and assigned to committee on June 8, 1995:

SB 221 - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO THE DUTIES AND POWERS OF THE CODE REVISORS. Sponsors: Senators Bair and Sharp; Senators Connor, Reed, Henry, Amick, McBride, Sorenson, Blevins, Cook, McDowell; Representatives Maroney, Oberle, Fallon, Quillen, Stone, Welch, Smith, Ulbrich, Carey, Capano, Lee, Wagner. To: **Judiciary**.

SB 222 - AN ACT TO AMEND CHAPTER 2, TITLE 29 OF THE DELAWARE CODE RELATING TO LANDSCAPE ARCHITECTS. Sponsors: Senators Blevins and Representative Ulbrich; Senator Voshell; Representative Maier. To: **Sunset**.

SB 223 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC PROCUREMENT OF GOODS, MATERIALS AND SERVICES AND THE DEPARTMENT OF ADMINISTRATIVE SERVICES. Sponsors: Senator Voshell and Representative Davis; Senators Amick, Venables, Sokola, Blevins, Henry; Representatives Schroeder, Ewing, Lofink, Banning. To: **Administrative Services**.

SB 224 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF MENACING. Sponsors: Senator Sharp and Representative Roy; Senators Bair and Sorenson; Representatives Banning, Brady, Bunting, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Spence, Van Sant, West; Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Iee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, and Welch. To: **Judiciary**.

HB 202 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Representative Oberle and Senator Marshall. To: **Labor**.

HB 208 w/HA 1 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE RELATING TO THE RIGHTS OF VICTIMS. Sponsors: Representative George and Senator McDowell. To: **Judiciary**.

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SB 207 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 207 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BANKS AND OTHER FINANCIAL INSTITUTIONS, AND TO AMEND SECTION 379 OF TITLE 8 OF THE DELAWARE CODE RELATING TO BANKING POWERS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 207** was declared passed the Senate and sent to the House for consideration.

SS 1 to SB 69 was lifted from the table and brought before the Senate for consideration on motion of Senator Venables, under the suspension of the necessary rules.

SS 1 to SB 69 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORKS PROJECTS.

Senator Marshall requested the privilege of the floor for Edward Peterson, representing the AFL-CIO.

Senator Venables entered into a discussion with the witness, after which the witness was excused.

Senator Venables requested the privilege of the floor for George C. Wrighton, representing the Delaware League of Local Governments.

Senator Bonini questioned the witness, after which the witness was excused.

Senators Marshall, Bonini and Voshell commented. A roll call vote was taken and revealed 12 Senators voting YES, 9 (Blevins, Connor, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola) NO; therefore, **SS 1 to SB 69** was declared passed the Senate and sent to the House for consideration.

HB 19 w/HA 6 & 8 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 19 w/HA 6 & 8 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES; AND PROVIDING FOR PROHIBITIONS AGAINST TICKET SCALPING.

SA 1 to HB 19, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 15 Senators voting YES, 6 (Bonini, Hauge, Henry, McDowell, Still, Venables) NO; therefore, **SA 1 to HB 19** was declared part of the bill.

HB 19 w/HA 6, 8 & SA 1 was now before the Senate.

Several Senators entered into a discussion. A roll call vote was taken on **HB 19 w/HA 6, 8 & SA 1** however, it was table before it was announced.

SB 148 was brought before the Senate for consideration on motion of Senator Sokola.

SB 148 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION SCIENCE VANS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 148** was declared passed the Senate and sent to the House for consideration.

The necessary rules were suspended and the roll call vote was lifted on **SB 184** on motion of Senator McBride and revealed 11 Senators voting YES, 7 (Amick, Bonini, Hauge, Reed, Sokola, Sorenson, Voshell) NO, 1 (Still) NOT VOTING, 2 (Cordrey, Sharp) ABSENT; therefore **SB 184** was declared passed the Senate and sent to the House for consideration.

SB 184 - AN ACT TO PAY CERTAIN FUNDS TO FRANK J. CARELLO, JR. FOR HIS SERVICES AS A MEMBER OF THE UNEMPLOYMENT COMPENSATION COMMISSION.

SS 1 to SB 72 was brought before the Senate for consideration, under the suspension of the necessary rules on motion of Senator McBride.

SS 1 to SB 72 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO HEALTH CARE DECISIONS.

Senators Bair and Marshall commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SS 1 to SB 72** was declared passed the Senate and sent to the House for consideration.

Senator Cordrey presiding at 3:40 p.m.

SB 190 was brought before the Senate for consideration on motion of Senator Blevins.

SB 190 - AN ACT TO AMEND CHAPTER 39, TITLE 24 OF THE DELAWARE CODE AND CHAPTERS 88 AND 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE BOARD OF CLINICAL SOCIAL WORK EXAMINERS. (2/3 vote)

SA 1 to SB 190 was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 190** was declared part of the bill.

SB 190 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 190 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 194 was brought before the Senate for consideration on motion of Senator Blevins.

SB 194 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE INSURANCE CODE RELATING TO MEDICARE SUPPLEMENT INSURANCE MINIMUM STANDARDS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 194** was declared passed the Senate and sent to the House for consideration.

SB 195 was brought before the Senate for consideration on motion of Senator Blevins.

SB 195 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE INSURANCE CODE RELATING TO LONG-TERM CARE INSURANCE.

Senator Still commented. Senator Blevins requested the privilege of the floor for Wendy Eaby, representing the Delaware Insurance Department.

Senator Still questioned the witness, after which the witness was excused.

SB 195 was laid on the table on motion of Senator Blevins.

SB 203 was brought before the Senate for consideration on motion of Senator Blevins.

SB 203 - AN ACT TO AMEND CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF MEDICAL PRACTICE.

Senator Amick commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 203** was declared passed the Senate and sent to the House for consideration.

SB 210 was brought before the Senate for consideration on motion of Senator Blevins.

SB 210 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FAMILY PRESERVATION SERVICES.

SA 1 to SB 210 was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **SA 1 to SB 210** was declared part of the bill.

SB 210 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 210 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 182 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 182 - AN ACT TO AMEND CHAPTER 339, VOLUME 62, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SMYRNA". (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 182** was declared passed the Senate and sent to the House for consideration.

HB 53 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 53 - AN ACT TO AMEND SECTION 6903(a)(2), TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS.

Senator Venables commented. A roll call vote on **HB 53** was taken however; it was tabled before it was announced.

SB 205 was brought before the Senate for consideration on motion of Senator Adams.

SB 205 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VOLUNTARY ASSESSMENTS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 205** was declared passed the Senate and sent to the House for consideration.

SCR 32 was introduced and brought before the Senate for consideration on motion of Senator Bair.

SCR 32 - COMMENDING SENATOR MARGARET ROSE HENRY, LT. GOVERNOR RUTH ANN MINNER, AND DR. DIANA DICKSON-WITMER FOR THEIR RECOGNITION BY GIRLS INC. OF DELAWARE OF THE MERITORIOUS AWARD ENTITLED "SHE KNOWS WHERE SHE'S GOING". Sponsors: Senator Bair; Senators Blevins, Reed, Sorenson, Amick, McBride; Representatives Maroney, Capano, Maier, Ulbrich, Wagner, Stone, Fallon, Cloutier, Houghton.

Senators Cook, Connor and Voshell requested that their names be added as co-sponsors.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 32** was declared adopted by the Senate and sent to the House for consideration.

At 4:22 p.m. on motion of Senator Sharp, the Senate recessed until June 13, 1995 at 2:00 p.m.

At 2:19 p.m., on June 13, 1995 the Senate reconvened with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 152; HB 198; HB 140; HB 243; HB 179 w/HA 1, 8, 10 & 11; SB 112 w/SA 1; SB 7; SB 8 w/SA 1; SCR 18.**

The following committee report was announced:

From Children, Youth and Families: **SB 155** - 4 Merits.

At 2:22 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 40th Legislative Day.

40TH LEGISLATIVE DAY

June 13, 1995

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

A prayer was offered by Senator Still.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 13, 1995

The following legislation was introduced and assigned to committee:

SB 225 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABUSE OR NEGLECT.

Sponsors: Senators Sharp and Representative Roy; Senators Blevins, Cook, McBride, Sokola, Vaughn, Bair, Connor, Hauge, Sorenson; Representatives Spence, Oberle, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West, Davis, Caulk, Buckworth, Maier, Ulbrich, Reynolds, Maroney, DiPinto, Lee, Wagner, Lofink, Carey, Boulden, Stone, Cloutier, Petrilli, Fallon, Mack, Welch, D. Ennis, Quillen, Ewing, Capano, Smith, George. To: **Judiciary.**

SB 226 - AN ACT TO AMEND TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF KELLE ALEXIS DOHERTY AND CHRISTOPHER GEORGE SANCHEZ. Sponsors: Senator Marshall and Representatives Jonkiert and Spence. To: **Executive.**

SB 227 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOLARSHIPS FOR HIGHER EDUCATION. Sponsors: Senator Sokola and Representative Reynolds. To: **Education**.

SB 228 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO LANDFILLS AND OTHER WASTE DISPOSAL FACILITIES. Sponsor: Senator McBride. To: **Natural Resources**.

SB 229 - AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE EMPLOYEES' PENSION PLAN. Sponsors: Senators Sharp and Adams; Representatives Spence and DiLiberto. To: **Judiciary**.

SB 230 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE OPENING OF BIDS FOR PUBLIC WORKS CONTRACTS. Sponsors: Senator Venables and Representative Smith. To: **Administrative Services**.

HB 140 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. Sponsors: Representative Roy and Senator Sokola; Representatives Spence, Cloutier, DiPinto, Lofink, Wagner; Senators Vaughn and Amick. To: **Administrative Services**.

HB 152 - AN ACT TO AMEND CHAPTER 9 OF TITLE 4 OF THE DELAWARE CODE RELATING TO THE SALE OF ALCOHOLIC BEVERAGES TO PERSON UNDER THE AGE OF TWENTY-ONE. Sponsors: Representative Smith and Senator Sokola. To: **Judiciary**.

HB 179 w/HA 1, 8, 10 & 11 - AN ACT TO AMEND CHAPTER 17, TITLE 24, AND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO NOTICE OF ABORTIONS PERFORMED ON MINORS. Sponsors: Representatives Buckworth and Caulk and Jonkiert and Senator Bonini; Representatives Spence, Carey, Davis, DiPinto, D. Ennis, Ewing, Lofink, Maier, Welch, Brady, Bunting; Senators Marshall, Connor, Still. To: **Children, Youth and Their Families**.

HB 198 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SIZE AND WEIGHT OF VEHICLES AND LOADS. Sponsors: Representative Roy and Senator Voshell. To: **Public Safety**.

HB 243 - AN ACT TO AMEND CHAPTER 81, TITLE 10 OF THE DELAWARE CODE RELATING TO PERSONAL ACTIONS AND ABOLISHING THE ECONOMIC LOSS DOCTRINE. Sponsor: Representative Petrilli. To: **Judiciary**.

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SB 155 was brought before the Senate for consideration on motion of Senator Blevins.

SB 155 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE ADVISORY COUNCIL FOR CHILDREN, YOUTH AND THEIR FAMILIES.

SB 155 was laid on the table on motion of Senator Blevins.

Senators Cook and Sorenson marked present.

At 2:28 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 3:17 p.m. the Senate reconvened with Lt. Governor Minner presiding.

Senator Sharp deferred to Senator Cook.

SR 14 was introduced and brought before the Senate for consideration on motion of Senator Cook.

SR 14 - HONORING THE TWENTY-ONE RECIPIENTS OF THE DELAWARE STATE BAR ASSOCIATION'S REDDING FELLOWSHIPS FOR 1995 UPON THEIR VISIT TO THE DELAWARE STATE SENATE. Sponsor: Senator Cook; Senator Henry; All Senators.

Senator Cook requested the privilege of the floor for William D. Johnston, representing the Delaware State Bar Association.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SR 14** was declared adopted.

Senators McBride, McDowell, Reed, Sokola and Hauge marked present during the above roll call.

Senator Cook again requested the privilege of the floor for William Johnston. The witness was excused after addressing the Senate.

Senator Cordrey presented a tribute to members of the Delaware Bar Association.

SB 155 was lifted from the table and brought before the Senate for consideration on motion of Senator Blevins.

SA 1 to SB 155, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Blevins.

SB 155 and **SA 1 to SB 155** were laid on the table on motion of Senator Blevins.

A messenger from the Governor was announced and admitted.

SB 155 and **SA 1 to SB 155** were lifted from the table and brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 155** was declared part of the bill.

SB 155 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 155 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HS 1 for HB 79 w/HA 1, 2, 3 & 4 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HS 1 for HB 79 w/HA 1, 2, 3 & 4 - AN ACT TO AMEND TITLE 14 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF THE DELAWARE CENTER FOR EDUCATIONAL TECHNOLOGY.

SA 1 to HS 1 for HB 79 was brought before the Senate for consideration on motion of Senator Sharp.

Senator Bonini withdrew his name as a co-sponsor of **HS 1 for HB 79**.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) NO; therefore, **SA 1 to HS 1 for HB 79** was declared part of the bill.

SA 2 to HS 1 for HB 79 was brought before the Senate for consideration on motion of Senator Hauge.

Senators Cook and Sharp commented. A roll call vote was taken and revealed 8 Senators (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) voting YES, 13 NO; therefore, **SA 2 to HS 1 for HB 79** was declared defeated.

SA 3 to HS 1 for HB 79 was brought before the Senate for consideration on motion of Senator Hauge.

Senator Sharp commented. A roll call vote was taken and revealed 9 Senators (Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) voting YES, 12 NO; therefore, **SA 3 to HS 1 for HB 79** was declared defeated.

HS 1 for HB 79 w/HA 1, 2, 3, 4 & SA 1 was now before the Senate.

Several Senators commented. A roll call vote was taken and revealed 17 Senators voting YES, 4 (Amick, Bonini, Hauge, Still) NO; therefore, **HS 1 for HB 79 w/HA 1, 2, 3, 4 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

SB 30 was brought before the Senate for consideration on motion of Senator McBride.

SB 30 - 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. (2/3 vote)

Senator Bonini requested that his name be added as a co-sponsor.

Senators Venables, Sorenson and Reed commented. A roll call vote was taken and revealed 10 Senators (Blevins, Bonini, Connor, Cook, Hauge, Henry, Marshall, McBride, McDowell, Sokola) voting YES, 11 NO; therefore, **SB 30** was declared defeated.

The roll call vote on **HB 53** was lifted on motion of the floor manager, Senator Marshall, and revealed 11 Senators voting YES, 10 (Adams, Amick, Bair, Bonini, Cordrey, Hauge, Reed, Sorenson, Still, Venables) NO; therefore, **HB 53** was declared passed the Senate and returned to the House.

At 4:28 p.m. on motion of Senator Sharp, the Senate recessed until 4:00 p.m. June 14, 1995.

At 4:08 p.m. June 14, 1995 the Senate reconvened with Lt. Governor Minner presiding.

The following committee reports were announced:

From Education: **SB 227** - 4 Merits; **SS 1 for SB 34** - 4 Merits.

From Executive: **SB 199** - 6 Merits; **SB 233** - 6 Merits.

From Public Safety: **SB 214** - 3 Merits; **HB 198** - 3 Merits.

From Health and Social Services: **HB 251** - 4 Merits.

From Judiciary: **SB 215** - 5 Merits; **SB 224** - 3 Merits; **SB 225** - 4 Merits; **SB 229** - 4 Merits; **SB 231** - 4 Merits; **SB 232** - 5 Merits; **SB 234** - 4 Merits; **SB 221** - 5 Merits; **SB 196** - 5 Merits; **HB 87 w/HA 1** - 4 Merits; **HB 171 w/HA 1** - 4 Merits; **HB 152** - 4 Merits; **HB 143 w/HA 1** - 4 Merits; **HB 208 w/HA 1** - 4 Merits; **HB 126 w/HA 1** - 4 Merits.

From Highways: **HB 112 w/HA 1** - 4 Merits.

From Community/County Affairs: **SB 213** - 3 Merits; **SB 220** - 3 Merits; **HB 117** - 3 Merits.

From Labor: **SB 219** - 4 Merits.

From Administrative Services: **SB 153** - 4 Merits; **SB 223** - 4 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HS 1 for HB 144 w/HA 1; HB 215; HB 256; SB 83; SB 90; SB 109; SB 111; SB 114; SB 175; HB 216 w/HA 1.**

Senator Hauge rose to make comments regarding his speech the day before regarding Carolyn Berger.

Senator Adams also commented on the speech.

The following committee report was announced:

From Natural Resources: **SB 216** - 4 Merits.

At 4:20 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 41st Legislative Day.

41ST LEGISLATIVE DAY

June 14, 1995

The Senate convened at 4:20 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 14, 1995

The following amendment was introduced and Placed with the bill on June 13, 1995:

SA 1 to SB 197 - Sponsor: Senator McDowell.

The following legislation was introduced and assigned to committee on June 14, 1995:

SB 231 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUSTICE OF THE PEACE CONSTABLES AND PROCEDURE IN JUSTICE OF THE PEACE COURTS. Sponsors: Senator Sharp; Representative Roy. To: **Judiciary**.

SB 232 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COURT OF COMMON PLEAS. Sponsors: Senator Sharp and Representative Roy. To: **Judiciary**.

SB 233 - AN ACT TO AMEND THE STATUTORY PROVISIONS OF §106 (a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF LAURIE PATTON AND ALLEN J. LIPSTEIN. Sponsor: Senator McDowell. To: **Executive**.

SB 234 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE BY ADDING THERETO A NEW SECTION GRANTING A SELF-ANALYSIS PRIVILEGE TO DEPOSITORY INSTITUTIONS AND THEIR AFFILIATES. Sponsors: Senator Adams and Representative DiPinto. To: **Judiciary**.

SB 235 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO FINFISHING IN TIDAL WATERS. Sponsors: Senator Vaughn and Representative Carey. To: **Natural Resources**.

SJR 12 - REQUESTING THE JOINT FINANCE COMMITTEE TO LIMIT THE TOTAL INCREASE IN STATE SPENDING TO, AT MOST, THE ANNUAL RATE OF INFLATION AND THE INCREASE IN POPULATION. Sponsor: Senator Bonini. To: **Finance**.

HS 1 for HB 144 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHOICE IN PUBLIC EDUCATION. Sponsors: Representative Ulbrich and Senator Hauge and Senator Sokola and Representative Schroeder; Representatives Cloutier, Capano, Boulden, DiPinto, Smith, Maier, Ewing, Bunting; Senators Bair, Bonini, Connor, Henry, Reed, Sorenson, Still. To: **Finance**.

HB 215 - AN ACT TO AMEND CHAPTER 32, VOLUME 47, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF FREDERICA", RELATING TO ELIGIBILITY REQUIREMENTS FOR ELECTED OFFICE, VOTER QUALIFICATIONS, ELECTIONS, DUTIES AND TERM OF THE MAYOR, AND

JURISDICTION IN THE JUSTICES OF THE PEACE COURT. (2/3 vote) Sponsors: Representative Caulk and Senator Bonini. To: Community/County Affairs.

HB 216 - AN ACT TO AMEND CHAPTER 14 OF TITLE 30 OF THE DELAWARE CODE RELATING TO TAX RETURNS FOR GIFT TAXES. Sponsors: Representative Capano; Representative Smith. To: Revenue and Taxation.

HB 256 - AN ACT TO AMEND CHAPTER 59, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DEWEY BEACH. (2/3 vote) Sponsors: Representative Schroeder and Senator Cordrey. To: Community/County Affairs.

SA 2 to SB 22 - Sponsor: Senator Amick. Placed with the bill.

SA 1 to SB 119 - Sponsor: Senator Cordrey. Placed with the bill.

SA 1 to SB 201 - Sponsor: Senator Vaughn. Placed with the bill.

The following nominations for appointment by the Governor were read and placed in the Executive Committee:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 13, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Nancy C. Roberts, 800 West 29th Street, Wilmington, Delaware 19802, to be appointed as a Justice of the Peace for New Castle County for a four-year term to fill a vacancy.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 13, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

William T. Moser, 19 Osage Road, Claymont, Delaware 19703, to be appointed as a Justice of the Peace for New Castle County for a four-year term to fill a vacancy.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 13, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Joseph R. Schiavi, 2137 Linden Street, Wilmington, Delaware 19805, to be appointed as a Justice of the Peace for New Castle County for a four-year term to fill a vacancy.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 13, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Bonita N. Lee, 802 East 22nd Street, Wilmington, Delaware 19802, to be reappointed as a Justice of the Peace for New Castle County for a four-year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 13, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Fred C. Lord, 110 Shadow Court, Dover, Delaware 19901, to be appointed as a Justice of the Peace for Kent County for a four-year term to fill a vacancy.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Thomas R. Carper
Governor

* * *

Senator McBride marked present.

HB 103 w/HA 1 was brought before the Senate for consideration on motion of Senator McBride, the floor manager.

HB 103 w/HA 1 - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, DIVISION OF FISH & WILDLIFE, TO ISSUE A COMMERCIAL GILL NET FOODFISHING PERMIT TO ANDREW M. HICKMAN, AGE 85, OF DAGSBORO, DELAWARE WHO IS PRESENTLY PROHIBITED FROM OBTAINING A PERMIT UNDER DELAWARE FINFISHING STATUTES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 103 w/HA 1** was declared passed the Senate and returned to the House.

Senator McDowell marked present during the above roll call.

HB 10 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HB 10 - AN ACT TO AMEND CHAPTER 19, TITLE 14 OF THE DELAWARE CODE RELATING TO LOCAL SCHOOL TAXES.

Senator Sharp requested the privilege of the floor for Sherrie Schaeffer, Senate Attorney. The witness was excused after addressing the Senate.

HB 10 was laid on the table on motion of Senator Sokola.

HB 176 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HB 176 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION.

Several Senators commented. Senator McBride requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Bonini commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Marshall) NO, 1 (McDowell) NOT VOTING; therefore, **HB 176** was declared passed the Senate and returned to the House.

HB 5 w/HA 1 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 5 w/HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT.

SA 1 to HB 5 was stricken on motion of Senator Vaughn.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Hauge) ABSENT; therefore, **HB 5 w/HA 1** was declared passed the Senate and returned to the House.

HB 14 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 14 - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE, RELATING TO THE UNIFORMED SUBSTANCES ACT AND ANABOLIC STEROIDS.

Senators Sokola and Bonini commented. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Henry, McDowell) NOT VOTING, 1 (Still) ABSENT; therefore, **HB 14** was declared passed the Senate and returned to the House.

HB 151 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 151 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO GUARDIANSHIPS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 151** was declared passed the Senate and returned to the House.

SB 199 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 199 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE SALE OF TIMBER AND THE DISPOSITION OF THE PROCEEDS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 199** was declared passed the Senate and sent to the House for consideration.

SB 213 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 213 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH AS AMENDED, WITH REGARD TO FINES AND PENALTIES FOR VIOLATION OF CITY ORDINANCES. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 213** was declared passed the Senate and sent to the House for consideration.

SB 220 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 220 - AN ACT TO AMEND CHAPTER 197, VOLUME 54 LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 220** was declared passed the Senate and sent to the House for consideration.

SB 201 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 201 - AN ACT TO AMEND CHAPTER 23, TITLE 18, DELAWARE CODE, RELATING TO UNFAIR INSURANCE PRACTICES.

SA 1 to SB 201 was brought before the Senate for consideration on motion of Senator Vaughn.

Senator Bair commented. Senator Vaughn requested the privilege of the floor for Dan Lyons, representing the Delaware Trial Lawyers Association.

Senator Still questioned the witness, after which the witness was excused.
A roll call vote was taken and revealed 20 Senators voting YES, 1 (Connor) ABSENT; therefore, **SA 1 to SB 201** was declared part of the bill.

SB 201 w/SA 1 was now before the Senate.

Senator Vaughn again requested the privilege of the floor for Dan Lyons, representing the Delaware Trial Lawyers Association.

Senator Still questioned the witness, after which the witness was excused.

Senator Vaughn requested the privilege of the floor for Donna Lee Williams, the Insurance Commissioner.

Senator Bair questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 14 Senators voting YES, 4 (Bair, Bonini, Still, Venables) NO, 3 (Amick, Reed, Sorenson) NOT VOTING; therefore, **SB 201 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 212 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 212 - AN ACT TO AMEND CHAPTER 21, TITLE 19, DELAWARE CODE RELATING TO ATTORNEYS FEES.

Senator Vaughn requested the privilege of the floor for John J. Schmittinger, representing the Delaware Trial Lawyers Association.

Senator Bair questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Bair) NO, 1 (Connor) NOT VOTING; therefore, **SB 212** was declared passed the Senate and sent to the House for consideration.

SB 35 was stricken on motion of Senator Vaughn.

At 5:46 p.m. on motion of Senator Sharp, the Senate recessed until June 15, 1995 at 2:00 p.m.

At 2:15 p.m. June 15, 1995, the Senate reconvened with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 125; HB 240; HB 232; HB 160; HB 169; HCR 23; HCR 24; HCR 25; HJR 10; SB 121; SB 122; SB 143 w/SA 1; SB 98; SCR 32.**

The following committee reports were announced:

From Insurance and Elections: **SB 181** - 4 Merits.

From Sunset: **SB 222** - 5 Merits.

From Labor: **HB 202** - 3 Merits.

LEGISLATIVE ADVISORY #16 from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #16, dated June 13, 1995. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #93 AAB SA 1, HA 1 (6/8/95) - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sponsor: Sen. Marshall & Sen. Venables & Rep. Oberle & Rep. Wagner; Sens. Adams, Blevins, Cook, McBride, McDowell, Sharp, Sokola, Vaughn, Voshell, Connor, Henry, Still; Reps. Boulden, Buckworth, Capano, Carey, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Lofink, Mack, Maier, Maroney, Petrilli, Quillen, Reynolds, Roy, Smith, Spence, Stone, Ulbrich, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West) (Volume 70, Chapter 46, Laws of Delaware).

HB #67 (6/12/95) - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE PUBLIC SERVICE COMMISSION'S BILLING PROCEDURES FOR CABLE TELEVISION SYSTEMS. (Sponsor: Rep. Roy & Sen. Cook; Rep. Brady; Sen. Bair) (Volume 70, Chapter 48, Laws of Delaware).

HB #69 AAB HA 1, 2 (6/12/95) - AN ACT TO AMEND TITLES 26 AND 29 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PUBLIC UTILITIES. (Sponsor: Rep. Roy & Sen. Cook; Rep. Brady; Sen. Bair) (Volume 70, Chapter 48, Laws of Delaware).

HB #66 AAB HA 1, SA 1 (6/12/95) - AN ACT TO AMEND TITLES 16 AND 26 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PUBLIC WATER SUPPLIERS. (Sponsor: Rep. Roy & Sen. Cook; Rep. Brady; Sen. Bair. (Volume 70, Chapter 49, Laws of Delaware).

HB #52 (6/12/95) - AN ACT TO AMEND TITLE 11 DELAWARE CODE, RELATING TO TRADING IN HUMAN REMAINS AND ASSOCIATED FUNERARY OBJECTS. (Sponsor: Rep. Quillen) (Volume 70, Chapter 50, Laws of Delaware).

HB #54 AAB HA 1 & 2, SA 1 (6/12/95) - AN ACT TO AMEND TITLE 3 AND TITLE 30 OF THE DELAWARE CODE TO PROVIDE ADDITIONAL BENEFITS TO OWNERS OF REAL PROPERTY WHO PLACE QUALIFYING REAL PROPERTY INTO

AGRICULTURAL PRESERVATION DISTRICTS, AND A RECORDING COST EXEMPTION. (Sponsor: Reps. Carey, Bunting & Sen. Adams; Rep. Spence, Petrilli, Quillen, Buckworth, Capano, Caulk, Cloutier, DiPinto, D. Ennis, Ewing, Lee, Lofink, Reynolds, Welch, Banning, Brady, B. Ennis, Houghton, Jonkiert, Plant, Schroeder, West; Sens. Cook, Cordrey, Vaughn, Venables, Amick, Bonini, Still) (Volume 70, Chapter 52, Laws of Delaware).

HB #88 AAB HA 1, SA 2 (6/12/95) - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF HINDERING PROSECUTION. (Sponsor: Rep. B. Ennis & Sen. Vaughn; Reps. Banning, Gilligan, Houghton, Scott, Van Sant, West; Caulk, Ewing, Lee, Lofink, Spence, Welch) (Volume 70, Chapter 52, Laws of Delaware).

HB #102 (6/12/95) - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO THE PLACEMENT OF LEGAL NOTICES OR ACTIVITIES PERMITTED BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. (Sponsor: Rep. Schroeder and Sen. Sokola; Reps. Banning, Boulden, Brady, Bunting, Carey, DiPinto, B. Ennis, Ewing, Houghton, Jonkiert, Lofink, Plant, Welch, West; Sens. Adams, Bair, Blevins, Henry, Reed, Sorenson, Still, Vaughn, Venables, Voshell) (Volume 70, Chapter 53, Laws of Delaware).

HB #105 (6/12/95) - AN ACT TO AMEND SUBCHAPTER VI, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES AGAINST PUBLIC ADMINISTRATION. (Sponsor: Rep. Spence & Sen. Sharp) (Volume 70, Chapter 54, Laws of Delaware).

HB #128 AAB HA 1 & 2 (6/12/95) - AN ACT TO AMEND CHAPTER 9 OF TITLE 7 OF THE DELAWARE CODE RELATING TO SIZE LIMITS FOR WHITE PERCH. (Sponsor: Rep. Carey; Reps. Bunting, Schroeder; Sen. Venables) (Volume 70, Chapter 55, Laws of Delaware).

HB #129 AAB HA 2, SA 1 (6/12/95) - AN ACT TO AMEND CHAPTER 9 OF TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FOOD FISHING LICENSES. (Sponsor: Rep. Carey; Reps. Bunting, Schroeder; Sen. Venables) (Volume 70, Chapter 56, Laws of Delaware).

SB #61 AAB SA 1, HA 1 & 2 (6/12/95) - AN ACT TO AMEND CHAPTER 35, TITLE 24 OF THE DELAWARE CODE RELATING TO PSYCHOLOGY. (Sponsor: Sen. Blevins & Rep. Ulbrich; Sens. Sokola, Voshell and Sorenson; Reps. Buckworth, Carey, Ewing, Maier, Oberle, Quillen, Wagner, Banning, B. Ennis, Gilligan, Houghton, Jonkiert, Scott; Senators Reed, Bonini) (Volume 70, Chapter 57, Laws of Delaware).

HB #121 - (6/12/95) - AN ACT TO AMEND TITLE 11 AND TITLE 14 OF THE DELAWARE CODE RELATING TO ARREST WITHOUT WARRANT AND TO REPORTING OF CRIMINAL ACTIVITY ON SCHOOL PROPERTY. (Sponsor: Rep. Buckworth and Sen. Sokola; Reps. Spence, Ewing, Reynolds, Wagner; Sens. Voshell, Bonini) (Volume 70, Chapter 58, Laws of Delaware).

SB #65 AAB SA 2 (6/12/95) - AN ACT TO AMEND CHAPTER 29, TITLE 14 OF THE DELAWARE CODE RELATING TO THE AWARD AND TRANSFER OF SCHOOL TRANSPORTATION CONTRACTS. (Sponsor: Sens. Voshell, Adams, Venables, Cook, Vaughn; Reps. Buckworth, Ewing, Schroeder) (Volume 70, Chapter 59, Laws of Delaware).

HB #4 AAB HA 1 - (6/12/95) - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. (Sponsor: Rep. Oberle) (Volume 70, Chapter 60, Laws of Delaware).

HB #134 (6/12/95) - AN ACT TO AMEND TITLE 129 OF THE DELAWARE CODE RELATING TO HEALTH CARE INSURANCE. (Sponsor: Reps. Reynolds & D. Ennis; Reps. Buckworth, Ewing, Lofink, Mack, Stone, Wagner, Banning, Brady, Houghton, Plant; Sens. Marshall, McDowell, Vaughn, Venables, Voshell, Henry, Still) (Volume 70, Chapter 61, Laws of Delaware).

HB #178 AAB HA 1 & 2, SA 1 (6/12/95) - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL AND/OR DRUGS. (Sponsor: Rep. Gilligan; Reps. Boulden, Buckworth, Bunting, Caulk, Davis, DiPinto, Ewing, Houghton, Jonkiert, Lofink, Mack, Oberle, Reynolds, Roy, Welch, West; Sens. Amick, Hauge, Sokola, Voshell) (Volume 70, Chapter 62, Laws of Delaware).

At 2:17 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 42nd Legislative Day.

42ND LEGISLATIVE DAY

June 15, 1995

The Senate convened at 2:17 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
June 15, 1995

The following amendments were introduced and Placed with the bill on June 14, 1995:

SA 2 to HB 9 - Sponsor: Senator Sharp.

SA 1 to SB 216 - Sponsor: Senator McBride.

SA 1 to SB 223 - Sponsor: Senator Voshell.

The following legislation was reassigned to committees on June 14, 1995:

HS 1 to HB 144 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHOICE IN PUBLIC EDUCATION. Sponsors: Representative Ulbrich; Senators Hauge, Sokola; Representatives Schroeder, Cloutier, Capano, Boulden, DiPinto, Smith, Maier, Ewing, Bunting; Senators Bair, Bonini, Connor, Henry, Reed, Sorenson, Still. To: **Education**.

HB 179 w/HA 1, 8, 10 & 11 - AN ACT TO AMEND CHAPTER 17, TITLE 24, AND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO NOTICE OF ABORTIONS PERFORMED ON MINORS. Sponsors: Representative Buckworth; Representatives Caulk, Jonkiert; Senator Bonini; representatives Spence, Carey, Davis, DiPinto, D. Ennis, Ewing, Lofink, Maier, Welch, Brady, Bunting, Marshall, Connor, Still. To: **Health and Social Services**.

The following legislation was introduced and assigned to committee on June 15, 1995:

SS 1 to SB 200 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. Sponsors: Senators Sokola and Reed; Representatives DiPinto and Gilligan; Senators Cordrey, Sharp, Marshall, Blevins, Amick, Bair, Bonini, Connor, Hauge, Henry, Sorenson, Still; Representatives Boulden, Capano, Carey, Caulk, Cloutier, Lofink, Maier, Maroney, Petrilli, Quillen, Roy, Smith, Stone, and Ulbrich. To: **Adopted in lieu of the original**.

SB 236 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE REGARDING BATTERY RECYCLING. (2/3 vote) Sponsors: Senator McBride and Representative Mack; Senator Sokola; Representatives DiPinto and Houghton. To: **Natural Resources**.

SB 237 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE, RELATING TO HOME RULE AND FIREARMS. Sponsors: Senator McDowell and Senator Marshall; Senator Henry; Representatives George, Jonkiert, Plant and Scott. To: **Community/County Affairs**.

SJR 13 - RELATING TO EXTENDING THE REPORTING DATE OF THE BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR A STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE. Sponsors: Senator McBride and Representative Mack; Senators Bair, Sokola, Venables, Voshell; Representative DiPinto. To: **Natural Resources**.

HB 125 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO ELIMINATE THE REQUIREMENT FOR APPROVAL BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL PRIOR TO DISPOSAL OF INDUSTRIAL SOLID WASTE AT DELAWARE SOLID WASTE AUTHORITY FACILITIES. Sponsors: Representatives DiPinto and Bunting and Senator McBride. To: **Natural Resources**.

HB 160 - AN ACT TO AMEND CHAPTER 25 OF TITLE 18 OF THE DELAWARE CODE RELATING TO RATES AND RATING ORGANIZATIONS. Sponsors: Representative Schroeder; Representatives Banning, Boulden, Buckworth, Bunting, Carey, DiLiberto, B. Ennis, D. Ennis, George, Gilligan, Lee, Lofink, Plant, Van Sant, West; Senators Adams, Hauge, Henry, Venables, Voshell. To: Insurance.

HB 169 - AN ACT TO AMEND CHAPTER 26, TITLE 21 OF THE DELAWARE CODE TO ESTABLISH OUT-OF-SERVICE PENALTIES FOR COMMERCIAL DRIVERS.

Sponsors: Representative Ewing; Senator Voshell. To: Judiciary.

HB 232 - AN ACT TO AMEND CHAPTER 11, TITLE 12 OF THE DELAWARE CODE RELATING TO ESCHATE OF ABANDONED OR UNCLAIMED PROPERTY. Sponsors: Representative Smith and Senator Marshall; Representatives Capano, DiPinto, D. Ennis, Stone, Wagner, Houghton, Jonkiert, Scott, Brady. To: Banking.

HB 240 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP HEALTH INSURANCE. Sponsors: Representative D. Ennis and Senator Vaughn. To: Insurance and Elections.

HJR 10 - URGING THE GOVERNOR TO LEND HIS SUPPORT FOR THE PASSAGE OF S. 733, THE INTERCITY RAIL INVESTMENT ACT. Sponsors: Representatives Roy and Lofink. To: Highways and Transportation.

SA 1 to SS 1 to SB 34 - Sponsor: Senator Venables. Placed with the bill.

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The following committee report was announced:

From Education: SS 1 to SB 200 - 4 Merits.

Senator Sokola marked present.

Senator Sharp requested the personal privilege of the floor to comment on the back up of traffic on the main roads.

SS 1 to SB 34 was brought before the Senate for consideration on motion of Senator Venables.

SS 1 to SB 34 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE EXERCISE OF FIRST AMENDMENT RIGHTS BY PUBLIC SCHOOL STUDENTS.

SA 1 to SS 1 to SB 34, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cook) ABSENT; therefore, SA 1 to SS 1 to SB 34 was declared part of the bill.

Senators Bair, Hauge, McBride, Reed and Blevins marked present during the above roll call.

SA 2 to SS 1 to SB 34 was introduced and brought before the Senate for consideration on motion of Senator Voshell.

Senators McBride and Still commented. Senator Voshell requested the privilege of the floor for John Cordrey, Senate Attorney.

Senator Sokola questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Cook, McBride, McDowell, Reed, Still) NO; therefore, SA 2 to SS 1 to SB 34 was declared part of the bill.

Senator Cook marked present during the above roll call.

SS 1 for SB 34 w/SA 1 & 2 was now before the Senate.

Several Senators commented. Senator Venables requested the privilege of the floor for Rebecca Batson, Senate Attorney.

Several Senators entered into a discussion with the witness, after which the witness was excused.

SS 1 for SB 34 w/SA 1 & 2 was laid on the table on motion of Senator Venables.

Senator Marshall requested the privilege of the floor for Mr. Norman Oliver. Mr. Oliver was presented with a Senate Tribute for his work with the youth of Wilmington.

Senator McBride commented. The witness was excused.

Senator Sokola requested the privilege of the floor for the Teachers of the Year for the Schools in Delaware - Patricia Warner, Jane Carey, James Fennemore, Maryellen Morris, Debra Forest, Alan Clark, Stan Johnson, Shirley Truitt, Charles Michaels, Jennifer Givens, Barbra Shalley Leonard, Joanne Crouse, William Kimerling, Carol Wright, Barbra Henning, Georgia Davis, Mary Ellen Taylor and Kathleen Dahlenburg. The witnesses were excused after addressing the Senate.

SS 1 to SB 34 w/SA 1 & 2 was lifted from the table and brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 15 Senators voting YES, 4 (Amick, Henry, McBride, Sorenson) NO, 1 (Sharp) NOT VOTING, 1 (McDowell) ABSENT; therefore, **SS 1 to SB 34 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

SB 211 was brought before the Senate for consideration on motion of Senator McBride.

SB 211 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO RADIOACTIVE WASTE.

Senator McBride requested the privilege of the floor for Robin Elliott, representing the University of Delaware.

The witness was excused after addressing the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 211** was declared passed the Senate and sent to the House for consideration.

HB 10 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 10 - AN ACT TO AMEND CHAPTER 19, TITLE 14 OF THE DELAWARE CODE RELATING TO LOCAL SCHOOL TAXES.

Senator Sharp commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (McBride) ABSENT; therefore, **HB 10** was declared passed the Senate and returned to the House.

HB 251 was brought before the Senate for consideration on motion of Senator Blevins, the floor manager.

HB 251 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE AND THE LAWS OF DELAWARE RELATING TO EMPLOYMENT OF WELFARE RECIPIENTS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 251** was declared passed the Senate and returned to the House.

SB 227 was brought before the Senate for consideration on motion of Senator Sokola.

SB 227 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOLARSHIPS FOR HIGHER EDUCATION.

Senators Still and Amick commented. Senator Sokola requested the privilege of the floor for Mary Graham, representing the Higher Education Commission.

Senators McDowell and Connor questioned the witness, after which the witness was excused.

SB 227 was laid on the table on motion of Senator Sokola.

SB 219 was brought before the Senate for consideration on motion of Senator Voshell.

SB 219 - AN ACT TO AMEND CHAPTER 19, TITLE 2 OF THE DELAWARE CODE RELATING TO THE EMPLOYEE COMMUTE OPTIONS ACT. (3/5 vote)

Senator Bonini commented. A roll call vote was taken and revealed 21 Senators voting YES, therefore, **SB 219** was declared passed the Senate and sent to the House for consideration.

SB 197 was brought before the Senate for consideration on motion of Senator McDowell.

SB 197 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO PROPERTY INSURANCE CONTRACTS.

SA 1 to SB 197, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator McDowell.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **SA 1 to SB 197** was declared part of the bill.

SB 197 w/SA 1 was now before the Senate.

Senator Cordrey presiding at 5:16 p.m.

Senators Still and Amick commented.

Lt. Governor Minner presiding at 5:22 p.m.

A roll call vote was taken and revealed 14 Senators voting YES, 5 (Amick, Bair, Reed, Sorenson, Still) NO, 1 (Connor) NOT VOTING, 1 (Venables) ABSENT; therefore, **SB 197 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 153 was brought before the Senate for consideration on motion of Senator Sharp.

SB 153 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE POWERS OF THE LOTTERY DIRECTOR.

Senator McBride commented. Senator Sharp requested the privilege of the floor for Wayne Lemons, representing the Delaware State Lottery.

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **SB 153** was declared passed the Senate and sent to the House for consideration.

The roll call vote on **HB 11 w/HA 1** was lifted on motion of the floor manager, Senator Voshell and revealed 16 Senators voting YES, 5 (Adams, Cordrey, Reed, Vaughn, Venables) NO; therefore, **HB 11 w/HA 1** was declared passed the Senate and returned to the House.

The roll call vote on **SB 170** was lifted on motion of Senator Adams and revealed 13 Senators voting YES, 8 (Amick, Blevins, Hauge, Henry, Marshall, McDowell, Reed, Sorenson) NO; therefore, **SB 170** was declared passed the Senate and sent to the House for consideration.

SENATE CONSENT CALENDAR #7 was introduced and brought before the Senate on motion of Senator McBride. The calendar contained the following Resolutions:

HCR 23 - RECOGNIZING KISHOR C. SHETH AS AN OUTSTANDING CITIZEN OF DOVER AND AS PRESIDENT OF THE CENTRAL DELAWARE CHAMBER OF COMMERCE. Sponsors: Representative Stone; Senator Still.

HCR 24 - COMMENDING CANDICE H. HOPKINS FOR BEING SELECTED DELAWARE TEACHER OF THE YEAR 1995, AND COMMENDING THE TEACHER OF THE YEAR FOR EACH DELAWARE PUBLIC SCHOOL. Sponsors: Representative Reynolds on behalf of All Representatives.

HCR 25 - COMMENDING THE 58TH SESSION OF BOYS STATE HELD UNDER THE AUSPICES OF THE AMERICAN LEGION DEPARTMENT OF DELAWARE, FOR THEIR DEDICATION, PROFOUND INTEREST IN GOOD GOVERNMENT AND THEIR OUTSTANDING DEMOCRATIC DEBATE OF THE MANY SALIENT ISSUES THAT FACE STATE GOVERNMENT, AND FURTHER EXTENDING TO EACH PARTICIPANT, TO THE AMERICAN LEGION, DEPARTMENT OF DELAWARE, CONGRATULATIONS FOR A SUCCESSFUL PROGRAM. Sponsors: Representatives Spence, Petrilli, Quillen, George, Gilligan on behalf of all Representatives; Senators Cordrey, Sharp, Marshall, Bair, Connor on behalf of all Senators.

A roll call vote was taken on **SENATE CONSENT CALENDAR #7** and revealed 19 Senators voting YES, 2 (Henry, Venables) ABSENT; therefore, the **Senate Consent Calendar** was declared adopted. The House Concurrent Resolutions were returned to the House.

Senator Cordrey requested that a tribute be read into the record for Candice Hopkins.

At 5:45 p.m. on motion of Senator Sharp, the Senate recessed until June 20, 1995 at 2:00 p.m.

At 2:36 p.m., on June 20, 1995 the Senate reconvened with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that the it had passed **HB 264; HB 241 w/HA 1; HB 119; SB 56; SB 180; SB 208; SB 207; SB 66 w/SA 1; SB 116 w/SA 1, 2 & HA 1; SB 40 w/SA 1; SB 41 w/SA 1.**

A communication from the Chief Clerk of the House dated June 19, 1995 informed the Senate that Representative Banning signed **SB 143** as an additional sponsor while the bill was in the House.

LEGISLATIVE ADVISORIES #17, #18 & #19 from the Office of Counsel to the Governor were announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #17, dated June 14, 1995. The following legislation was signed by Governor Thomas R. Carper on the date indicated.

HB #113 (6/14/95) - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE BY CREATING THE OFFENSE OF HOME IMPROVEMENT FRAUD. (Sponsor: Rep. Roy; Reps. Petrilli, Spence, Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Smith, Stone, Ulbrich, Welch, Wagner, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West; Sens. Blevins, Cook, Sokola, Vaughn, Venables, Voshell, Bair, Connor, Hauge, Henry, Still) (Volume 70, Chapter 63, Laws of Delaware).

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LEGISLATIVE ADVISORY #18, dated June 15, 1995. The following legislation was signed by Governor Thomas R. Carper on the date indicated.

HB #103 AAB HA 1 (6/15/95) - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENTAL CONTROL, DIVISION OF FISH AND WILDLIFE, TO ISSUE A COMMERCIAL GILL NET FOODFISHING PERMIT TO ANDREW M. HICKMAN, AGE 85, OF DAGSBORO, DELAWARE WHO IS PRESENTLY PROHIBITED FROM OBTAINING A PERMIT UNDER DELAWARE FINFISHING STATUTES. (Sponsor: Rep. West; Reps. Plant, Banning, Scott, Bunting, B. Ennis, Brady, Houghton, George, Gilligan, Spence, Smith, Buckworth, D. Ennis, Reynolds, Mack, Lee; Sens. Adams, Cordrey, Sharp, Blevins, Venables, McBride, Vaughn, Marshall, Still, Amick, Sorenson, Bair, Hauge, Bonini, Henry) (Volume 70, Chapter 64, Laws of Delaware).

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SCR 33 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

SCR 33 - CONGRATULATING DELAWARE'S DELEGATES AND ALTERNATES FOR THEIR PARTICIPATION IN THE GOVERNOR'S CONFERENCE ON AGING AND THE WHITE HOUSE CONFERENCE ON AGING. Sponsors: Senator Blevins for All Senators; Representative Maroney for all Representatives.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Marshall) ABSENT; therefore, **SCR 33** was declared adopted by the Senate and sent to the House for consideration.

SB 116 w/SA 1, 2 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration, under the suspension of the necessary rules on motion of Senator Sokola.

A roll call vote was taken, however it was tabled before it was announced.

The following committee reports were announced:

From Administrative Services: **SB 68** - 5 Merits; **SB 230** - 5 Merits.

From Executive: **SB 149** - 4 Merits; **SB 150** - 4 Merits.

At 2:50 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 43rd Legislative Day.

43RD LEGISLATIVE DAY

June 20, 1995

The Senate convened at 2:50 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Sorenson.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 20, 1995

The following amendments were introduced and Placed with the bill on June 15, 1995:

SA 1 to SS1 to SB 200 - Sponsor: Senator Sokola.

SA 2 to SB 223 - Sponsor: Senators Amick and Bonini.

SA 1 to HB 227 - Sponsor: Senator Vaughn.

The following legislation was assigned to committees on June 20, 1995:

SB 238 - AN ACT TO GRANT A VETERANS MILITARY PAY BONUS TO CERTAIN MERCHANT MARINES. Sponsors: Senators Voshell and Still; Senators Marshall, Vaughn, McBride, Cook; Representatives Quillen, Ewing, Buckworth, Carey, Bunting. To: **Finance**.

SB 239 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE EMPLOYEES' PENSION PLAN. Sponsors: Senators Sharp and Adams; Representatives Spence and DiLiberto. To: **Laid on the Table**.

HB 119 - AN ACT TO AMEND SECTION 1602 OF TITLE 19 OF THE DELAWARE CODE RELATING TO THE POLICE OFFICERS AND FIREFIGHTERS EMPLOYMENT RELATIONS ACT. Sponsors: Representatives Oberle and Senator McBride; Representatives Spence, DiPinto, Roy, Welch, Banning. To: **Labor**.

HB 241 w/HA 1 - AN ACT TO AMEND TITLES 7, 11, 18, 23 AND 29 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. Sponsor: Representative Mack. To: **Natural Resources**.

HB 264 - AN ACT TO AMEND CHAPTER 61, TITLE 12, DELAWARE CODE, RELATING TO THE ALLOCATION OF TRUST INCOME AND PRINCIPAL. Sponsors: Representative D. Ennis and Senator Cordrey; Representatives Capano, DiPinto, Smith, Stone, Wagner; Senator Adams. To: **Banking**.

SB 196 was brought before the Senate for consideration on motion of Senator Sharp.

SB 196 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REGARDING NOTIFIABLE DISEASES.

Senators Blevins, McBride and Henry commented.

Senator McDowell marked present.

Senator Marshall commented. Senator Sharp requested the privilege of the floor for Keith Brady, Chief Deputy Attorney General.

Senators Reed, Amick and Connor questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 13 Senators voting YES, 8 (Amick, Bonini, Hauge, Henry, McDowell, Reed, Sorenson, Still) NO; therefore, **SB 196** was declared passed the Senate and sent to the House for consideration.

SB 224 was brought before the Senate for consideration on motion of Senator Sharp.

SB 224 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF MENACING.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 224** was declared passed the Senate and sent to the House for consideration.

SB 214 was brought before the Senate for consideration on motion of Senator Cook.

SB 214 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATIONS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 214** was declared passed the Senate and sent to the House for consideration.

HB 202 was brought before the Senate for consideration on motion of Senator Marshall, the floor manager.

HB 202 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Senator Sharp commented.

HB 202 was laid on the table on motion of Senator Marshall.

SB 225 was brought before the Senate for consideration on motion of Senator Sharp.

SB 225 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABUSE OR NEGLECT.

Senator Sharp requested the privilege of the floor for Keith Brady, representing the Attorney General's office.

Senators Venables and Bonini questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) NOT VOTING; therefore, **SB 225** was declared passed the Senate and sent to the House for consideration.

SB 239 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp, under the suspension of the necessary rules.

SA 1 to SB 239 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 239** was declared part of the bill.

SB 239 w/SA 1 was now before the Senate.

Senator Still commented.

SB 239 w/SA 1 was laid on the table on motion of Senator Sharp.

SB 231 was brought before the Senate for consideration on motion of Senator Sharp.

SB 231 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUSTICE OF THE PEACE CONSTABLES AND PROCEDURE IN JUSTICE OF THE PEACE COURTS.

Senator Marshall commented.

SA 1 to SB 231 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 231** was declared part of the bill.

SB 231 w/SA 1 was now before the Senate.

Senators Marshall and McDowell commented.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) NOT VOTING; therefore, **SB 231 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 68 was brought before the Senate for consideration on motion of Senator McBride.

SB 68 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF HANDICAPPED SERVICES.

Senator Cordrey commented. Senator McBride requested the privilege of the floor for Vincent P. Meconi, Secretary of the Department of Administrative Services.

The witness was excused after addressing the Senate.

Senator Voshell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 68** was declared passed the Senate and sent to the House for consideration.

SB 222 was stricken on motion of Senator Blevins.

SB 242 was introduced and was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Blevins.

SB 242 - AN ACT TO AMEND CHAPTER 2, TITLE 24 OF THE DELAWARE CODE RELATING TO LANDSCAPE ARCHITECTS. Sponsors: Senator Blevins and Representative Ulbrich; Senator Voshell; Representative Maier.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 242** was declared passed the Senate and sent to the House for consideration.

The roll call vote was lifted on **SB 26** on motion of Senator Marshall and revealed 11 Senators voting YES, 10 (Adams, Amick, Bair, Bonini, Cordrey, Hauge, Reed, Sorenson, Still, Venables) NO; therefore, **SB 26** was declared passed the Senate and sent to the House for consideration.

The roll call vote on **SB 116 w/SA 1, 2, & HA 1** was lifted on motion of Senator Sokola and revealed 20 Senators voting YES, 1 (Bonini) NOT VOTING; therefore, **SB 116 w/SA 1, 2, & HA 1** was declared passed the Senate and sent to the Governor.

At 4:23 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 5:06 p.m. the Senate reconvened with Lt. Governor Minner presiding.

SS 1 for SB 200 was brought before the Senate for consideration on motion of Senator Sokola.

SS 1 for SB 200 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS.

SA 3 to SS 1 for SB 200 was introduced and brought before the Senate for consideration on motion of Senator Sokola.

Several Senators commented. Senator Sokola requested the privilege of the floor for Leo Strine, representing the Governor's office.

Senator Still questioned the witness, after which the witness was excused.

SA 3 to SS 1 for SB 200 was laid on the table on motion of Senator Sokola.

SA 1 to SS 1 for SB 200, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

Senators Bair and Still commented.

SA 1 to SS 1 for SB 200 was laid on the table on motion of Senator Sokola.

SS 1 to SB 200 was laid on the table on motion of Senator Sokola.

At 6:05 p.m. on motion of Senator Sharp, the Senate recessed until 3:00 p.m. June 21, 1995.

The Senate reconvened June 21, 1995 at 3:32 p.m. with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 185; HB 166; HB 168; HB 284; HB 219 w/HA 1; HB 84 w/HA 1; HB 278 w/HA 1; HB 299; HB 247; HB 249; HB 109; HB 271; HB 270; HB 167 w/HA 1; HB 201 w/HA 1; HB 239 w/HA 2; HB 187 w/HA 1; HB 122; HB 218; HB 248; HB 245 w/HA 1; HB 252 w/HA 1 & 2; HB 172 w/HA 1; HB 182; HB 153; HB 107 w/HA 1; HB 231 w/HA 1; HS 1 for HB 83; HCR 14; HCR 13 w/HA 1; HJR 6; HJR 11; HJR 9 w/HA 1; SB 87 w/SA 1; SB 120; SB 182; SB 198; SB 204; SB 47 w/SA 1; SB 142; SB 151 w/HA 1; SB 48 w/SA 1; SB 92 w/SA 1 & HA 1, SB 77 w/SA 1 & HA 1; SB 126 w/SA 1 & HA 1; SB 125; SB 130 w/SA 1; SB 39; SJR 6, SJR 11.**

A communication from the office of Senator Adams was read, adding Representative D. Ennis as a co-sponsor to **SB 241**.

The following committee reports were announced:

From Community/County Affairs: **SB 217** - 3 Merits.

From Executive: **SB 241** - 4 Merits.

From Natural Resources: **SJR 13** - 3 Merits; **HB 125** - 3 Merits; **HB 241 w/HA 1** - 3 Merits.

From Corrections: **SB 209** - 4 Merits.

At 3:35 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 44th Legislative Day.

**44TH LEGISLATIVE DAY
June 21, 1995**

The Senate convened at 3:35 p.m. with Lt. Governor Minner presiding.
A prayer was offered by Senator Venables.
The Pledge of Allegiance to the Flag.
At 3:39 p.m. on motion of Senator Sharp, the Senate recessed for lack of a quorum.
The Senate reconvened at 3:47 p.m. with Lt. Governor Minner presiding.
The call of the roll for the Legislative Day revealed the following attendance:
PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.
The journal of the previous day was approved as read on motion of Senator Sharp.
On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE FILED LEGISLATION **June 21, 1995**

The following amendments were introduced and Placed with the bill on June 20, 1995:

SA 2 to SB 177 - Sponsor: Senator Still.
SA 1 to SB 195 - Sponsor: Senator Still.
SA 2 to SS 1 to SB 200 - Sponsor: Senator Amick.
SA 4 to SS 1 to SB 200 - Sponsor: Senator Reed.
SA 5 to SS 1 to SB 200 - Sponsor: Senator Sokola.
SA 1 to SB 227 - Sponsor: Senator Sokola.
SA 2 to SB 239 - Sponsor: Senator Sharp.
SA 1 to HB 87 - Sponsor: Senator Sharp.
SA 1 to HB 171 - Sponsor: Senator Sharp.
SA 2 to HB 171 - Sponsor: Senator Sharp.

The following legislation was assigned to committees on June 20, 1995:

SB 240 - AN ACT TO AMEND PART IV, TITLE 10 OF THE DELAWARE CODE RELATING TO DEFAMATION AND PROVIDING FOR A UNIFORM CORRECTION OR CLARIFICATION OF DEFAMATION ACT. Sponsors: Senators Adams, Amick; Representatives Capano and Smith. To: **Executive**.
SB 241 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE STATUS OF CERTAIN UTILITY SERVICES PROVIDED TO NON-PROFIT ENTITIES. Sponsors: Senator Adams and Representative Cloutier. To: **Executive**.

The following legislation was introduced and assigned to committee on June 21, 1995:

SB 243 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL OFFENSES; AND MAKING THE POSSESSION OF OR DEALING IN CERTAIN DEVICES DESIGNED, FASHIONED OR OTHERWISE ADAPTED FOR THEFT OR BURGLARY A CRIMINAL OFFENSE. (2/3 vote) Sponsors: Senators McBride, Venables, Amick; Representatives DiLiberto, B. Ennis, Jonkiert, Banning, Bunting, lee, Welch, Cloutier, Buckworth. To: **Judiciary**.
HS 1 for HB 83 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE. Sponsor: Representative Maroney. To: **Health and Social Services**.
HB 84 w/HA 1 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Representative Oberle and Senator Marshall. To: **Labor**.
HB 107 w/HA 1 - AN ACT TO AMEND TITLE 19 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PRIVATE EMPLOYMENT AGENCIES. Sponsors: Representative Smith and Senator Sokola. To: **Labor**.
HB 109 - AN ACT TO AMEND CHAPTER 11, TITLE 28 OF THE DELAWARE CODE RELATING TO ALLOWABLE PRIZES AND PROMOTIONAL GIVEAWAYS IN CONNECTION WITH BINGO GAMES. Sponsors: Representative Jonkiert; Representatives Banning, Boulden, Brady, DiPinto, Lee, Lofink, Reynolds, Scott, Wagner, Spence; Senators Blevins, Marshall, McBride, Sokola, Vaughn. To: **Administrative Services**.

HB 122 - AN ACT TO AMEND TITLE 21, CHAPTER 42 OF THE DELAWARE CODE RELATING TO ACCIDENTS INVOLVING MOTOR VEHICLES AND REPORTING LIMITS. Sponsors: Representative Ewing and Senator Voshell. To: **Judiciary**.

HB 153 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE, RELATING TO PERSONAL INCOME TAX. Sponsors: Representative Oberle and Senator Blevins; Representatives Spence, Petrilli, Quillen, Boulden, Buckworth, Carey, Caulk, Davis, D. Ennis, Ewing, Lofink, Maier, Maroney, Reynolds, Roy, Smith, Ulbrich, Wagner, Welch, Gilligan; Senators Amick, Henry, Sorenson. To: **Revenue and Taxation**.

HB 166 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DIVISION OF COMMUNICATIONS AND THE AUTHORITY TO ENTER INTO CONTRACTS AND PROVIDE SERVICES TO COUNTY GOVERNMENT AND LOCAL MUNICIPALITIES. Sponsors: Representative Ewing; Senator Voshell. To: **Judiciary**.

HB 167 w/HA 1 - AN ACT TO AMEND CHAPTER 59 OF TITLE 29 OF THE DELAWARE CODE RELATING TO THE MERIT SYSTEM OF PERSONNEL ADMINISTRATION. Sponsors: Representative Wagner; Representatives Spence, Petrilli, Boulden, Davis, D. Ennis, Lee, Maier, Oberle, Stone, Ulbrich. To: **Labor**.

HB 168 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO INVESTIGATIONS BY THE DIVISION OF PROFESSIONAL REGULATION. Sponsors: Representative Wagner, Representatives Petrilli, Buckworth, Cloutier, Davis, Lee, Lofink, Maier, Roy, Stone, Ulbrich. To: **Administrative Services**.

HB 172 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO MOPEDS AND TRIPEDS. (3/5 vote) Sponsors: Representative Ewing and Senator Voshell. To: **Judiciary**.

HB 182 - AN ACT CONCURRING IN A PROPOSED DELETION OF ARTICLE XII OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE STATE BOARD OF HEALTH. (2/3 vote) Sponsors: Representative Maroney and Senator Blevins; Representatives Petrilli, Quillen, Spence, Buckworth, Capano, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, Van Sant. To: **Health and Social Services**.

HB 185 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VEHICLE SIZE AND WEIGHT LIMITATIONS AND RESTRICTIONS. Sponsors: Representative Ewing and Senator Voshell. To: **Judiciary**.

HB 187 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. (3/5 vote) Sponsors: Representative Bunting; Representatives Banning, Brady, Boulden, Buckworth, Carey, DiPinto, B. Ennis, Ewing, Fallon, Gilligan, Lee, Maier, Plant, Quillen, Schroeder, Scott, Smith, Stone, Ulbrich, Van Sant, Wagner; Senator Amick. To: **Public Safety**.

HB 201 w/HA 1 - AN ACT TO AMEND §2321, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKER'S COMPENSATION. Sponsors: Representative Oberle and Senator Marshall. To: **Labor**.

HB 218 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. Sponsor: Representative Plant. To: **Judiciary**.

HB 219 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO RESTITUTION. Sponsor: Representative Banning and Senator Vaughn; Representatives B. Ennis and Capano. To: **Judiciary**.

HB 231 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (3/5 vote) Sponsors: Representative Smith and Senator Marshall; Representatives Capano, DiPinto, D. Ennis, Stone, Wagner, Houghton, Jonkiert, Scott, Brady. To: **Revenue and Taxation**.

HB 239 w/HA 2 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO BOATING SAFETY. Sponsors: Representative Schroeder; Representative Bunting, Carey, Caulk, Mack, Senators Amick, Bair, Voshell. To: **Natural Resources**.

HB 245 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 25, DELAWARE CODE, RELATING TO THE RULE AGAINST PERPETUITIES. Sponsors: Representative D. Ennis and Senator Cordrey; Representatives Capano, DiPinto, Smith, Stone, Wagner; Senator Adams. To: **Banking**.

HB 247 - AN ACT TO AMEND CHAPTER 47, TITLE 16 OF THE DELAWARE CODE RELATING TO TRAFFICKING IN PHENCYCLIDINE. Sponsors: Representative Welch; Representatives Spence, Petrilli, Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, George, Gilligan, Banning, Brady, Bunting, DiLiberto, B.

Ennis, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West. To: **Committee to Combat Drug Abuse.**

HB 248 - AN ACT TO AMEND CHAPTER 59, TITLE 29, OF THE DELAWARE CODE RELATING TO COMPENSATION FOR UNUSED SICK LEAVE. Sponsors: Representatives B. Ennis, Senator Vaughn; Representatives Banning, Brady, Houghton, Jonkiert, Van Sant, Ewing, Lee, Caulk, Oberle, Spence, Wagner. To: **Executive.**

HB 249 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. Sponsors: Representative Brady; Representatives Banning, Bunting, Cloutier, DiLiberto, B. Ennis, Gilligan, Houghton, Lee, Maier, Schroeder, Scott, Van Sant; Wagner; Senators Adams, Amick, Sokola, Still, Vaughn, Voshell. To: **Education.**

HB 252 w/HA 1 & 2 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE REGARDING DRIVING VEHICLES WHILE LICENSE IS SUSPENDED OR REVOKED. Sponsors: Representatives Oberle and Jonkiert; Representatives Van Sant, DiLiberto. To: **Public Safety.**

HB 270 - AN ACT TO AMEND CHAPTERS 30, 48 AND 68, TITLE 9, DELAWARE CODE, PROVIDING FOR RULES AND REGULATIONS GOVERNING PLAN APPROVAL AND MAINTENANCE OF PUBLIC STREETS IN SUBDIVISIONS. Sponsors: Representative Lofink; Representatives Oberle, Smith; Senators Voshell, Connor. To: **Highways and Transportation.**

HB 271 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF STATE-OWNED PROPERTY. Sponsors: Representative Roy; Representatives Lofink, Smith, Oberle; Senators Sokola, Voshell, Sorenson. To: **Highways and Transportation.**

HB 278 w/HA 1 - AN ACT TO AMEND SUBPART D, SUBCHAPTER III, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES. (2/3 vote) Sponsors: Representative Spence and Senator Vaughn. To: **Judiciary.**

HB 284 - AN ACT TO AMEND TITLE 14 RELATING TO IMPROVING SCHOOL DISCIPLINE. Sponsors: Representatives Maier and Petrilli and Senator Sokola; Representatives Spence, Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, George, Houghton, Jonkiert, Plant, Schroeder, West, Van Sant. To: **Education.**

HB 299 - AN ACT TO AMEND CHAPTER 101 OF TITLE 3 OF THE DELAWARE CODE TO ALLOW THE THOROUGHBRED RACING COMMISSION TO FINGERPRINT ALL LICENSE APPLICANTS WITHOUT USING THE THOROUGHBRED RACING PROTECTION BUREAU. Sponsors: Representatives Gilligan and Oberle and Senator Sharp; Representatives Roy and Spence. To: **Agriculture.**

HJR 6 - DIRECTING AND AUTHORIZING THE STATE EMPLOYEES PENSION BENEFITS REVIEW COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS TO ESTABLISH CRITERIA FOR POST-RETIREMENT SUPPLEMENTS. Sponsors: Representative Oberle and Senator McBride. To: **Finance.**

HJR 9 w/HA 1 - URGING THE ESTABLISHMENT OF A STATE ATHLETIC COMMISSION, AND PROVIDING FOR AN ATHLETIC COMMISSION STUDY COMMITTEE. Sponsors: Representatives Spence, Petrilli; Senators Sorenson, McBride. To: **Executive.**

HJR 11 - CONGRATULATING THE 1995 FIRST STATE CONSTITUTIONAL SCHOLARSHIP RECIPIENTS. Sponsors: Representative Fallon and Senator Sorenson. To: **Education.**

HCR 13 w/HA 1 - REQUESTING THE STATE BUDGET OFFICE TO REPORT TO THE GENERAL ASSEMBLY ON ITS USE OF PERFORMANCE BASED BUDGETING INCLUDING HOW PERFORMANCE CRITERIA ARE SET, HOW SUCCESS IS MEASURED AND ITS PLANS FOR EXPANDING PERFORMANCE BASED BUDGETING. Sponsors: Representative Maier; Representatives Spence, Petrilli, Quillen, Buckworth, Capano, Davis, DiPinto, Ewing, Roy, Stone, Cloutier, Smith; Wagner; Senator Sorenson. To: **Finance.**

HCR 14 - ENCOURAGING STATE DEPARTMENTS AND AGENCIES TO EXPAND THE USE OF PERFORMANCE AND COMPLETION INCENTIVES IN PUBLIC CONTRACTS. Sponsors: Representative Wagner; Representatives Spence, Petrilli, Buckworth, Carey, Davis, DiPinto, Ewing, Maier, Capano, Cloutier, Roy, Stone, Ulbrich, Bunting, Gilligan, Plant, Schroeder; Senators Bair, Venables. To: **Administrative Services.**

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SB 232 was brought before the Senate for consideration on motion of Senator Sharp.

SB 232 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COURT OF COMMON PLEAS.

A roll call vote was taken and revealed 11 Senators voting YES, 10 (Amick, Bair, Bonini, Connor, Cordrey, Hauge, Henry, Reed, Sorenson, Still) ABSENT; therefore, **SB 232** was declared passed the Senate and sent to the House for consideration.

HB 87 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 87 w/HA 1 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO ENHANCED PENALTIES FOR OFFENSES OF THEFT COMMITTED AGAINST SENIOR CITIZENS.

SA 1 to HB 87, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 11 Senators voting YES, 10 (Amick, Bair, Bonini, Connor, Cordrey, Hauge, Henry, Reed, Sorenson, Still) ABSENT; therefore, **SA 1 to HB 87** was declared part of the bill.

HB 87 w/HA 1 & SA 1 was now before the Senate.

Senators Venables and Marshall commented.

A roll call vote was taken and revealed 18 Senators voting YES, 1 (Venables) NO, 2 (Cordrey, Hauge) ABSENT; therefore, **HB 87 w/HA 1 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

Senators Bair, Bonini, Henry, Reed, Sorenson, Still, Amick and Connor marked present during the above roll call.

HB 126 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 126 w/HA 1 - AN ACT TO AMEND CHAPTER 2, TITLE 11, DELAWARE CODE, RELATING TO TIME LIMITATIONS FOR CERTAIN OFFENSES.

A roll call vote was taken and revealed 17 Senators voting YES, 2 (Amick, Bonini) NO, 2 (Cordrey, Hauge) ABSENT; therefore, **HB 126 w/HA 1** was declared passed the Senate and returned to the House.

SB 216 was brought before the Senate for consideration on motion of Senator McBride.

SB 216 - AN ACT T AMEND TITLE 7 OF THE DELAWARE CODE TO AUTHORIZE AND APPROVE A SCHEDULE OF FEES CHARGES FOR ENTRANCE TO STATE PARKS OR THE USE OF SURF FISHING VEHICLES AND SNOWMOBILES ON STATE PARK LANDS. (3/5 vote)

Senator McBride requested the privilege of the floor for Charles A. Saukin, representing the Department of Natural Resources and Environmental Control.

Senators Sorenson and Adams questioned the witness, after which the witness was excused.

SA 1 to SB 216, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator McBride.

A roll call vote was taken and revealed 17 Senators voting YES, 2 (Connor, Still) NO, 2 (Cordrey, Hauge) ABSENT; therefore, **SA 1 to SB 216** was declared part of the bill.

SB 216 w/SA 1 was now before the Senate.

A roll call vote was taken, however; it was table before it could be announced.

HB 143 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 143 w/HA 1 - AN ACT TO AMEND §1321 OF TITLE 11 RELATING TO CRIMES AND CRIMINAL PROCEDURE.

Senator Amick commented. John Cordrey, Senate Attorney was granted the privilege of the floor.

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **HB 143 w/HA 1** was declared passed the Senate and returned to the House.

Senator Hauge marked present during the above roll call.

HB 152 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 152 - AN ACT TO AMEND CHAPTER 9 OF TITLE 4 OF THE DELAWARE CODE RELATING TO THE SALE OF ALCOHOLIC BEVERAGES TO PERSONS UNDER THE AGE OF TWENTY-ONE.

A roll call vote was taken and revealed 17 Senators voting YES, 2 (Adams, Vaughn) NO, 2 (Cordrey, Hauge) ABSENT; therefore, **HB 152** was declared passed the Senate and returned to the House.

At 4:29 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:55 p.m. the Senate reconvened with Lt. Governor Minner presiding.

SB 241 was brought before the Senate for consideration on motion of Senator Adams.

SB 241 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE STATUS OF CERTAIN UTILITY SERVICES PROVIDED TO NON-PROFIT ENTITIES.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Amick) NOT VOTING, 1 (Cordrey) ABSENT; therefore, **SB 241** was declared passed the Senate and sent to the House for consideration.

SS 1 for SB 200 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

SS 1 for SB 200 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS.

SA 1 to SS 1 for SB 200 was lifted from the table on motion of Senator Sokola.

SA 1 to SS 1 for SB 200 was laid on the table on motion of Senator Sokola.

SA 3 to SS 1 for SB 200 was stricken on motion of Senator Sokola.

SA 5 to SS 1 for SB 200, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 15 Senators voting YES, 4 (Amick, Sharp, Still, Vaughn) NO, 2 (Cordrey, Venables) ABSENT; therefore, **SA 5 to SS 1 for SB 200** was declared part of the bill.

SA 1 to SS 1 for SB 200 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

Senator Still commented. A roll call vote was taken and revealed 13 Senators voting YES, 6 (Amick, Bair, Bonini, Hauge, Sharp, Still) NO, 2 (Cordrey, Sorenson) ABSENT; therefore, **SA 1 to SS 1 for SB 200** was declared part of the bill.

SA 2 to SS 1 for SB 200, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Amick.

SA 2 to SS 1 for SB 200 was laid on the table on motion of Senator Amick.

SA 4 to SS 1 for SB 200, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Reed.

SA 4 to SS 1 for SB 200 was laid on the table on motion of Senator Reed.

SA 6 to SS 1 for SB 200 was introduced and brought before the Senate for consideration on motion of Senator Hauge.

Senator Still commented. A roll call vote was taken and revealed 18 Senators voting YES, 1 (Cook) NO, 2 (Cordrey, Sharp) ABSENT; therefore, **SA 6 to SS 1 for SB 200** was declared part of the bill.

SS 1 for SB 200 w/SA 5, 1 & 6 was now before the Senate.

Senator Venables requested the privilege of the floor for Wayne Bastian, Superintendent of Delmar School District.

Senators Still, Sokola and Marshall questioned the witness, after which the witness was excused.

Senator Voshell requested the privilege of the floor for Janet W. Crouse, representing the Delaware PTA.

Senators McBride and McDowell questioned the witness, after which the witness was excused.

Senator Voshell requested that a statement from Sue Ellen Skeen be read in its entirety and be made part of the record. No objection.

Senator Reed commented.

Senator Sokola requested the privilege of the floor for Michael C. Ferguson, representing the Department of Public Instruction.

Senator Connor questioned the witness, after which the witness was excused.

Senator Marshall requested the privilege of the floor for William C. Manning, representing the Red Clay School District.

Senators Sharp, Venables and McDowell questioned the witness, after which the witness was excused.

SA 7 to SS 1 for SB 200 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

A roll call vote was taken and revealed 9 Senators (Adams, Connor, Cook, McDowell, Sharp, Still, Vaughn, Venables, Voshell) voting YES, 10 (Amick, Bair, Blevins, Bonini, Cordrey, Hauge, Marshall, Reed, Sokola, Sorenson) NO, 1 (Henry) NOT VOTING, 1 (McBride) ABSENT; therefore, **SA 7 to SS 1 for SB 200** was declared defeated.

Senator Cordrey marked present during the above roll call.

SS 1 for SB 200 w/SA 5, 1 & 6 was now before the Senate.

A roll call vote was then taken and revealed 11 Senators voting YES, 8 (Amick, Connor, Cook, Cordrey, Sharp, Vaughn, Venables, Voshell) NO, 2 (Adams, McDowell) NOT VOTING; therefore, SS 1 for SB 200 w/SA 5, 1 & 6 was declared passed the Senate and sent to the House for consideration.

HS 1 for HB 83 was reassigned to the **Children, Youth and Their Families** Committee.

At 6:45 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 22, 1995.

The Senate reconvened June 22, 1995 at 2:47 p.m. with Senator Cordrey presiding.

The Secretary announced a message from the House informing the Senate that it had passed HB 199 w/HA 1; HB 291 w/HA 1; HB 274; HB 279; HB 301; HB 316; HB 281 w/HA 1 & 2; HB 226; HB 184; HB 183 w/HA 1; HB 318; HB 195 w/HA 1; HB 288 w/HA 1; HCR 26; SB 106; SB 117; SB 123; SB 174; SS 1 for SB 4 w/HA 1; SB 124 w/SA 1, 2 & HA 1 & 2; SB 135; SB 164 w/HA 1; SB 156; SB 157; SB 158; SB 159; SB 161; SB 163; SB 165; SB 166; SCR 33.

A communication from the Chief Clerk of the House was read indicating that Representative Scott signed SB 186 as an additional sponsor on June 22, 1995 while the bill was in the House.

The following committee reports were announced:

From Insurance and Elections: HB 240 - 4 Merits; HB 160 - 4 Merits.

From Public Safety: HB 252 w/HA 1 & 2 - 3 Merits; HB 187 w/HA 1 - 3 Merits.

From Health and Social Services: HB 182 - 5 Merits.

From Labor and Industrial Relations: HB 316 - 3 Merits.

From Corrections: HB 227 w/HA 1 - 4 Merits.

The roll call vote on SB 216 was lifted on motion of Senator McBride and revealed 9 Senators (Amick, Bair, Blevins, McBride, Reed, Sokola, Sorenson, Venables, Voshell) voting YES, 11 NO, 1 (Hauge) ABSENT; therefore, SB 216 was declared defeated.

Senator McDowell moved to rescind the roll call on SB 216 and reconsider the bill. No objection.

SB 216 was stricken on motion of Senator McBride.

The following committee reports were announced:

From Highways and Transportation: HJR 10 - 4 Merits; HB 271 -4 Merits.

From Agriculture: HB 299 - 4 Merits.

From Executive: SB 226 - 4 Merits; SB 240 - 4 Merits; HB 248 - 4 Merits.

At 2:57 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 45th Legislative Day.

45TH LEGISLATIVE DAY

June 22, 1995

The Senate convened at 2:57 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Bonini.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 22, 1995

The following amendments were introduced and Placed with the bill on June 21, 1995:

SA 2 to SB 181 - Sponsor: Senator Blevins.

SA 3 to SB 223 - Sponsor: Senator Amick.

SA 4 to SB 223 - Sponsor: Senator Voshell.

SA 1 to HB 119 - Sponsor: Senator Vaughn.

SA 1 to HB 187 - Sponsor: Senator Cordrey.

SA 1 to HB 198 - Sponsor: Senator Voshell.

The following legislation was introduced and assigned to committee on June 22, 1995:

SB 244 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. Sponsor: Senator Vaughn and Representative Petrilli. To: **Elections**.

SB 245 - AN ACT TO AMEND CHAPTER 34, VOLUME 58, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BLADES", GRANTING THE TOWN COUNCIL OF THE TOWN OF BLADES THE POWER AND AUTHORITY TO ANTICIPATE REVENUE BY BORROWING UPON THE FULL FAITH AND CREDIT OF THE TOWN OF BLADES THE SUM OR SUMS NOT TO EXCEED \$150,000 WHEN IN THE OPINION OF THE MAJORITY OF THE SAID TOWN COUNCIL, THE NEEDS OF THE TOWN OF BLADE DEMAND IT. (2/3 vote) Sponsors: Senator Venables and Representative Fallon. To: **Community/County Affairs**.

SB 246 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE PENALTIES FOR CERTAIN SPEED RESTRICTIONS. Sponsor: Senator Bonini. To: **Public Safety**.

HB 183 w/HA 1 - AN ACT TO AMEND TITLES 16, 18, 21, 24, 28, AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE STATE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. Sponsors: Representatives Maroney and Senator Blevins; Representatives Petrilli, Quillen, Spence, Buckworth, Capano, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, Van Sant. To: **Health and Social Services**.

HB 184 - AN ACT TO AMEND §7904, CHAPTER 79, TITLE 29 OF THE DELAWARE CODE, TO ESTABLISH THE DIVISION OF PUBLIC HEALTH UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES AND TO STATE THE MISSION OF THE DIVISION. Sponsors: Representative Maroney and Senator Blevins; Representatives Petrilli, Quillen, Spence, Buckworth, Capano, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, Van Sant. To: **Health and Social Services**.

HB 195 w/HA 1 - AN ACT TO AMEND TITLES 7, 9, 11, 13, 16, 18, 21, 24, 26, 29, AND 31 OF THE DELAWARE CODE TO PROVIDE THAT CERTAIN POWERS AND DUTIES VESTED IN THE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, ITS SECRETARY OR HIS DESIGNEE. Sponsor: Representative Maroney. To: **Health and Social Services**.

HB 226 - AN ACT TO AMEND CHAPTER 42 OF TITLE 11 RELATING TO HABITUAL CRIMINALS. Sponsors: Representatives Welch, Oberle and Spence; Senator Vaughn; Representatives Boulden, Buckworth, Capano, Carey, Caulk, DiPinto, D. Ennis, Ewing, Lee, Lofink, Mack, Maier, Oberle, Reynolds, Roy, Smith, Stone, Wagner, Banning, West; Senators Adams, Cook, Sokola, Voshell, Bair, Reed, Still. To: **Judiciary**.

HB 274 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES AND RESTRICTIONS OF THE DISPLAY OF FLAGS. Sponsor: Representative Roy. To: **Community/County Affairs**.

HB 279 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF VERONICA A. DEMURAT AND KENNETH A. THOMAS. Sponsors: Representative Spence and Senator Sharp. To: **Executive**.

HB 281 w/HA 1 & 2 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE COMPREHENSIVE SCHOOL DISCIPLINE PROGRAM. Sponsors: Representative Reynolds and Senator Sokola; Representatives Petrilli, Quillen, Spence, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West; Senators McBride, Connor. To: **Education**.

HB 288 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CORRECTIONS; AND PROVIDING FOR A BOOT CAMP INTENSIVE INCARCERATION ACT. Sponsors: Representatives Lee and Banning and Senators Voshell and Bonini; Representatives Spence, Petrilli, Quillen, Boulden, Buckworth, Capano, Buckworth, Capano, Carey, Caulk, Davis, D. Ennis, Ewing, Fallon, Lofink, Mack, Oberle, Reynolds, Roy, Smith, Ulbrich, Wagner, Welch, Maier, Stone, Brady, bunting, DiLiberto, B. Ennis, George, Gilligan,

Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West; Senators Blevins, Marshall, Sharp, Venables, Voshell, Sokola, Amick, Bair, Connor, Hauge, Reed, Still. **To: Corrections.**

HB 291 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. Sponsor: Representative Mack. To: **Natural Resources.**

HB 301 - AN ACT TO AMEND CHAPTER 83, TITLE 9, DELAWARE CODE RELATING TO PENALTIES FOR FAILING TO REPORT DISQUALIFICATION OF LAND FOR VALUATION, ASSESSMENT AND TAXATION AS AGRICULTURAL, HORTICULTURAL AND FOREST LANDS. Sponsor: Representative Caulk. To: **Agriculture.**

HB 316 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE, RELATING TO ALCOHOLIC LIQUORS. Sponsors: Representatives Van Sant and Oberle and Senators Marshall and McBride; Representatives Banning, Gilligan, Houghton, Lofink, Mack, Reynolds, Scott. To: **Labor.**

HB 318 - AN ACT TO AMEND TITLES 16 AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE DIVISION OF PHYSICAL HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. Sponsor: Representative Maroney. To: **Health and Social Services.**

HCR 26 - PETITIONING THE CONGRESS OF THE UNITED STATES OF AMERICA TO PROPOSE TO THE STATES AN AMENDMENT TO THE UNITED STATES CONSTITUTION PROTECTING THE AMERICAN FLAG AND EACH STATE'S FLAG FROM WILLFUL DESECRATION. Sponsors: Representative Ewing on Behalf of all Representatives and All Senators. To: **Judiciary.**

HB 171 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 171 w/HA 1 - AN ACT TO AMEND TITLE 11, DELAWARE CODE, RELATING TO CRIMES AND CRIMINAL PROCEDURE. (2/3 vote)

SA 1 to HB 171, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sharp. Senators Reed and Sokola commented.

SA 1 to HB 171 as well as **HB 171 w/HA 1** was laid on the table on motion of Senator Sharp.

HB 208 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 208 w/HA 1 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE RELATING TO RIGHTS OF VICTIMS.

Senator Sharp deferred to Senator McDowell.

Senators Amick, Sorenson and Venables commented. A roll call vote was taken and revealed 13 Senators voting YES, 7 (Amick, Bair, Reed, Sorenson, Still, Vaughn, Venables) NO, 1 (Sokola) NOT VOTING; therefore, **HB 208 w/HA 1** was declared passed the Senate and returned to the House.

HB 198 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 198 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SIZE AND WEIGHT OF VEHICLES AND LOADS.

SA 1 to HB 198, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Voshell.

Senator Sokola commented. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Sharp) ABSENT; therefore, **SA 1 to HB 198** was declared part of the bill.

HB 198 w/SA 1 was now before the Senate.

Senators Bair, Connor and McBride commented. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Sharp) ABSENT; therefore, **HB 198 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 112 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 112 w/HA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 17, DELAWARE CODE RELATING TO SALE OF REAL PROPERTY.

Senator Amick commented. Senator Voshell requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Voshell requested the privilege of the floor for Kathi Karsnitz, representing the Department of Transportation.

Several Senators questioned the witness, after which the witness was excused.

A roll call vote was taken, however; it was table before it was announced.

SB 181 was brought before the Senate for consideration on motion of Senator Blevins.

SB 181 - AN ACT TO AMEND CHAPTER 3, TITLE 18, DELAWARE CODE, RELATING TO THE OFFICE OF THE INSURANCE COMMISSIONER.

SA 1 to SB 181, which had been previously placed with the bill, was stricken on motion of Senator Blevins.

SA 2 to SB 181, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 2 to SB 181** was declared part of the bill.

SB 181 w/SA 2 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 181 w/SA 2** was declared passed the Senate and sent to the House for consideration.

A messenger from the Governor was announced and admitted.

SB 70 was brought before the Senate for consideration on motion of Senator Blevins.

SB 70 - AN ACT TO AMEND CHAPTER 29, TITLE 24, DELAWARE CODE ELATING TO REAL ESTATE BROKERS, SALESPERSONS AND APPRAISERS.

SA 1 to SB 70, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **SA 1 to SB 70** was declared part of the bill.

SB 70 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Amick, Bair, Connor) ABSENT; therefore, **SB 70 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 230 was brought before the Senate for consideration on motion of Senator Venables.

SB 230 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE OPENING OF BIDS FOR PUBLIC WORKS CONTRACTS.

Senator Still requested that his name be added as a co-sponsor. No objections.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **SB 230** was declared passed the Senate and sent to the House for consideration.

HB 9 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 9 w/HA 1 - AN ACT TO AMEND TITLE 10, DELAWARE CODE RELATING TO CIVIL LIABILITY AND EQUINE ACTIVITIES.

SA 1 to HB 9, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sharp.

Senator Bonini commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **SA 1 to HB 9** was declared part of the bill.

SA 2 to HB 9, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **HB 9 w/SA 2** was declared part of the bill.

HB 9 w/HA 1, w/SA 1 & 2 was now before the Senate.

Senators McDowell and Sokola commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **HB 9 w/HA 1, w/SA 1 & 2** was declared passed the Senate and returned to the House for reconsideration.

SB 227 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

SB 227 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOLARSHIPS FOR HIGHER EDUCATION.

SA 1 to SB 227, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **SA 1 to SB 227** was declared part of the bill.

SB 227 w/SA 1 was now before the Senate.

Senator Bonini commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Connor) ABSENT; therefore, **SB 227 w/SA 1** was declared passed the Senate and sent to the House for consideration.

At 4:30 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 5:10 p.m. the Senate reconvened with Senator Cordrey presiding.

HB 202 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 202 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Lt. Governor Minner presiding at 5:12 p.m.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bonini) ABSENT; therefore, **HB 202** was declared passed the Senate and returned to the House.

SB 239 w/SA 1 was brought before the Senate for consideration on motion of Senator Sharp.

SB 239 w/SA 1 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE, RELATING TO THE EMPLOYEES' PENSION PLAN.

SA 2 to SB 239, which had been previously laid on the table, was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Sorenson, Still) NOT VOTING; therefore, **SA 2 to SB 239** was declared part of the bill.

SB 239 w/SA 1 & 2 was now before the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 6 (Connor, Cook, McDowell, Reed, Sorenson, Still) NO, 2 (Bair, Henry) NOT VOTING, 1 (McBride) ABSENT; therefore, **SB 239 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

HB 125 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 125 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO ELIMINATE THE REQUIREMENT FOR APPROVAL BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL PRIOR TO DISPOSAL OF INDUSTRIAL SOLID WASTE AUTHORITY FACILITIES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 125** was declared passed the Senate and returned to the House.

HB 241 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 241 w/HA 1 - AN ACT TO AMEND TITLES 7, 11, 18, 23 AND 29 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.

Senator Still commented. Senator McBride requested the privilege of the floor for Rodney L. Harmic, representing the Department of Natural Resources and Environmental Control.

Senator Adams questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (McDowell, Vaughn, Venables) NO; therefore, **HB 241 w/HA 1** was declared passed the Senate and returned to the House.

SJR 13 was brought before the Senate for consideration on motion of Senator McBride.

SJR 13 - RELATING TO EXTENDING THE REPORTING DATE OF THE BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR A STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE.

Senators Bonini and McDowell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 13** was declared passed the Senate and sent to the House for consideration.

HB 130 w/HA 1 & 2 was brought before the Senate for consideration on motion of Senator McBride, the floor manager.

HB 130 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 60 AND CHAPTER 74, TITLE 7 OF THE DELAWARE CODE RELATING TO STAGE 1 VAPOR RECOVERY PERMITS.

Senator Cordrey commented. Senator McBride requested the privilege of the floor for Nicholas A. DiPasquale, representing the Department of Natural Resources and Environmental Control.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 130 w/HA 1 & 2** was declared passed the Senate and returned to the House.

HB 160 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 160 - AN ACT TO AMEND CHAPTER 25 OF TITLE 18 OF THE DELAWARE CODE RELATING TO RATES AND RATING ORGANIZATIONS.

Senator Bonini commented.

Senator Sharp raised a point of order.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 160** was declared passed the Senate and returned to the House.

HB 240 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 240 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP HEALTH INSURANCE.

Senator Vaughn requested the privilege of the floor for Fred Townsend, Deputy Insurance Commissioner.

Senators Still and Cordrey questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 240** was declared passed the Senate and returned to the House.

HB 177 w/HA 1, 2 & 3 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 177 w/HA 1, 2 & 3 - AN ACT TO AMEND TITLE 2, DELAWARE CODE, BY ADDING THERETO A NEW CHAPTER AUTHORIZING A PUBLIC-PRIVATE INITIATIVES PROGRAM IN TRANSPORTATION AND ESTABLISHING A REVOLVING LOAN FUND TO FINANCE SUCH PROGRAM. (3/5 vote)

SA 1 to HB 177 was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 177** was declared part of the bill.

HB 177 w/HA 1, 2, 3 & SA 1 was now before the Senate.

Senator Voshell requested the privilege of the floor for Kathi Karsnitz, representing the Department of Transportation.

Senators McBride and Sokola questioned the witness, after which the witness was excused.

Senator Amick commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 177 w/HA 1, 2, 3 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 182 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 182 - AN ACT CONCURRING IN A PROPOSED DELETION OF ARTICLE XII OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE STATE BOARD OF HEALTH. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 182** was declared passed the Senate and returned to the House.

HB 38 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 38 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND CREATING THE HIV TESTING FOR INSURANCE ACT.

SA 1 to HB 38 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 38** was declared part of the bill.

HB 38 w/HA 1 & SA 1 was now before the Senate.

Senators Henry, Bonini and Still commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Henry, McDowell) NO; therefore, **HB 38 w/HA 1 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

SB 209 was brought before the Senate for consideration on motion of Senator Sorenson.

SB 209 - AN ACT T AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PAROLE.

Senators Sokola, Cordrey and Marshall commented. Senator Sorenson requested the privilege of the floor for Steve Wood, representing the Attorney General's office.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 209** was declared passed the Senate and sent to the House for consideration.

SCR 35 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

SCR 35 - COMMENDING THE 1995 GIRLS STATE PARTICIPANTS, HELD UNDER THE AUSPICES OF THE LADIES AUXILIARY OF THE AMERICAN LEGION, FOR THEIR DEDICATION AND DEEP INTEREST IN STATE GOVERNMENT AND THEIR

OUTSTANDING DISCUSSION AND DEBATE OF THE SALIENT ISSUES THAT FACE STATE GOVERNMENT, AND FURTHER EXTENDING TO THE LADIES AUXILIARY OF THE AMERICAN LEGION CONGRATULATIONS ON A VERY SUCCESSFUL PROGRAM. Sponsors: Senator Voshell; Representative Fallon.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 35** was declared adopted by the Senate and sent to the House for consideration.

SCR 34 was brought before the Senate for consideration on motion of Senator Blevins.

SCR 34 - URGING THE BOARD OF COSMETOLOGY AND BARBERING AND THE DIRECTOR OF THE DIVISION OF PROFESSIONAL REGULATION TO INVESTIGATE CURRENT BARRIERS TO LICENSING OF BARBERS AND TO MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY TO INSURE THAT PRACTITIONERS OF TRADITIONAL BARBERING CAN CONTINUE TO SECURE LICENSING IN THIS STATE. Sponsors: Senators Blevins and Still; Representative Stone.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 34** was declared adopted by the Senate and sent to the House for consideration.

SB 250 was introduced and **Laid on the table** on motion of Senator Sharp.

SB 250 - AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS. Sponsor: Senator Sharp; Senators Adams, Blevins, Cook, Cordrey, Marshall, McBride, McDowell, Vaughn, Venables, Voshell.

At 6:43 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 27, 1995.

The Senate reconvened June 27, 1995 at 2:19 p.m. with Senator Cordrey presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 305; HB 306; HB 307; HB 290; HB 207 w/HA 1 & 2; HB 263; HB 268 w/HA 1; HB 294; HB 308; HB 310; HB 319; SB 132 w/SA 1; SB 113 w/SA 1; SB 189 w/SA 1, w/HA 1 & 2; SB 219; SB 186 w/HA 1; SB 51 w/SA 2 & 4; SB 99 w/HA 1; SB 131; SB 184; SB 220 w/HA 1; SB 37; SB 38; SB 172; SB 205; SB 211; SB 212; SB 213; SCR 7.**

Lt. Governor Minner presiding at 2:22 p.m.

The following committee reports were announced:

From Revenue and Taxation: **HB 131 w/HA 1** - 4 Merits.

From Health and Social Services: **HB 179 w/HA 1, 8, 10 & 11** - 3 Merits; **HB 183 w/HA 1** - 5 Merits; **HB 184** - 5 Merits; **HB 195 w/HA 1** - 5 Merits; **HB 318** - 5 Merits.

From Banking: **HB 245 w/HA 1** - 5 Merits; **HB 264** - 5 Merits; **HB 232** - 5 Merits.

From Community/County Affairs: **HB 274** - 3 Merits.

From Insurance and Elections: **SB 245** - 3 Merits.

From Education: **SB 218** - 5 Merits; **HB 249** - 4 Merits; **HB 281 w/HA 1 & 2** - 5 Merits; **HB 284** - 5 Merits.

From Administrative Services: **HB 140** - 5 Merits.

From Judiciary: **HB 243** - 4 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HB 234 w/HA 1; HB 277; HB 298.**

LEGISLATIVE ADVISORIES #20 & #21 from the Office of Counsel to the Governor were announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #20, dated June 22, 1995. Governor Thomas R. Carper signed the following legislation on the date indicated:

SB #182 (6/22/95) - AN ACT TO AMEND CHAPTER 339, VOLUME 62, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SMYRNA". (Sponsor: Sen. Vaughn; Rep. B. Ennis) (Volume 70, Chapter 68, Laws of Delaware).

LEGISLATIVE ADVISORY #21, dated June 26, 1995. Governor Thomas R. Carper signed the following legislation on the date indicated:

HB #176 (6/23/95) - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO EDUCATION. (Sponsor: Rep. Quillen & Sen. Sokola; Rep. Spence) (Volume 70, Chapter 69, Laws of Delaware).

SB #7 (6/23/95) - AN ACT TO AMEND CHAPTER 13, SUBCHAPTER III, TITLE 30, DELAWARE CODE, RELATING TO INHERITANCE TAX. (Sponsor: Sen. Sharp & Rep. Roy) (Volume 70, Chapter 70, Laws of Delaware).

SB #8 AAB SA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 23, SUBCHAPTER I, TITLE 12, DELAWARE CODE RELATING TO INHERITANCE TAX. (Sponsor: Sen. Sharp; Rep. Roy) (Volume 70, Chapter 71, Laws of Delaware).

SB #83 (6/23/95) - AN ACT TO AMEND TITLE 16, CHAPTER 76 OF THE DELAWARE CODE RELATING TO COUNTY AND MUNICIPAL BUILDING, PLUMBING, ELECTRICAL AND OTHER CODES. (Sponsor: Senator McDowell; Rep. D. Ennis) (Volume 70, Chapter 72, Laws of Delaware).

SB #90 (6/23/95) - AN ACT TO AMEND THE CHARTER OF THE TOWN OF MILLSBORO, CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, RELATING TO THE IMPOSITION OF TAXATION UPON REAL ESTATE TRANSFERS WITHIN THE TOWN OF MILLSBORO. (Sponsor: Sen. Cordrey and Rep. West) (Volume 70, Chapter 73, Laws of Delaware).

SB #98 (6/23/95) - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO POWERS OF THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. (Sponsor: Sen. McBride; Reps. Mack, Carey, DiPinto and Davis; Sen. Amick) (Volume 70, Chapter 74, Laws of Delaware).

SB #109 (6/23/95) - AN ACT TO AMEND CHAPTER 18, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. (Sponsor: Sen. Sharp & Rep. Roy, Sens. Vaughn, Adams, Reps. Ewing, Plant) (Volume 70, Chapter 75, Laws of Delaware).

SB #111 (6/23/95) - AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE RELATING TO THE REGISTRATION AND REGULATION OF REGISTERED LIMITED LIABILITY PARTNERSHIPS. (Sponsor: Sen. Sharp & Rep. Roy; Sens. Vaughn, Adams; Reps. Ewing, Plant) (Volume 70, Chapter 76, Laws of Delaware).

SB #112 AAB SA 1 (6/23/95) - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE TO PROVIDE GROUP LIFE INSURANCE FOR STATE POLICE RETIREES AND SURVIVORS. (Sponsor: Sen. Cook; Rep. Ewing) (Volume 70, Chapter 77, Laws of Delaware).

SB #114 (6/23/95) - AN ACT TO AMEND CHAPTER 17, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED PARTNERSHIPS. (Sponsor: Sen. Sharp & Rep. Roy; Sens. Vaughn, Adams, Reps. Ewing, Plant) (Volume 70, Chapter 78, Laws of Delaware).

SB #175 (6/23/95) - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (Sponsor: Sen. Sharp & Rep. Roy; Sens. Vaughn, Adams; Reps. Ewing, Plant) (Volume 70, Chapter 79, Laws of Delaware).

HB #5 AAB HA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT. (Sponsor: Rep. Oberle; Sen. Vaughn) (Volume 70, Chapter 80, Laws of Delaware).

HB #14 (6/23/95) - AN ACT TO AMEND CHAPTER 47, TITLE 16, DELAWARE CODE, RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT AND ANABOLIC STEROIDS. (Sponsor: Rep. Oberle; Sen. Vaughn) (Volume 70, Chapter 81, Laws of Delaware).

HB #53 (6/23/95) - AN ACT TO AMEND SECTION 6903 (a)(2), TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS. (Sponsor: Rep. Oberle; Sen. Marshall) (Volume 70, Chapter 82, Laws of Delaware).

HB #151 (6/23/95) - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATED TO GUARDIANSHIPS. (Sponsor: Rep. Roy; Reps. Banning, Boulden, Buckworth, Cloutier, DiLiberto; B. Ennis, George, Jonkiert, Lee, Lofink, Petrilli, Plant, Schroeder, Stone, Van Sant, Welch; Sens. Sharp, Vaughn, Bair, Amick). (Volume 70, Chapter 83, Laws of Delaware).

SB #66 AAB SA 1 (6/23/95) - AN ACT TO AMEND SECTION 1068, TITLE 14 OF THE DELAWARE CODE RELATING TO THE TERMS OF OFFICE OF INDIAN RIVER BOARD OF EDUCATION MEMBERS. (Sponsor: Sen. Cordrey; Sens. Adams, Venables, & Voshell; Reps. West, Schroeder, Bunting, Ewing). (Volume 70, Chapter 84, Laws of Delaware).

HB #11 AAB HA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE, RELATING TO BUMPER, FRAME RAIL AND BODY HEIGHTS. (Sponsor: Rep. Quillen; Rep. DiPinto; Sen. Connor) (Volume 70, Chapter 85, Laws of Delaware).

SB #39 (6/23/95) - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE BY PROVIDING FOR CERTAIN AMENDMENTS TO THE UNIFORM COMMERCIAL CODE.

(Sens. Sharp & Amick, Sen. Vaughn, Reps. Roy, Ewing, DiLiberto, Cloutier) (Volume 70, Chapter 86, Laws of Delaware).

SB #47 AAB SA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 7, TITLE 21, OF THE DELAWARE CODE RELATING TO ENFORCEMENT: ARREST, BAIL AND APPEAL. (Sponsor: Sen. Voshell, Rep. Ewing) (Volume 70, Chapter 87, Laws of Delaware).

SB #48 AAB SA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATIONS. (Sponsor: Sen. Voshell; Rep. Ewing) (Volume 70, Chapter 88, Laws of Delaware).

SB #87 AAB SA 1 (6/23/95) - AN ACT TO AMEND TITLE 11 TO PROVIDE FOR APPEALS IN THE COURT OF COMMON PLEAS. (Sponsor: Sens. Sharp, Vaughn, Bair and Amick; Reps. Roy and DiLiberto) (Volume 70, Chapter 89, Laws of Delaware).

SB #125 (6/23/95) - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ADMINISTRATIVE PROCEDURES. (Sponsor: Sen. Cordrey; Rep. Petrilli; Sens. Connor, Voshell, Reps. Buckworth, Fallon, Mack, Reynolds, and Schroeder) (Volume 70, Chapter 90, Laws of Delaware).

SB #198 (6/23/95) - AN ACT TO REINCORPORATE THE TOWN OF FELTON. (Sponsor: Sen. Cook & Rep. Quillen) (Volume 70, Chapter 91, Laws of Delaware).

HB #126 AAB HA 1 (6/23/95) - AN ACT TO AMEND CHAPTER 2, TITLE 11, DELAWARE CODE, RELATING TO TIME LIMITATIONS FOR CERTAIN OFFENSES. (Sponsor: Rep. Buckworth; Rep. Oberle; Sens. Blevins, Sokola) (Volume 70, Chapter 92, Laws of Delaware).

SB #117 (6/26/95) - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO A VOLUNTARY ASSESSMENT PLAN. (Sponsor: Sen. Voshell and Rep. Ewing) (Volume 70, Chapter 93 Laws of Delaware).

SB #123 (6/26/95) - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE REGARDING IDENTIFICATION OF VENDORS, FIRMS, AND SUBCONTRACTORS REPORTING TO THE DIVISION OF REVENUE. (Sponsor: Sens. Sokola, Blevins, Marshall, Sharp, Venables, Voshell; Reps. Smith, Oberle, Houghton, Brady, Jonkiert) (Volume 70, Chapter 94, Laws of Delaware).

SB #157 (6/26/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION PENALTIES. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 95, Laws of Delaware).

SB #158 (6/26/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION WAGES. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 96, Laws of Delaware).

SB #159 (6/26/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT INSURANCE BENEFITS. (Sponsor: Sen. Marshall; Rep. Oberle) (Volume 70, Chapter 97, Laws of Delaware).

SB #161 (6/26/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 98, Laws of Delaware).

SB #163 (6/26/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 99, Laws of Delaware).

SB #165 (6/26/95) - AN ACT TO AMEND TITLE 19 AND TITLE 10 OF THE DELAWARE CODE RELATING TO CHILD LABOR. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 100, Laws of Delaware)

HB #208 AAB HA 1 (6/26/95) - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE RELATING TO THE RIGHTS OF VICTIMS. (Sponsor: Rep. George and Sen. McDowell) (Volume 70, Chapter 101, Laws of Delaware).

SB #174 (6/26/95) - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO REPORTING TO ADJUDICATIONS OF FAMILY COURT TO THE DIVISION OF MOTOR VEHICLES. (Sponsor: Sen. Voshell and Rep. Ewing) (Volume 70, Chapter 102, Laws of Delaware).

SB #166 (6/26/95) - AN ACT TO AMEND TITLE 19 AND OF THE DELAWARE CODE RELATING TO WAGE PAYMENT AND COLLECTION. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 103, Laws of Delaware).

HB #240 (6/26/95) - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP HEALTH INSURANCE. (Sponsor: Rep. D. Ennis & Sen. Vaughn) (Volume 70, Chapter 104, Laws of Delaware).

HB #241 AAB HA 1 (6/26/95) - AN ACT TO AMEND TITLES 7, 11, 18, 23, AND 29 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE

DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.
(Sponsor: Rep. Mack) (Volume 70, Chapter 105, Laws of Delaware).

HB #10 - (6/26/95) - AN ACT TO AMEND CHAPTER 19, TITLE 14 OF THE DELAWARE CODE RELATING TO LOCAL SCHOOL TAXES. (Sponsor: Rep. Mack and Sen. Connor; Reps. Buckworth, Davis, Reynolds, Smith, Brady, Houghton) (Volume 70, Chapter 106, Laws of Delaware).

SB #208 (6/26/95) - AN ACT TO AMEND TITLE 18, CHAPTER 69 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF AN ASSOCIATION OR INDUSTRIAL INSURED CAPTIVE INSURANCE COMPANY. (Sponsor: Sen. Vaughn; Rep. D. Ennis) (Volume 70, Chapter 107, Laws of Delaware).

SB #180 (6/26/95) - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE INVESTMENTS OF DOMESTIC INSURERS. (Sponsor: Sen. Vaughn; Rep. D. Ennis) (Volume 70, Chapter 108, Laws of Delaware).

SJR #6 (6/23/95) - ESTABLISHING A TASK FORCE TO CONSIDER THE FEASIBILITY OF BUSINESS LOGO SIGNS ON DELAWARE HIGHWAYS. (Sponsor: Sen. Connor, Sen. Marshall, Venables, Vaughn, Voshell, Cook; Reps. Spence, Davis)

SJR #11 (6/23/95) - REQUIRING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO PREPARE AND SUBMIT A PLAN AND AN ESTIMATE OF ASSOCIATED COSTS TO EXPAND EXISTING MONITORING AND ANALYSIS PROGRAMS AND TO DEVELOP NEW PROGRAMS TO MONITOR AND ANALYZE THE ENVIRONMENT AND THE POPULATION TO BETTER UNDERSTAND THE INTERACTION BETWEEN ENVIRONMENTAL TOXICANTS AND PUBLIC HEALTH. (Sponsor: Sens. Connor & McBride & Rep. Mack; Sens. Sorenson, Vaughn; Reps. Spence, Reynolds, Davis).

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At 2:28 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 46th Legislative Day.

46TH LEGISLATIVE DAY June 27, 1995

The Senate convened at 2:28 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

The Pledge of the Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION June 27, 1995

The following amendments were introduced and Placed with the bill on June 22, 1995:

SA 1 to HS 1 to HB 144 - Sponsor: Senator Blevins.

The following legislation was introduced and assigned on June 27, 1995:

SB 247 - AN ACT TO AMEND TITLE 29 DELAWARE CODE RELATING TO THE DELAWARE COMMISSION OF VETERANS AFFAIRS. Sponsors: Senator Vaughn and Representative Quillen. To: **Administrative Services**.

SB 248 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES. Sponsors: Senator Amick and Representative Boulden. To: **Executive**.

SB 249 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO SOLEMNIZATION OF MARRIAGES. Sponsor: Senator Amick. To: **Executive**.

HB 199 w/HA 1 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO STATE GOVERNMENT ACCOUNTABILITY. Sponsors: Representatives Wagner and Davis and Maier. To: **Finance**.

HB 207 w/HA 1 & 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO VICTIM-OFFENDER MEDIATION. Sponsor: Representative Davis. To: **Judiciary**.

HB 234 w/HA 1 - AN ACT TO AMEND CHAPTER 55, TITLE 30 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES TAXES. Sponsors: Representative Davis; Representatives Oberle, Ulbrich, VanSant; Senators Amick, Blevins. To: **Revenue and Taxation**.

HB 263 - AN ACT TO AMEND CHAPTERS 11 AND 51 OF TITLE 16 OF THE DELAWARE CODE, RELATING TO MENTAL HEALTH. Sponsors: Representative Maroney and Senator Blevins; Representatives Davis, DiLiberto. To: **Health and Social Services**.

HB 268 w/HA 1 - AN ACT TO AMEND CHAPTER 40, TITLE 7 OF THE DELAWARE CODE RELATING TO STORM WATER PLAN APPROVALS FOR WORK ON OR ADJACENT TO A STATE RIGHT-OF-WAY. (3/5 vote) Sponsors: Representative Lofink; Representatives Oberle, Smith; Senators Voshell, Connor. To: **Highways and Transportation**.

HB 277 - AN ACT TO AMEND CHAPTERS 97 AND 98, TITLE 16, DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES AND PARAMEDIC SERVICES. Sponsors: Representative B. Ennis and Senator Blevins; Representatives Banning, Boulden, Brady, Buckworth, Bunting, Capano, Carey, Cloutier, DiLiberto, DiPinto, D. Ennis, Fallon, Gilligan, Houghton, Jonkiert, Lofink, Mack, Maier, Oberle, Plant, Quillen, Reynolds, Schroeder, Scott, Smith, Stone, Ulbrich, Van Sant, Wagner, Welch, West; Senators Bonini, Connor, McBride, McDowell, Reed, Sokola, Still, Vaughn, Voshell. To: **Health and Social Services**.

HB 290 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SENTENCES. Sponsors: Representative Spence and Senators Sharp and McBride; Representatives Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Scott, Van Sant, West; Senators Voshell, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still. To: **Corrections**.

HB 294 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO TRIP PERMIT REGISTRATIONS AND THE INTERNATIONAL REGISTRATION PLAN. (2/3 vote) Sponsors: Representative Lofink; Representatives Oberle, Smith; Senators Voshell, Connor. To: **Public Safety**.

HB 305 - AN ACT TO AMEND CHAPTER 9 OF TITLE 10 RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES. Sponsors: Representative Smith and Senator Sharp. To: **Judiciary**.

HB 306 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE PROSECUTION IN SUPERIOR COURT OF CERTAIN SERIOUS CRIMES COMMITTED BY JUVENILES. Sponsors: Representative Smith and Senator Sharp. To: **Judiciary**.

HB 307 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES. Sponsors: Representative Smith and Senator Sharp. To: **Judiciary**.

HB 308 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DELMAR. (2/3 vote) Sponsors: Representative Lee and Senator Venables. To: **Community/County Affairs**.

HB 310 - AN ACT TO AMEND CHAPTER 3, TITLE 18 OF THE DELAWARE INSURANCE CODE, RELATING TO THE REVIEW AND ARBITRATION OF DISPUTES INVOLVING HEALTH INSURANCE COVERAGE. Sponsors: Representative Wagner and Senator Vaughn; Representatives Spence, Capano, Caulk, Davis, Maier, Welch. To: **Insurance and Elections**.

HB 319 - AN ACT TO AMEND CHAPTERS 9 AND 22, TITLE 5 OF THE DELAWARE CODE RELATING TO BANK AND LICENSED LENDERS' REVOLVING CREDIT. Sponsors: Representative Petrilli; Representative DiPinto; Senator Sharp. To: **Banking**.

SA 1 to HB 179 - Sponsor: Senator Bonini.

The following letters of nominations by the Governor were assigned to the Executive Committee:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 22, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

John D. Daniello, 2326 Jamaica Drive, Wilmington, Delaware 19810, to be appointed to the Public Employment Relations Board for a term to expire march 29, 2001, to succeed William Moser.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 22, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Shirley A. Price, R.D. #2, Box 120, Millville, Delaware 19970, to be appointed to the Advisory Council on Tidal Finfisheries for a five-year term to succeed Julie Wagner.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 22, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Clyde A. Roberts, 4 North Commerce Street, Port Penn, Delaware 19731, to be appointed to the Advisory Council on Tidal Finfisheries for a five-year term to succeed David Armstrong..

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 22, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Robert M. Sharp, 1806 Windermere Avenue, Wilmington, Delaware 19804, to be appointed to the Advisory Council on Tidal Finfisheries for a five-year term to succeed Moses Barbour.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 22, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Arlene Dale Stratton, 407 Way Road, Wilmington, Delaware 19807, to be reappointed to the Board of Pension Trustees for a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

Senator Sokola marked present.

SS 1 for SB 4 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Cordrey.

SS 1 for SB 4 w/HA 1 - AN ACT TO AMEND SUBCHAPTER IV, CHAPTER 80, TITLE 15, DELAWARE CODE RELATING TO REPORTS OF POLITICAL COMMITTEES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SS 1 for SB 4 w/HA 1** was declared passed the Senate and sent to the Governor.

Senators McDowell, Sorenson, Venables, Amick, Hauge and McBride marked present during the above roll call.

SB 41 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SB 41 w/SA 1 & HA 1 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 41 w/SA 1 & HA 1** was declared passed the Senate and sent to the Governor.

SB 77 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sokola.

SB 77 w/SA 1 & HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 77 w/SA 1 & HA 1** was declared passed the Senate and sent to the Governor.

SB 92 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sharp.

SB 92 w/HA 1 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO CLASSIFICATION OF CRIMES INVOLVING PECUNIARY LOSS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 92 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 99 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SB 99 w/HA 1 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE TO EXTEND THE EXISTING REGISTRATION REQUIREMENT FOR EXTREMELY HAZARDOUS SUBSTANCES FROM ONE TO THREE YEARS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 99 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 124 w/SA 1, 2 & HA 1 & 2, which was returned from the House with amendments, was brought before the Senate for reconsideration on motion of Senator Blevins.

SB 124 w/SA 1, 2 & HA 1 & 2 - AN ACT TO AMEND TITLES 10, 12, 13, AND 19 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT ORDERS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 124 w/SA 1, 2 & HA 1 & 2** was declared passed the Senate and sent to the Governor.

SB 126 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Cook.

SB 126 w/SA 1 & HA 1 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WATER WELL PERMITS.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (McDowell) NO, 1 (Amick) ABSENT; therefore, **SB 126 w/SA 1 & HA 1** was declared passed the Senate and sent to the Governor.

SB 151 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sharp.

SB 151 w/HA 1 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE TO PROVIDE FOR VOLUNTARY ALTERNATIVE DISPUTE RESOLUTION.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 151 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 164 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Marshall.

SB 164 w/HA 1 - AN ACT TO AMEND TITLE 18 AND TITLE 19 OF THE DELAWARE CODE RELATING TO MAKING SAID TITLES GENDER NEUTRAL.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 164 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 186 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Vaughn.

SB 186 w/HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE CONTRACTS TO REQUIRE THE FILING OF FORMS BY OUT OF STATE INSURERS DOING BUSINESS IN DELAWARE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 186 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 189 w/SA 1, w/HA 1 & 2, which was returned from the House with amendments, was brought before the Senate for reconsideration on motion of Senator Sokola.

SB 189 w/SA 1, w/HA 1 & 2 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO ARBITRATION OF HOMEOWNERS' INSURANCE CLAIMS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 189 w/SA 1, w/HA 1 & 2** was declared passed the Senate and sent to the Governor.

SB 220 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Cordrey.

SB 220 w/HA 1 - AN ACT TO AMEND CHAPTER 197, VOLUME 54 LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 220 w/HA 1** was declared passed the Senate and sent to the Governor.

HB 171 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 171 w/HA 1 - AN ACT TO AMEND TITLE 11, DELAWARE CODE, RELATING TO CRIMES AND CRIMINAL PROCEDURE. (2/3 vote)

SA 1 to HB 171 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp.

Senator Sharp requested the privilege of the floor for Michael Ferguson, representing the Delaware State Board of Education.

Senator Reed questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 171** was declared part of the bill.

SA 2 to HB 171 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 2 to HB 171** declared part of the bill.

HB 171 w/HA 1, w/SA 1 & 2 was now before the Senate.

Several Senators commented. Senator Sorenson requested the privilege of the floor for Rebecca Batson, Senate Attorney.

The witness was excused after addressing the Senate.

HB 171 w/HA 1, w/SA 1 & 2 was laid on the table on motion of Senator Sharp.

HB 187 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 187 w/HA 1 - AN ACT T AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. (3/5 vote)

SA 1 to HB 187 was brought before the Senate for consideration on motion of Senator Cordrey.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Sharp) NOT VOTING; therefore, **SA 1 to HB 187** was declared part of the bill.

SA 2 to HB 187 was brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Sharp) NOT VOTING, 1 (Still) ABSENT; therefore, **SA 2 to HB 187** was declared part of the bill.

HB 187 w/HA 1, w/SA 1 & 2 was now before the Senate.

Senators McBride and Marshall commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Marshall, Sharp) NOT VOTING; therefore, **HB 187 w/HA 1, w/SA 1 & 2** was declared passed the Senate and returned to the House for reconsideration.

A messenger from the Governor was announced and admitted.

HJR 10 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell, under the suspension of the necessary rules.

HJR 10 - URGING THE GOVERNOR TO LEND HIS SUPPORT FOR THE PASSAGE OF S. 733, THE INTERCITY RAIL INVESTMENT ACT.

Senators Sharp, McDowell and McBride commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 10** was declared passed the Senate and returned to the House.

SB 215 was brought before the Senate for consideration on motion of Senator Marshall.

SB 215 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIEN OF TAXES AND OTHER CHARGES.

Senators Still, Venables and McBride commented. A roll call vote was taken and revealed 12 Senators voting YES, 2 (Bonini, Venables) NO, 6 (Amick, Hauge, McBride, Reed, Sorenson, Still) NOT VOTING, 1 (Sharp) ABSENT; therefore, **SB 215** was declared passed the Senate and sent to the House for consideration.

HB 227 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 227 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION.

SA 1 to HB 227 was stricken on motion of Senator Vaughn.

SA 2 to HB 227 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 2 to HB 227** was declared part of the bill.

HB 227 w/HA 1 & SA 2 was now before the Senate.

Senator Vaughn requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

Several Senators questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 227 w/HA 1 & SA 2** was declared passed the Senate and returned to the House for reconsideration.

HB 131 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 131 w/HA 1 - AN ACT TO AMEND CHAPTER 48, TITLE 29 OF THE DELAWARE CODE RELATING TO LOTTERIES; AND PROVIDING THAT EACH LOTTERY TICKET CONTAIN CERTAIN INFORMATION.

Senators Bair and Cordrey commented.

HB 131 w/HA 1 was laid on the table on motion of Senator Marshall.

HB 316 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 316 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE, RELATING TO ALCOHOLIC LIQUORS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 316** was declared passed the Senate and returned to the House.

SB 226 was brought before the Senate for consideration on motion of Senator Marshall.

SB 226 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF KELLE ALEXIS DOUGHERTY AND CHRISTOPHER GEORGE SANCHEZ.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 226** was declared passed the Senate and sent to the House for consideration.

SB 218 was brought before the Senate for consideration on motion of Senator Henry.

SB 218 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO BRAILLE LITERACY.

Senators Sokola and McBride commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 218** was declared passed the Senate and sent to the House for consideration.

At 4:25 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:59 p.m. the Senate reconvened with Lt. Governor Minner presiding.

The Secretary announced that a message from the House indicated that it had passed **HB 188 w/SA 1 & HA 1; HB 312 w/HA 1; HB 323; HB 334; HB 337; SB 104; SB 210; SB 155 w/HA 1; SB 176 w/SA 2.**

A communication from the Office of Senator Vaughn to the Secretary of the Senate was read requesting that **SB 118** be returned from the House of Representatives for it has been replaced with **SB 204** which has passed both houses.

A communication from the Secretary of the Senate to the Chief Clerk of the House was read regarding Senator Vaughn's correspondence referencing the return of **SB 118** from the House.

A communication from the Chief Clerk of the House to the Secretary of the Senate was read acknowledging the return of **SB 118** per the request of Senator Vaughn.

Copies of these communications are on file for this legislative day.

SB 118 was stricken on motion of Senator Vaughn.

HB 179 w/HA 1, 8, 10 & 11 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 179 w/HA 1, 8, 10 & 11 - AN ACT TO AMEND CHAPTER 17, TITLE 24, AND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO NOTICE OF ABORTIONS PERFORMED ON MINORS.

SA 1 to HB 179, which had been previously placed with the bill, was laid on the table on motion of Senator Bonini.

SA 2 to HB 179 was introduced and brought before the Senate for consideration on motion of Senator Amick.

Senators Bonini, Blevins and Still requested that their names be added as co-sponsors.

Senator Marshall commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) NO; therefore, **SA 2 to HB 179** was declared part of the bill.

SA 1 to HB 179 was lifted from the table and brought before the Senate for consideration on motion of Senator Bonini.

Senator Bair commented. A roll call vote was taken and revealed 8 Senators (Adams, Bonini, Connor, Cordrey, Marshall, Reed, Still, Venables) voting YES, 13 NO; therefore, **SA 1 to HB 179** was declared defeated.

HB 179 w/HA 1, 8, 10, 11 & SA 2 was now before the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Vaughn) NOT VOTING; therefore, **HB 179 w/HA 1, 8, 10, 11 & SA 2** was declared passed the Senate and returned to the House for reconsideration.

HB 171 w/HA 1, w/SA 1 & 2 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Venables) NO, 1 (McDowell) NOT VOTING; therefore, **HB 171 w/HA 1, w/SA 1 & 2** was declared passed the Senate and returned to the House for reconsideration.

HB 117 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 117 - AN ACT TO AMEND CHAPTER 121, VOLUME 32, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO ESTABLISH A BOARD OF WATER AND LIGHT COMMISSIONERS FOR THE CITY OF NEW CASTLE" RELATING TO THE SECRETARY OF THE BOARD AND THE SALARIES OF THE COMMISSIONERS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 117** was declared passed the Senate and returned to the House.

HB 299 was brought before the Senate for consideration on motion of the floor manager, Senator Adams.

HB 299 - AN ACT TO AMEND CHAPTER 101 OF TITLE 3 OF THE DELAWARE CODE TO ALLOW THE THOROUGHbred RACING COMMISSION TO FINGERPRINT ALL LICENSE APPLICANTS WITHOUT USING THE THOROUGHbred RACING PROTECTION BUREAU.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **HB 299** was declared passed the Senate and returned to the House.

HB 183 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 183 w/HA 1 - AN ACT TO AMEND TITLES 16, 18, 21, 24, 28 AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE STATE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR, OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 183 w/HA 1** was declared passed the Senate and returned to the House.

HB 184 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 184 - AN ACT TO AMEND §7904, CHAPTER 79, TITLE 29 OF THE DELAWARE CODE, TO ESTABLISH THE DIVISION OF PUBLIC HEALTH UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES AND TO STATE THE MISSION OF THE DIVISION.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 184** was declared passed the Senate and returned to the House.

HB 195 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 195 w/HA 1 - AN ACT TO AMEND TITLES 7, 9, 11, 13, 16, 18, 21, 24, 26, 29, AND 31 OF THE DELAWARE CODE TO PROVIDE THAT CERTAIN POWERS AND DUTIES VESTED IN THE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, ITS SECRETARY OR HIS DESIGNEE.

SA 1 to HB 195 was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 195** was declared part of the bill.

HB 195 w/HA 1 & SA 1 was now before the Senate.

Senator McBride commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 195 w/HA 1 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 318 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 318 - AN ACT TO AMEND TITLES 16 AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE DIVISION OF PHYSICAL HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 318** was declared passed the Senate and returned to the House.

HB 245 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HB 245 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 25, DELAWARE CODE, RELATING TO THE RULE AGAINST PERPETUITIES.

Senators Amick and McBride commented. Senator Cordrey requested the privilege of the floor for Davis S. Swayze, representing the J. P. Morgan Bank of Delaware.

Senator Still questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (McBride, McDowell) NO; therefore, **HB 245 w/HA 1** was declared passed the Senate and returned to the House.

HB 264 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HB 264 - AN ACT TO AMEND CHAPTER 61, TITLE 12, DELAWARE CODE, RELATING TO THE ALLOCATION OF TRUST INCOME AND PRINCIPAL.

Senator Cordrey requested the privilege of the floor for David S. Swayze, representing the J. P. Morgan Bank of Delaware.

Senator McBride questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 264** was declared passed the Senate and returned to the House.

HS 1 for HB 144 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola, under the suspension of the necessary rules.

HS 1 for HB 144 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHOICE IN PUBLIC EDUCATION.

SA 1 to HS 1 for HB 144 was brought before the Senate on motion of Senator Blevins.

SA 1 to HS 1 for HB 144 was laid on the table on motion of Senator Blevins.

SA 2 to HS 1 for HB 144 was brought before the Senate for consideration on motion of Senator Blevins.

SA 2 to HS 1 for HB 144 was laid on the table on motion of Senator Blevins.

HS 1 for HB 144 was now before the Senate.

Senators Marshall and Voshell commented. Senator Sokola requested the privilege of the floor for Leo Strine, representing Governor Carper's office.

Senators Connor, McDowell and Still questioned the witness, after which the witness was excused.

Senator Sokola requested the privilege of the floor for Michael Ferguson, representing the Department of Public Instruction.

The witness was excused after addressing the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 9 (Adams, Blevins, Cook, Cordrey, Marshall, McDowell, Vaughn, Venables, Voshell) NO; therefore, **HS 1 for HB 144** was declared passed the Senate and returned to the House.

At 6:51 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 28, 1995.

The Senate reconvened June 28, 1995 at 2:18 p.m. with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 203; HB 150 w/HA 1; HB 315; HB 324; HB 327; HB 335; HB 331; HJR 13; SB 140; SB 147; SB 88; SS 1 for SB 200 w/SA 5, 1 & 6; SS 1 to SB 9 w/HA 1; SB 241; SB 97; SB 190 w/SA 1; SB 203; SB 101 w/HA 1; SB 33 w/SA 1 & HA 1; SB 187 w/HA 1 aab w/HA 1.**

The following committee reports were announced:

From Public Safety: **SB 89** - 3 Merits, 1 Unfavorable; **HB 294** - 4 Merits.

From Insurance and Elections: **SB 244** - 4 Merits; **HB 298** - 5 Merits.

From Executive: **SB 248** - 5 Merits; **SB 249** - 5 Merits; **HB 279** - 5 Merits.

From Highways: **HB 268 w/HA 1** - 4 Merits; **HB 270** - 4 Merits.

From Health and Social Services: **HB 277** - 4 Merits.

From Corrections: **HB 288 w/HA 1** - 1 Favorable, 4 Merits.

From Natural Resources: **HB 291 w/HA 1** - 3 Merits.

From Community/County Affairs: **HB 308** - 3 Merits.

From Agriculture: **HB 301** - 4 Merits.

From Banking - **HB 319** - 4 Merits.

A message from the Governor was read.

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 28, 1995

To The Senate of the 138th General Assembly

of the State of Delaware:

Please be advised that the nine (9) individuals nominated for the Board of Trustees of the University of Delaware, submitted for the consent and confirmation of the Senate on May 30, 1995, are reappointments, not appointments. The May 30, 1995 communication is attached.

Sincerely,
(Signed) Thomas R. Carper
Governor

At 2:25 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 47th Legislative Day.

47TH LEGISLATIVE DAY June 28, 1995

The Senate convened at 2:25 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Connor

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION June 28, 1995

The following amendments were introduced and placed with the bill on June 27, 1995:

SA 1 to SB 238 - Sponsor: Senator Still.

SA 1 to SB 244 - Sponsor: Senator Vaughn.

SA 2 to SB 244 - Sponsor: Senator Vaughn.

SA 1 to SB 245 - Sponsor: Senator Venables.

SA 1 to HB 298 - Sponsor: Senator Vaughn.

The following legislation was introduced and **laid on the table** on June 27, 1995:

SB 251 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC SWIMMING AND BATHING PLACES. Sponsor: Senator Cordrey.

SB 252 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO LAW-ENFORCEMENT OFFICERS' BILL OF RIGHTS. Sponsors: Senators Adams; Representative Spence.

SB 253 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING LARGE; FEMALE DOGS AT LARGE; IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS. (2/3 vote) Sponsors: Senator Marshall and Representative Ewing; Senators Cordrey, McDowell; Representatives Jonkiert, Plant, Scott

SB 254 - AN ACT TO AMEND CHAPTER 41, TITLE 7, DELAWARE CODE RELATING TO DRAINAGE OF LANDS; TAX DITCHES. Sponsors: Senator Vaughn; Representative Carey.

The following legislation was introduced and assigned to committee on June 28, 1995:

HB 150 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE OFFENSES OF STALKING, AGGRAVATED HARASSMENT AND HARASSMENT. Sponsors: Representative Oberle and Senator Blevins; Representatives Petrilli, Quillen, Boulden, Buckworth, Carey, Capano, Ewing, Lee, Lofink, Maier, Smith, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, D. Ennis, Gilligan, Houghton,

Jonkiert, Plant, Schroeder, Scott; VanSant; Senators Marshall, McDowell, McBride, Sharp, Sokola, Vaughn, Voshell, Amick, Bair, Cook, Hauge, Reed, Still. To: **Judiciary.**

HB 203 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CLASSIFICATION OF OFFENSES; SENTENCES. Sponsor: Representative Boulden. To: **Corrections.**

HB 312 w/HA 1 - AN ACT TO AMEND CHAPTER 4, TITLE 17, DELAWARE CODE, RELATING TO THE POWER OF THE DEPARTMENT OF TRANSPORTATION OR ITS AGENTS TO IMPOSE TOLLS. Sponsors: Representatives Banning and B. Ennis; Senators Vaughn and Voshell. To: **Highways and Transportation.**

HB 315 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE STATE TREASURER. Sponsor: Representative Davis. To: **Finance.**

HB 323 - AN ACT TO AMEND CHAPTER 189, VOLUME 43 OF THE LAWS OF DELAWARE, AS AMENDED, RELATING TO THE TOWN OF WYOMING. (2/3 vote) Sponsors: Representative Buckworth; Senator Bonini. To: **Community/County Affairs.**

HB 324 - AN ACT TO AMEND TITLE 18 RELATING TO THE REHABILITATION AND LIQUIDATION OF INSURERS. Sponsors: Representative Capano; Senator Vaughn. To: **Insurance.**

HB 327 - AN ACT TO AMEND TITLES 15, 17 AND 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF INFORMATION SERVICES. Sponsors: Representatives Petrilli, Roy, Davis; Senators Cook, Blevins, Voshell, Amick, Bair. To: **Administrative Services.**

HB 331 - AN ACT TO AMEND CHAPTER 9 OF TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FOOD FISHING LICENSES. Sponsor: Representative Carey. To: **Natural Resources.**

HB 334 - AN ACT TO AMEND CHAPTER 64, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW IN SUSSEX COUNTY, DELAWARE." (2/3 vote) Sponsors: Representative Bunting and Senator Cordrey. To: **Community/County Affairs.**

HB 335 - AN ACT TO AMEND CHAPTER 76, TITLE 7 OF THE DELAWARE CODE RELATING TO THE INLAND BAYS' WATERSHED ENHANCEMENT ACT. Sponsors: Representatives Schroeder and Bunting. To: **Natural Resources.**

HB 337 - AN ACT TO AMEND CHAPTER 174, VOLUME 23, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF TOWNSEND", RELATING TO REAL ESTATE TRANSFER TAX. Sponsors: Representative Banning and Senator Vaughn. To: **Community/County Affairs.**

HJR 13 - URGING THE GOVERNOR OF THE STATE OF DELAWARE AND THE SECRETARY OF AGRICULTURE, FORESTRY SERVICE TO SERIOUSLY CONSIDER THE PURCHASE OF THE GREAT CYPRESS SWAMP, LOCATED IN SUSSEX COUNTY AND OWNED BY DELAWARE WILDLANDS, INC. Sponsors: Representative West and Senator Cordrey; Representatives Banning, Lee, B. Ennis, D. Ennis, Quillen, Spence, Davis, Fallon, Buckworth, DiLiberto, Reynolds, Smith, Mack, Wagner, Lofink, George, Petrilli, DiPinto, Houghton, Plant, Oberle, Caulk, Carey, Jonkiert, Brady, VanSant, Bunting, Gilligan; Senators Adams, Amick; Cook, Still, Sorenson, Vaughn, Venables, Voshell. To: **Laid on the Table.**

The following letter of nomination from the Governor was assigned to the **Executive Committee**:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

June 27, 1995

To the Senate of the 138th General Assembly
of the State of Delaware:

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

William A. Newcomb, M.D., 24 Foxhall Lane, Wilmington, Delaware, DE 19807-2412, to be appointed as a member of the Board of Trustees of the Delaware Institute of Medical Research and Education for a three-year term to succeed Michael Axe.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

SB 245 was brought before the Senate for consideration on motion of Senator Venables.

SB 245 - AN ACT TO AMEND CHAPTER 34, VOLUME 58, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BLADES", GRANTING THE TOWN COUNCIL OF THE TOWN OF BLADES THE POWER AND AUTHORITY TO ANTICIPATE REVENUE BY BORROWING UPON THE FULL FAITH AND CREDIT OF THE TOWN OF BLADES THE SUM OR SUMS NOT TO EXCEED \$150,000 WHEN IN THE OPINION OF THE MAJORITY OF THE SAID TOWN COUNCIL, THE NEEDS OF THE TOWN OF BLADES DEMAND IT. (2/3 vote)

SA 1 to SB 245 was brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 245** was declared part of the bill.

Senator McDowell marked present during the above roll call.

SB 245 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 245 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 251 was lifted from the table and brought before the Senate for consideration on motion of Senator Cordrey, under the suspension of the necessary rules.

SB 251 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC SWIMMING AND BATHING PLACES.

SB 251 was laid on the table on motion of Senator Cordrey.

SB 252 was lifted from the table and brought before the Senate for consideration on motion of Senator Adams, under the suspension of the necessary rules.

SB 252 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS.

Senator Sokola commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 252** was declared passed the Senate and sent to the House for consideration.

SB 248 was brought before the Senate for consideration on motion of Senator Amick.

SB 248 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES.

Senator Sharp commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Sharp) NO; therefore, **SB 248** was declared passed the Senate and sent to the House for consideration.

SB 254 was lifted from the table and brought before the Senate for consideration on motion of Senator Vaughn, under the suspension of the necessary rules.

SB 254 - AN ACT TO AMEND CHAPTER 41, TITLE 7, DELAWARE CODE RELATING TO DRAINAGE OF LAND; TAX DITCHES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 254** was declared passed the Senate and sent to the House for consideration.

SB 244 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 244 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

SA 1 to SB 244 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 244** was declared part of the bill.

SA 2 to SB 244 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 2 to SB 244** was declared part of the bill.

SB 244 w/SA 1 & 2 was now before the Senate.

Senator Vaughn requested the privilege of the floor for Thomas J. Cook, Commissioner of Elections.

Senator Connor questioned the witness.

Senator Bair requested the privilege of the floor for Howard G. Sholl, Jr., from the New Castle County Department of Elections.

Mr. Sholl was excused after addressing the Senate.

Several Senators questioned Mr. Cook.

Senator Connor raised a point of order.

Senator Hauge raised a point of order.

Senators Bonini and Hauge questioned the witness, after which Mr. Cook was excused.

SA 3 to SB 244 was introduced and brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 3 to SB 244** was declared part of the bill.

SB 244 w/SA 1, 2 & 3 was now before the Senate.

Senators Amick, Bonini and Sokola commented. A roll call vote was taken and revealed 14 Senators voting YES, 4 (Amick, Bonini, Hauge, Reed) NO, 3 (Bair, Sorenson, Still) NOT VOTING; therefore, **SB 244 w/SA 1, 2 & 3** was declared passed the Senate and sent to the House for consideration.

At 3:42 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:03 p.m. the Senate reconvened with Lt. Governor Minner presiding.

On motion of Senator Adams, under the suspension of the necessary rules, the following nominations for appointment by the Governor were considered:

Hudson E. Gruwell - 20 Senators voting YES, 1 (Blevins) ABSENT. Appointment confirmed.

Richard B. Taylor - 21 Senators voting YES. Appointment confirmed.

Donald J. Lynch - 21 Senators voting YES. Appointment confirmed.

John E. Burris - 21 Senators voting YES. Appointment confirmed.

Harold C. Thompson - 21 Senators voting YES. Appointment confirmed.

Edward G. Jefferson - 21 Senators voting YES. Appointment confirmed.

Andrew B. Kirkpatrick, Jr. - 21 Senators voting YES. Appointment confirmed.

Robert F. Rider - 21 Senators voting YES. Appointment confirmed.

Sherman L. Townsend - 21 Senators voting YES. Appointment confirmed.

Maria Barriocanal - 21 Senators voting YES. Appointment confirmed.

William L. Boddy, III - 21 Senators voting YES. Appointment confirmed.

Vaughn L. Callaway - 21 Senators voting YES. Appointment confirmed.

Paul G. Clark - 21 Senators voting YES. Appointment confirmed.

John Cordrey - 21 Senators voting YES. Appointment confirmed.

John A. Daniello - 21 Senators voting YES. Appointment confirmed.

Elizabeth D. Elliott - 21 Senators voting YES. Appointment confirmed.

Muriel E. Gilman - 20 Senators voting YES, 1 (Hauge) ABSENT; Appointment confirmed.

Saxton Lambertson - 20 Senators voting YES, 1 (McDowell) ABSENT. Appointment confirmed.

Bonita N. Lee - 20 Senators voting YES, 1 (Reed) ABSENT. Appointment confirmed.

Fred C. Lord - 21 Senators voting YES. Appointment confirmed.

Ms. Phyllis McKinley - 21 Senators voting YES. Appointment confirmed.

William T. Moser - 21 Senators voting YES. Appointment confirmed.

Joseph B. Melson, Jr. - 21 Senators voting YES. Appointment confirmed.

William A. Newcomb, M.D. - 21 Senators voting YES. Appointment confirmed.

Gerald W. Pepper - 21 Senators voting YES. Appointment confirmed.

Shirley A. Price - 21 Senators voting YES. Appointment confirmed.

Clyde A. Roberts - 21 Senators voting YES. Appointment confirmed.

Nancy C. Roberts - 21 Senators voting YES. Appointment confirmed.

Joseph R. Schiavi - 21 Senators voting YES. Appointment confirmed.

Robert M. Sharp - 20 Senators voting YES, 1 (Connor) NOT VOTING. Appointment confirmed.

Dr. Arthur A. Sloane - 21 Senators voting YES. Appointment confirmed.

Arlene Dale Stratton - 20 Senators voting YES, 1 (Still) ABSENT. Appointment confirmed.

SB 251 was lifted from the table and brought before the Senate for consideration on motion of Senator Cordrey.

SB 251 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC SWIMMING AND BATHING PLACES.

SA 1 to SB 251 was brought before the Senate for consideration on motion of Senator Cordrey.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 251** was declared part of the bill.

SA 2 to SB 251 was brought before the Senate for consideration on motion of Senator Henry.

Senators Sharp and Cordrey commented. A roll call vote was taken and revealed 14 Senators voting YES, 2 (Marshall, Sharp) NO, 5 (Adams, Cook, McBride, McDowell, Vaughn) NOT VOTING; therefore, **SA 2 to SB 251** was declared part of the bill.

SB 251 w/SA 1 & 2 was now before the Senate.

Senators Connor, Marshall, Sharp and Sokola commented. A roll call vote was taken and revealed 12 Senators voting YES, 9 (Blevins, Connor, Marshall, McBride, McDowell, Sharp, Sokola, Sorenson, Still) NO; therefore, **SB 251 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

SB 221 was brought before the Senate for consideration on motion of Senator Bair.

SB 221 - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO THE DUTIES AND POWERS OF THE CODE REVISORS.

SA 1 to SB 221 was brought before the Senate for consideration on motion of Senator Bair.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 221** was declared part of the bill.

SB 221 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 221 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HB 271 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 271 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING OT THE DISPOSITION OF STATE-OWNED PROPERTY.

Senator Still commented. Senator Voshell requested the privilege of the floor for Kathi Karsnitz, representing the Department of Transportation.

Senator McBride questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Bonini, McBride, Still) NO; therefore, **HB 271** was declared passed the Senate and returned to the House.

At 6:41 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 29, 1995.

The Senate reconvened 2:16 p.m. on June 29, 1995 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed

HB 244 w/HA 2; HB 212 w/HA 1; HB 311; HB 341; HS 1 for HB 211; HS 1 for HB 210; HB 338 w/HA 1; HB 255 w/HA 1; HB 325; HB 114; SB 128 w/SA 1 & HA 2; SB 209; SB 153; SB 214; SB 230; SB 224; SB 225 w/HA 1.

The following committee reports were announced:

From Judiciary: **SB 191** - 4 Merits; **HB 122** - 4 Merits; **HB 166** - 4 Merits; **HB 172 w/HA 1** - 4 Merits; **HB 185** - 3 Merits; **HB 207 w/HA 1 & 2** - 4 Merits; **HB 218** - 4 Merits; **HB 219 w/HA 1** - 4 Merits; **HB 226** - 4 Merits; **HB 278 w/HA 1** - 3 Merits; **HB 305** - 4 Merits; **HB 306** - 4 Merits; **HB 307** - 4 Merits; **HCR 26** - 4 Merits.

From Insurance and Elections: **SB 193** - 1 Favorable, 4 Merits; **HB 310** - 5 Merits; **HB 324** - 5 Merits.

From Finance: **SJR 10** - 4 Merits.

From Labor and Industrial Relations: **HB 95 w/HA 1** - 3 Merits; **HB 107 w/HA 1** - 3 Merits; **HB 201 w/HA 1** - 3 Merits.

From Committee to Combat Drug Abuse: **HB 247** - 4 Merits.

From Health and Social Services: **HB 263** - 5 Merits.

From Corrections: **HB 290** - 4 Merits.

From Community/County Affairs: **HB 323** - 3 Merits; **HB 334** - 3 Merits; **HB 337** - 3 Merits; **HB 215** - 3 Merits; **HB 256** - 3 Merits.

From Natural Resources: **HB 331** - 7 Merits.

From Education: **HB 141** - 3 Merits.

From Highways and Transportation: **HB 312 w/HA 1** - 4 Merits.

From Revenue and Taxation: **HB 231 w/HA 1** - 3 Merits; **HB 234 w/HA 1** - 3 Merits.

A communication from Senator Adams was read, dated June 28, 1995, requesting the Senator Cordrey be added as a co-sponsor of **SB 241**.

At 2:25 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 48th Legislative Day.

**48TH LEGISLATIVE DAY
June 29, 1995**

The Senate convened at 2:25 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Sharp.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

June 29, 1995

The following amendments were introduced and placed with the bill on June 28, 1995:

SA 1 to HB 131 - Sponsor: Senator McDowell.

SA 1 to HB 154 - Sponsor: Senator Sharp.

SA 1 to HB 252 - Sponsor: Senator Voshell.

SA 1 to HB 270 - Sponsor: Senator Connor.

SA 1 to HB 305 - Sponsor: Senator McDowell.

The following legislation was introduced and **laid on the table** on June 28, 1995:

SB 255 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. Sponsors: Senators Marshall and Vaughn; Representative Quillen.

The following legislation was introduced and assigned to committee on June 29, 1995:

SB 256 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CORPUS DELECTI RULE. Sponsors: Senator Sharp and Representative Spence; Senator Vaughn; Representative Roy. To: **Judiciary**.

SB 257 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CREATION OF A SEXUAL OFFENDER REGISTRATION ACT. Sponsor: Senator Sharp and Representative Spence. To: **Judiciary**.

SJR 14 - FINDING THAT A CERTAIN TAX PARCEL LOCATED IN NEW CASTLE HUNDRED MEETS THE REQUIREMENTS OF CHAPTER 45, TITLE 31 OF THE DELAWARE CODE RELATING TO SLUM CLEARANCE AND REDEVELOPMENT, AND DIRECTING CERTAIN STATE AGENCIES TO ASSIST THE NEW CASTLE COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT AND HOUSING'S AD HOC COMMITTEE REGARDING ITS EFFORTS TO ELIMINATE A SLUM AREA. Sponsors: Senators McBride, Henry, Representative Houghton, Scott. To: **Community/County Affairs**.

HB 114 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE XV OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO PROHIBITING THE USE OF DISCRIMINATION AGAINST OR PREFERENTIAL TREATMENT TO PERSONS IN PUBLIC EMPLOYMENT, PUBLIC CONTRACTING, OR PUBLIC EDUCATION, TO BE KNOWN AS THE DELAWARE CIVIL RIGHTS INITIATIVE. (2/3 vote) Sponsors: Representative Smith and Senator Venables; Representatives Davis, Brady, Senators Cordrey, Hauge, Bonini. To: **Judiciary**.

HS 1 to HB 210 - AN ACT TO AMEND CHAPTER 1, TITLE 25, DELAWARE CODE RELATING TO THE ENFORCEABILITY OF CERTAIN LEASES AND DOCUMENTS PERTAINING TO LANDS AND TENEMENTS. Sponsors: Representative Buckworth and Senator Vaughn. To: **Community/County Affairs**.

HS 1 to HB 211 - AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE RELATING TO PERFECTION OF SECURITY INTERESTS IN THE LESSOR'S INTEREST IN LEASES OR RENTS ARISING FROM REAL PROPERTY. Sponsors: Representative Buckworth and Senator Vaughn. To: **Community/County Affairs**.

HB 212 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE, RELATING TO MORTGAGES. Sponsors: Representative Roy and Senator Vaughn. To: **Banking**.

HB 244 w/HA 2 - AN ACT TO AMEND SECTION 2118, TITLE 21 OF THE DELAWARE CODE, RELATING TO REGISTRATION OF VEHICLES AND UNINSURED MOTORISTS. Sponsors: Representatives Oberle, Spence, Jonkiert; Representatives Boulden, Buckworth, Cloutier, Davis, Lee, Lofink, Mack, Reynolds, Roy, Smith, Stone, Wagner, Welch, Banning, Brady, DiLiberto, Gilligan, Houghton, Plant, Scott, VanSant, West; Senator Sharp. To: **Public Safety**.

HB 255 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 11 OF THE DELAWARE CODE RELATING TO THE IMPOSITION OF FINES, COSTS AND RESTITUTION UPON CONVICTION FOR A CRIMINAL OFFENSE. Sponsors: Representative Capano and Senator Bair; Representative Spence, Petrilli, Quillen, Boulden, Buckworth, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, George, Gilligan, Banning Brady, Bunting, DiLiberto, B. Ennis, Houghton, Jonkiert, Plant, Schroeder Scott, VanSant, West. To: **Judiciary**.

HB 311 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIER FUEL TAX SURETY BONDS. Sponsors: Representative Lofink; Representatives Oberle, Smith; Senators Voshell, Connor. To: **Highways and Transportation**.

HB 325 - AN ACT TO AMEND CHAPTER 7, TITLE 18 OF THE DELAWARE CODE TO CHANGE THE DATES ON WHICH QUARTERLY TAX PAYMENTS ARE DUE AND HOW UNDERPAYMENTS ARE DETERMINED. Sponsors: Representative Stone and Senator Vaughn. To: **Revenue and Taxation**.

HB 338 w/HA 1 - AN ACT RELATING TO CONSOLIDATING THE MUNICIPAL COURT FOR THE CITY OF WILMINGTON WITH THE COURT OF COMMON PLEAS BY ABOLISHING THE MUNICIPAL COURT AND TRANSFERRING CURRENT FULL-TIME MUNICIPAL COURT JUDGES TO THE COURT OF COMMON PLEAS; REDEFINING THE JURISDICTION OF THE COURT OF COMMON PLEAS AND THE JUSTICE OF THE PEACE COURTS; INCREASING THE NUMBER OF COMMON PLEAS JUDGES AND JUSTICES OF THE PEACE; ADDRESSING THE POWERS AND DUTIES OF THE CITY SOLICITOR OF THE CITY OF WILMINGTON; MAKING PROVISIONS FOR EMPLOYEES OF THE MUNICIPAL COURT AND THE CRIMINAL DIVISION OF THE CITY SOLICITOR'S OFFICE OF THE CITY OF WILMINGTON; ADDRESSING CERTAIN PROPERTY, PERSONNEL AND PAYMENT MATTERS; AND AMENDING TITLES 3, 10, 11, 16, 17, 21, 24, 25, AND 29 OF DELAWARE CODE. (2/3 vote) Sponsors: Representatives DiPinto and George and Senator Marshall; Representatives Spence, Petrilli, Quillen Buckworth, Cloutier, Davis, D. Ennis, Maier, Maroney, Roy, Banning, Houghton, Jonkiert, Plant, Scott, VanSant; Senators McDowell, Hauge, Sorenson, Still. To: **Judiciary**.

HB 341 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATIONS. Sponsors: Representative Ewing; Senator Adams. To: **Judiciary**.

SA 1 to SB 250 - Sponsor: Senator Still. Place with the bill.

* * *

SB 250 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp, under the suspension of the necessary rules.

SB 250 - AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS.

SA 1 to SB 250, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Still.

Senators Sharp and Bair commented. A roll call vote was taken and revealed 9 Senators (Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) voting YES, 12 NO; therefore, **SA 1 to SB 250** was declared defeated.

Senators McDowell and McBride marked present during the above roll call.

SA 2 to SB 250 was brought before the Senate for consideration on motion of Senator Connor.

A roll call vote was taken and revealed 9 Senators (Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) voting YES, 12 NO; therefore, **SA 2 to SB 250** was declared defeated.

SB 250 was now before the Senate.

Senators Bair and Hauge commented.

Senator Sharp raised a point of order.

Senator Still commented. A roll call vote was taken and revealed 16 Senators voting YES, 5 (Amick, Bair, Bonini, Hauge, Still) NO; therefore, **SB 250** was declared passed the Senate and sent to the House for consideration.

HB 319 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 319 - AN ACT TO AMEND CHAPTERS 9 AND 22, TITLE 5 OF THE DELAWARE CODE RELATING TO BANK AND LICENSED LENDERS' REVOLVING CREDIT.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) NO; therefore, **HB 319** was declared passed the Senate and returned to the House.

HJR 13 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under the suspension of the necessary rules.

HJR 13 - URGING THE GOVERNOR OF THE STATE OF DELAWARE AND THE SECRETARY OF AGRICULTURE, FORESTRY SERVICE TO SERIOUSLY CONSIDER THE PURCHASE OF THE GREAT CYPRESS SWAMP, LOCATED IN SUSSEX COUNTY AND OWNED BY DELAWARE WILDLANDS, INC.

SA 1 to HJR 13 was brought before the Senate for consideration on motion of Senator Cordrey.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HJR 13** was declared part of the bill.

HJR 13 w/SA 1 is now before the Senate.

Senator Amick commented. Senator McBride requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Venables commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 13 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

The roll call vote was lifted on **HB 154 w/HA 1 & 2** on motion of the floor manager, Senator Adams and revealed 12 Senators voting YES, 6 (Adams, Bonini, Marshall, McDowell, Still, Venables) NO, 3 (Cordrey, Sharp, Vaughn) NOT VOTING; therefore, **HB 154 w/HA 1 & 2** was declared defeated by the Senate.

HB 154 w/HA 1 & 2 was reconsidered on motion of Senator Adams.

Senator Voshell moved that the roll call vote on **HB 154 w/HA 1 & 2** be rescinded.

HB 154 w/HA 1 & 2 was now before the Senate.

SA 1 to HB 154 was brought before the Senate for consideration on motion of Senator Sharp.

Senators Bair and Amick commented. Senator Sharp requested the privilege of the floor for Rebecca Batson, Senate Attorney.

Senators Reed and Venables questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 154** was declared part of the bill.

HB 154 w/HA 1, 2 & SA 1 is now before the Senate.

Senator McDowell commented. A roll call vote was taken revealed 18 Senators voting YES, 3 (Cordrey, McDowell, Venables) NO; therefore, **HB 154 w/HA 1, 2 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 119 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 119 - AN ACT TO AMEND SECTION 1602 OF TITLE 19 OF THE DELAWARE CODE RELATING TO THE POLICE OFFICERS AND FIREFIGHTERS EMPLOYMENT RELATIONS ACT.

SA 1 to HB 119 was brought before the Senate for consideration on motion of Senator Vaughn.

Several Senators commented. A roll call vote was taken and revealed 9 Senators (Adams, Amick, Blevins, Cook, Cordrey, Sokola, Still, Vaughn, Venables) voting YES, 11 NO, 1 (McDowell) ABSENT; therefore, **SA 1 to HB 119** was declared defeated.

HB 119 was now before the Senate.

Senator Sokola requested the privilege of the floor for Sherrie Schaeffer, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Reed explained her reasons for her upcoming vote.

A roll call vote was taken and revealed 12 Senators voting YES, 8 (Adams, Blevins, Cook, Cordrey, Still, Vaughn, Venables, Voshell) NO, 1 (Reed) NOT VOTING; therefore, **HB 119** was declared passed the Senate and returned to the House.

SB 233 was brought before the Senate for consideration on motion of Senator McDowell.

SB 233 - AN ACT TO AMEND THE STATUTORY PROVISIONS OF §106(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF LAURIE PATTON AND ALLEN J. LIPSTEIN.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 233** was declared passed the Senate and sent to the House for consideration.

HB 294 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 294 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO TRIP PERMIT REGISTRATIONS AND THE INTERNATIONAL REGISTRATION PLAN. 2/3 VOTE

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 294** was declared passed the Senate and returned to the House.

SB 89 was brought before the Senate for consideration on motion of Senator Bonini.

SB 89 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO BICYCLING.

SA 1 to SB 89 was brought before the Senate for consideration on motion of Senator Bonini. Senators Sharp and McDowell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 89** was declared part of the bill.

SB 89 w/SA 1 was now before the Senate.

Several Senators commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 89 w/SA 1** was declared passed the Senate and sent to the House for consideration.

At 4:07 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:45 p.m. the Senate reconvened with Lt. Governor Minner presiding.

HB 268 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 268 w/HA 1 - AN ACT TO AMEND CHAPTER 40, TITLE 7 OF THE DELAWARE CODE RELATING TO STORM WATER PLAN APPROVALS FOR WORK ON OUR ADJACENT TO A STATE RIGHT-OF WAY. (3/5 vote)

Senator Sokola commented. Senator Voshell requested the privilege of the floor for Kathi Karsnitz, representing the Department of Transportation.

The witness was excused after addressing the Senate.

Senator Venables commented. A roll call vote was taken; however it was table before it could be announced.

HB 277 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 277 - AN ACT TO AMEND CHAPTERS 97 AND 98, TITLE 16, DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES AND PARAMEDIC SERVICES.

SA 1 to HB 277 was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 11 Senators voting YES, 10 (Amick, Bair, Bonini, Connor, Hauge, Henry, Marshall, Reed, Sorenson, Still) ABSENT; therefore, **SA 1 to HB 277** was declared part of the bill.

HB 277 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 9 (Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) ABSENT; therefore, **HB 277 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 140 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HB 140 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS.

Senator Cook deferred to Senator Sokola.

Senator Adams commented. A roll call vote was taken; however it was tabled before it was announced.

HB 249 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 249 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) NO; therefore, **HB 249** was declared passed the Senate and returned to the House.

HB 281 w/HA 1 & 2 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 281 w/HA 1 & 2 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO COMPREHENSIVE SCHOOL DISCIPLINE PROGRAM.

SA 1 to HB 281 was brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 281** was declared part of the bill.

HB 281 w/HA 1, 2 & SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 281 w/HA 1, 2 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 284 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 284 - AN ACT TO AMEND TITLE 14 RELATING TO IMPROVING SCHOOL DISCIPLINE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bonini) ABSENT; therefore, **HB 284** was declared passed the Senate and returned to the House.

The roll call vote was lifted on **HB 268 w/HA 1** on motion of the floor manager, Senator Voshell and revealed 21 Senators voting YES; therefore, **HB 268 w/HA 1** was declared passed the Senate and returned to the House.

SB 202 was brought before the Senate for consideration on motion of Senator Venables.

SB 202 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 202** was declared passed the Senate and sent to the House for consideration.

HB 298 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 298 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO RISK-BASED CAPITAL STANDARDS FOR LIFE AND HEALTH AND PROPERTY AND CASUALTY INSURERS.

SA 1 to HB 298 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 298** was declared part of the bill.

HB 298 w/SA 1 was now before the Senate.

Senator Vaughn requested the privilege of the floor for Francis J. O'Neill, Jr., representing the ALICO-AIG.

The witness was excused after addressing the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 298 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 274 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 274 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES AND RESTRICTIONS OF THE DISPLAY OF FLAGS.

Senator Sokola requested the privilege of the floor for William F. Mahon.

Senators Adams and Still questioned the witness, after which the witness was excused.

Senators Amick and McDowell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 274** was declared passed the Senate and returned to the House.

SB 253 was lifted from the table and brought before the Senate for consideration on motion of Senator Marshall.

SB 253 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING LARGE; FEMALE DOGS AT LARGE; IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS. (2/3 vote)

SA 1 to SB 253 was brought before the Senate for consideration on motion of Senator Reed.

Several Senators commented. A roll call vote was taken and revealed 11 Senators voting YES, 10 (Bonini, Cook, Cordrey, Hauge, Henry, McBride, McDowell, Sokola, Vaughn, Venables) NO; therefore, **SA 1 to SB 253** was declared part of the bill.

SB 253 w/SA 1 was now before the Senate.

Several Senators commented. A roll call vote was taken and revealed 12 Senators voting YES, 8 (Adams, Bonini, Cook, Cordrey, Vaughn, Venables, Voshell) NO, 2 (McDowell, Sokola) NOT VOTING; therefore, **SB 253 w/SA 1** was declared defeated.

HB 317 was introduced and assigned to the **Health and Social Services** Committee.

HB 317 - AN ACT TO AMEND CHAPTER 3, TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE. Sponsors: Representative Maroney; Senator Blevins; Representatives DiPinto, VanSant; Senators Sorenson, McDowell.

At 5:53 p.m. on motion of Senator Sharp, the Senate recessed until 4:00 p.m. June 30, 1995.

The Senate reconvened at 5:54 p.m., on June 30, 1995 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed

HB 280; HB 332 w/HA 1; HB 85 w/HA 3; HB 191 w/HA 2; HB 369; HB 96; HB 356; HB 317 w/HA 1 & HA 3 aab HA 1; HB 328; HCR 27; HCR 28; HCR 30; SB 199 w/HA 1; SB 194; SB 226; SB 227; SB 252; SCR 35.

The following committee reports were announced:

From Administrative Services: **SB 206** - 5 Merits; **SB 247** - 5 Merits; **HB 168** - 5 Merits; **HB 327** - 5 Merits.

From Finance: **SB 238** - 5 Merits.

From Labor: **HB 84 w/HA 1** - 3 Merits.

From Public Safety: **HB 244 w/HA 2** - 2 Favorable, 1 Merit.

From Health and Social Services: **HB 317 w/HA 1 & HA 3 aab HA 1** - 3 Merits.

From Executive: **HJR 9 w/HA 1** - 4 Merits.

From Education: **HJR 11** - 3 Merits.

LEGISLATIVE ADVISORY #22 from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #22, dated June 30, 1995. Governor Thomas R. Carper signed the following legislation on the date indicated:

SB #122 (6/27/95) - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO THE POWERS OF THE DEPARTMENT OF AGRICULTURE. (Sponsor: Sen. Adams and Rep. Caulk; Sens. Venables, Vaughn, Cook, Still and Bonini; Reps. Carey, Mack, Bunting and Schroeder) (Volume 70, Chapter 109, Laws of Delaware).

SB #142 (6/27/95) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sponsor: Sen. Adams and Rep. Oberle; Sens. Cordrey, Sharp; Rep. Ewing) (Volume 70, Chapter 110, Laws of Delaware).

HS 1 FOR HB #79 AAB HA 1, 2, 3, 4, AND SA 1 (6/27/95) - AN ACT TO AMEND TITLE 14 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF THE DELAWARE CENTER FOR EDUCATIONAL TECHNOLOGY. (Sponsor: Rep. Petrilli & Sen. Sharp; Reps. Quillen, Spence, Boulden, Buckworth, Capano, Carey, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Banning, Brady, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, VanSant; Sens. McBride, Sokola, Vaughn, Voshell, Bair, Bonini, Connor, Henry, Reed, Sorenson) (Volume 70, Chapter 111, Laws of Delaware).

SB #207 (6/28/95) - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BANKS AND OTHER FINANCIAL INSTITUTIONS, AND TO AMEND SECTION 379 OF TITLE 8 OF THE DELAWARE CODE RELATING TO BANKING POWERS. (Sponsor: Sen. Cordrey; Sens. Adams, Marshall, Sharp, Sokola, Bair, Connor and Sorenson and Reps. Capano, DiPinto, D. Ennis, Petrilli, Smith, Spence, Stone, George, Houghton and Jonkiert) (Volume 70, Chapter 112, Laws of Delaware).

HB #143 AAB HA 1 (6/29/95) - AN ACT TO AMEND §1321 OF TITLE 11 RELATING TO CRIMES AND CRIMINAL PROCEDURE. (Sponsor: Rep. Scott; Reps. Banning, Buckworth, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Lee, Lofink, Plant, VanSant, West; Sens. Adams, Blevins, Marshall, Still, Vaughn, Voshell) (Volume 70, Chapter 113, Laws of Delaware).

SB #56 (6/29/95) - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO THE ACCOUNTING AND DISTRIBUTION OF A DECEDENT'S PROPERTY WITHOUT GRANT OF LETTERS. (Sponsor: Sen. Voshell; Sens. Cook, Adams & Vaughn) (Volume 70, Chapter 114, Laws of Delaware).

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

HB #182 - AN ACT CONCURRING IN A PROPOSED DELETION OF ARTICLE XII OF THE DELAWARE CONSTITUTION OF 1987, AS AMENDED, RELATING TO THE STATE BOARD OF HEALTH. (Sponsor: Rep. Maroney and Sen. Blevins; Reps. Petrilli, Quillen, Spence, Buckworth, Capano, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, VanSant) (Volume 70, Chapter 115, Laws of Delaware).

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At 5:58 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 49th Legislative Day.

49TH LEGISLATIVE DAY
June 30, 1995

The Senate convened at 5:58 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
June 30, 1995

The following legislation was introduced and assigned on June 29, 1995:

SA 1 to SB 193 - Sponsor: Senator Still. Placed with the bill.

SA 1 to SB 249 - Sponsor: Senator Amick. Placed with the bill.

SA 2 to HB 19 - Sponsor: Senator Sharp. Placed with the bill.

SA 1 to HB 114 - Sponsor: Senator Still. Placed with the bill.

SA 1 to HB 270 - Sponsor: Senator Connor. Placed with the bill.

SB 258 - AN ACT TO AMEND CHAPTER 59, TITLE 29 OF THE DELAWARE CODE, TO ALLOW VACANT POSITIONS IN PAYGRADE 4 TO BE FILLED BY AGENCY RECRUITMENT EFFORTS. Sponsors: Senator Sharp, Representative Spence. To: **Laid on the Table.**

SB 259 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COMPENSATION OF THE NEW CASTLE COUNTY EXECUTIVE. Sponsors: Senator McDowell; Representative DiPinto. To: **Community/County Affairs.**

SB 261 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF HEAVY MOTOR VEHICLES. Sponsors: Senator Voshell; Representative Carey; Senator Adams. To: **Public Safety.**

SB 262 - AN ACT TO AMEND TITLES 3, 11, 19, 28 AND 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF ADMINISTRATIVE SERVICES. Sponsors: Senator Cook; Representative Roy. To: **Administrative Services.**

SB 263 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE. Sponsors: Senator McBride and Representative VanSant; Senators Cook, McDowell, Reed, Sorenson, Still, Vaughn; Representatives Buckworth, Davis, Maroney, Plant and West. To: **Laid on the table.**

SB 264 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO NATURAL AREAS PRESERVATION SYSTEM. Sponsor: Senator Cordrey. To: **Laid on the Table.**

SB 265 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO OUTDOOR ADVERTISING. Sponsors: Senator McBride and Representative Carey. To: **Community/County Affairs.**

HB 85 w/HA 3 - AN ACT TO AMEND CHAPTER 17, TITLE 7, DELAWARE CODE, RELATING TO BITING DOGS. (2/3 vote) Sponsors: Representative Buckworth and Senator Cook; Representatives Wagner; Senators Still, Bonini. To: **Natural Resources.**

HB 96 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, TO ALLOW VACANT POSITIONS IN PAYGRADE 4 TO BE FILLED BY AGENCY RECRUITMENT EFFORTS. Sponsors: Representative Wagner and Senator Cordrey; Representatives Spence, Buckworth, Boulden, Capano, Carey, Caulk, Cloutier, DiPinto, D.

Ennis, Ewing, Fallon, Maier, Maroney, Petrilli, Quillen, Reynolds, Stone, Ulbrich, Banning, B. Ennis, Houghton, Jonkiert, Lee, Plant, Scott, West. To: **Laid on the table.**

HB 191 w/HA 2 - AN ACT TO AMEND CHAPTER 5, TITLE 4 OF THE DELAWARE CODE RELATING TO TAXES ON ALCOHOLIC LIQUOR. Sponsors: Representatives Petrilli, Spence, Lee, Jonkiert, Van Sant, and Senator Vaughn. To: **Finance.**

HB 280 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO IRREVOCABLE TRUST ACCOUNTS. Sponsor: Representative Quillen. To: **Health and Social Services.**

HB 328 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. Sponsors: Representatives Lee and B Ennis and Senator Voshell; Representatives Carey, Caulk, Wagner, Banning, Brady, Houghton, Van Sant; Senators Blevins, McBride, Still. To: **Labor.**

HB 332 w/HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 18, DELAWARE CODE RELATING TO INSURANCE AGENTS, BROKERS, AND OTHER LICENSEES OF THE INSURANCE DEPARTMENT. Sponsors: Representative Capano; Representative Bunting. To: **Insurance.**

HB 356 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO ADD A NEW CHAPTER RELATING TO THE ESTABLISHMENT OF THE FIRST STATE QUALITY IMPROVEMENT FUND. Sponsors: Representative Petrilli; Representatives Banning, B. Ennis, Gilligan, Plant, Scott; Senators Bair, Connor, Sorenson. To: **Labor.**

HB 369 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION RATING, EXPERIENCE RATING PLANS, AND EMPLOYER CLASSIFICATIONS. Sponsors: Representative Oberle; Senator Cook. To: **Labor.**

The following legislation was introduced and assigned on June 30, 1995:

SA 1 to HCR 30 - Sponsor: Senator Blevins. Placed with the bill.

SB 266 - AN ACT TO MAKE A SUPPLEMENTAL APPROPRIATION TO THE STATE TREASURER FOR THE FISCAL YEAR ENDING JUNE 30, 1996 TO DEFEASE AND/OR DEAUTHORIZE GENERAL OBLIGATION BONDS AT THE DIRECTION OF THE SECRETARY OF FINANCE. Sponsors: Senators Cordrey and Sharp; Senators Adams, Blevins, Bonini, Cook, Marshall, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Connor, Hauge, Henry, Reed, Sorenson and Still; Representatives Banning, Brady, Bunting, DiLiberto, B. Ennis, George Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Spence, Van Sant, West, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch. To: **Laid on the table.**

SB 267 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. Sponsors: Senators Cordrey and Sharp; Senators Marshall and Bair and Connor; Representatives Spence, Petrilli, Quillen, George, and Gilligan, Senators Adams, Blevins, Cook, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick, Bonini, Hauge, Henry, Reed, Sorenson, Representatives Banning, Brady, Bunting, DiLiberto, B. Ennis, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch. To: **Laid on the table.**

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SB 44 was stricken on motion of Senator Voshell.

SB 44 - AN ACT TO AMEND TITLE 30 DELAWARE CODE RELATING TO DISBURSEMENT OF THE LODGING TAX.

Senator Cordrey rose to comment on the University of Delaware Legislative Fellows that were interning in the Senate. Two proclamations were read and the fellows were introduced to the Senate.

A correction was made by Senator Voshell regarding **SB 44**. The roll call vote was lifted and revealed 10 Senators (Adams, Blevins, Cordrey, McBride, Sharp, Sokola, Vaughn, Venables, Voshell, Marshall) voting YES, 10 (Amick, Bair, Bonini, Connor, Cook, Hauge, Henry, Reed, Sorenson, Still) NO, 1 (McDowell) ABSENT. Lt. Governor Minner cast her vote and the roll call revealed 10 Senators voting YES, 11 NO, 1 (McDowell) ABSENT; therefore, **SB 44** was declared defeated by the Senate.

SCR 36 was introduced and brought before the Senate for consideration on motion of Senator Still.

SCR 36 - CREATING AN EMPLOYEE BENEFITS STATEMENT TASK FORCE TO DEVELOP A PROPOSAL TO PROVIDE EMPLOYEES WITH ANNUAL EMPLOYEE BENEFIT STATEMENTS SUMMARIZING AN EMPLOYEE'S BENEFITS AND THE ASSOCIATED COST. Sponsor: Senator Still; Representatives Wagner, Stone, Buckworth, Quillen.

A roll call vote was taken and revealed 14 Senators voting YES, 2 (Cordrey, Sharp) NOT VOTING, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SCR 36** was declared adopted by the Senate and sent to the House for consideration.

Senator McBride marked present during the above roll call.

HB 291 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 291 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cook, Hauge) ABSENT; therefore, **HB 291 w/HA 1** was declared passed the Senate and returned to the House.

Senators Henry, Venables and Blevins marked present during the above roll call.

SB 249 was brought before the Senate for consideration on motion of Senator Amick.

SB 249 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO SOLEMNIZATION OF MARRIAGES.

SA 1 to SB 249 was brought before the Senate for consideration on motion of Senator Amick. Senator Sokola commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cook) ABSENT; therefore, **SA 1 to SB 249** was declared part of the bill.

Senator Hauge marked present during the above roll call.

SB 249 w/SA 1 was now before the Senate.

Senator McDowell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 249 w/SA 1** was declared passed the Senate and sent to the House for consideration.

The roll call vote on **SB 140** was lifted on motion of Senator Cook and revealed 13 Senators voting YES, 7 (Adams, Cook, Cordrey, Reed, Sharp, Venables, Voshell) NO, 1 (Still) ABSENT; therefore, **SB 140** was declared passed the Senate and sent to the House for consideration.

HB 327 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HB 327 - AN ACT TO AMEND TITLES 15, 17 AND 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF INFORMATION SYSTEMS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 327** was declared passed the Senate and returned to the House.

HB 95 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 95 w/HA 1 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF INFORMATION SERVICES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 95 w/HA 1** was declared passed the Senate and returned to the House.

HB 107 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 107 w/HA 1 - AN ACT TO AMEND TITLE 19 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PRIVATE EMPLOYMENT AGENCIES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 107 w/HA 1** was declared passed the Senate and returned to the House.

HB 331 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 331 - AN ACT TO AMEND CHAPTER 9 OF TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FOOD FISHING LICENSES.

Several Senators commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Amick, Bonini) NOT VOTING; therefore, **HB 331** was declared passed the Senate and returned to the House.

HB 263 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 263 - AN ACT TO AMEND CHAPTERS 11 AND 51 OF TITLE 16 OF THE DELAWARE CODE, RELATING TO MENTAL HEALTH.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **HB 263** was declared passed the Senate and returned to the House.

HB 301 was brought before the Senate for consideration on motion of the floor manager, Senator Adams.

HB 301 - AN ACT TO AMEND CHAPTER 83, TITLE 9, DELAWARE CODE RELATING TO PENALTIES FOR FAILING TO REPORT DISQUALIFICATION OF LAND FOR VALUATION, ASSESSMENT AND TAXATION AS AGRICULTURAL AND FOREST LANDS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 301** was declared passed the Senate and returned to the House.

SB 255 was lifted from the table and brought before the Senate for consideration on motion of Senator Marshall, under the suspension of the necessary rules.

SB 255 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 255** was declared passed the Senate and sent to the House for consideration.

HB 231 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 231 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DEALER CODE RELATING TO DELAWARE TAXES. (3/5 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 231 w/HA 1** was declared passed the Senate and returned to the House.

HB 234 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 234 - AN ACT TO AMEND CHAPTER 55, TITLE 30 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES TAXES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 234** was declared passed the Senate and returned to the House.

HB 270 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 270 - AN ACT TO AMEND CHAPTERS 30, 48, AND 68, TITLE 9, DELAWARE CODE, PROVIDING FOR RULES AND REGULATIONS GOVERNING PLAN APPROVAL AND MAINTENANCE OF PUBLIC STREET IN SUBDIVISIONS.

SA 1 to HB 270 was brought before the Senate for consideration on motion of Senator Connor.

A roll call vote was taken and revealed 17 Senators voting YES, 4 (Blevins, McBride, McDowell, Sokola) NOT VOTING; therefore, **SA 1 to HB 270** was declared part of the bill.

HB 270 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 270 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HCR 30 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HCR 30 - CREATING A HEALTH CARE TASK FORCE TO STUDY AND RECOMMEND TO THE GENERAL ASSEMBLY A POLICY ON PERINATAL CARE HOSPITAL STAYS.

SA 1 to HCR 30, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HCR 30** was declared part of the Concurrent Resolution.

HCR 30 w/SA 1 was now before the Senate.

A roll call vote was then taken and revealed 21 Senators voting YES; therefore, **HCR 30 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

At 7:05 p.m. on motion of Senator Sharp, the Senate recessed until 9:00 p.m.

The Senate reconvened at 9:28 p.m. with Senator Cordrey presiding.

Lt. Governor Minner presiding at 9:29 p.m.

SS 1 for SB 9 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SS 1 for SB 9 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO SPECIAL WELFARE LICENSE PLATES.

A roll call vote was taken and revealed 15 Senators voting YES, 6 (Blevins, Cook, Hauge, Henry, Marshall, Venables) ABSENT; therefore, **SS 1 for SB 9 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 33 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sharp, who floor managed the bill for Senator Blevins.

SB 33 w/SA 1 & HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATION.

A roll call vote was taken and revealed 15 Senators voting YES, 6 (Blevins, Cook, Hauge, Henry, Reed, Venables) ABSENT; therefore, **SB 33 w/SA 1 & HA 1** was declared passed the Senate and sent to the Governor.

SB 101 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Bair.

SB 101 w/HA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES. (3/5 vote)

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Cook, Hauge, Henry, Sorenson, Venables) ABSENT; therefore, **SB 101 w/HA 1** was declared passed the Senate and was sent to the Governor.

SB 128 w/SA 1 & HA 2, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Blevins.

SB 128 w/SA 1 & HA 2 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE UNFAIR INSURANCE PRACTICE OF DISCRIMINATION BY INSURANCE COMPANIES BASED ON AN INDIVIDUAL'S STATUS AS A VICTIM OF DOMESTIC VIOLENCE.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Cook, Hauge, Henry, Sorenson, Venables) ABSENT; therefore, **SB 128 w/SA 1 & HA 2** was declared passed the Senate and sent to the Governor.

SB 187 w/HA 1 aab HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SB 187 w/HA 1 aab HA 1 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE UPDATING THE WILDLIFE LAWS OF THE STATE AND ESTABLISHING A FINE SCHEDULE. (2/3 vote)

Senator Marshall commented. A roll call vote was taken however; it was tabled before it was announced.

SB 225 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sharp.

SB 225 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABUSE OR NEGLECT.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SB 225 w/HA 1** was declared passed the Senate and sent to the Governor.

HB 188 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Adams.

HB 188 w/SA 1 & HA 1 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO THE VALUATION OF LAND DEVOTED TO AGRICULTURAL, HORTICULTURAL OR FOREST USE.

A roll call vote was taken and revealed 15 Senators voting YES, 1 (Sorenson) NOT VOTING, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **HB 188 w/SA 1 & HA 1** was declared passed the Senate and sent to the Governor.

SB 199 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Cordrey.

SB 199 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE SALE OF TIMBER AND THE DISPOSITION OF THE PROCEEDS.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SB 199 w/HA 1** was declared passed the Senate and was sent to the Governor.

SB 238 was brought before the Senate for consideration on motion of Senator Voshell.

SB 238 - AN ACT TO GRANT A VETERANS MILITARY PAY BONUS TO CERTAIN MERCHANT MARINES.

SA 1 to SB 238 was brought before the Senate for consideration on motion of Senator Still.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SA 1 to SB 238** was declared part of the bill.

SB 238 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 15 Senators voting YES, 1 (Cordrey) NO, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SB 238 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 264 was stricken on motion of Senator Cordrey.

The roll call vote on **HB 19 w/HA 6, 8 & SA 1** was lifted on motion of the floor manager, Senator Sharp and revealed 10 Senators (Adams, Bair, Blevins, Connor, McBride, Reed, Sharp, Sorenson, Vaughn, Voshell) voting YES, 11 NO; therefore, **HB 19 w/HA 6, 8 & SA 1** was declared defeated by the Senate.

Senator Marshall moved to reconsider **HB 19 w/HA 6, 8 & SA 1**.

Senator Sharp moved to rescind the roll call on **HB 19 w/HA 6, 8 & SA 1**.

SA 2 to HB 19 was brought before the Senate for consideration on motion of Senator Sharp.

Senator Sokola commented. A roll call vote was taken and revealed 13 Senators voting YES, 3 (Amick, Bonini, Still) NO, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **SA 2 to HB 19** was declared part of the bill.

HB 19 w/HA 6, 8, w/SA 1 & 2 was now before the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 4 (Amick, Bonini, Cordrey, Still) NO, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **HB 19 w/HA 6, 8, w/SA 1 & 2** was declared passed the Senate and returned to the House for reconsideration.

HB 212 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola, under the suspension of the necessary rules.

HB 212 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE, RELATING TO MORTGAGES.

Senator Amick commented. Senator Sokola moved to lay **HB 212 w/HA 1** on the table.

HB 244 w/HA 2 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 244 w/HA 2 - AN ACT TO AMEND SECTION 2118, TITLE 21 OF THE DELAWARE CODE, RELATING TO REGISTRATION OF VEHICLES AND UNINSURED MOTORISTS.

Senators McBride and Sokola commented. A roll call vote was taken however; it was table before it was announced.

HS 1 for HB 83 was brought before the Senate for consideration on motion of the floor manager, Senator McDowell, under the suspension of the necessary rules.

HS 1 for HB 83 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Blevins, Cook, Hauge, Henry, Venables) ABSENT; therefore, **HS 1 for HB 83** was declared passed the Senate and returned to the House.

HB 84 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 84 w/HA 1 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO CHILD WELFARE.

Senator Still commented. Senator Marshall moved to lay **HB 84 w/HA 1** on the table.

HB 122 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 122 - AN ACT TO AMEND TITLE 21, CHAPTER 42 OF THE DELAWARE CODE RELATING TO ACCIDENTS INVOLVING MOTOR VEHICLES AND REPORTING LIMITS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **HB 122** was declared passed the Senate and returned to the House.

HB 141 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 141 - AN ACT TO AMEND CHAPTER 27 OF TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL ATTENDANCE.

SA 1 to HB 141 was brought before the Senate for consideration on motion of Senator Amick.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) NOT VOTING; therefore, **SA 1 to HB 141** was declared part of the bill.

HB 141 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 141 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 166 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 166 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DIVISION OF COMMUNICATIONS AND THE AUTHORITY TO ENTER INTO CONTRACTS AND PROVIDE SERVICES TO COUNTY GOVERNMENT AND LOCAL MUNICIPALITIES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 166** was declared passed the Senate and returned to the House.

HB 168 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HB 168 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO INVESTIGATIONS BY THE DIVISION OF PROFESSIONAL REGULATION.

Senator Cook deferred to Senator Blevins.

HB 168 was laid on the table on motion of Senator Cook.

HB 172 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 172 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO MOPEDS AND TRIPEDS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **HB 172 w/HA 1** was declared passed the Senate and returned to the House.

HB 185 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 185 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VEHICLE SIZE AND WEIGHT LIMITATIONS AND RESTRICTIONS.

Senator Sharp deferred to Senator Voshell.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 185** was declared passed the Senate and returned to the House.

HB 201 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 201 w/HA 1 - AN ACT TO AMEND § 2321, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKER'S COMPENSATION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) NO; therefore, **HB 201 w/HA 1** was declared passed the Senate and returned to the House.

HS 1 for HB 210 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola, under the suspension of the necessary rules.

HS 1 for HB 210 - AN ACT TO AMEND CHAPTER 1, TITLE 25, DELAWARE CODE RELATING TO THE ENFORCEABILITY OF CERTAIN LEASES AND DOCUMENTS PERTAINING TO LANDS AND TENEMENTS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **HS 1 for HB 210** was declared passed the Senate and returned to the House.

HS 1 for HB 211 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola, under the suspension of the necessary rules.

HS 1 for HB 211 - AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE RELATING TO PERFECTION OF SECURITY INTERESTS IN THE LESSOR'S INTEREST IN LEASES OR RENTS ARISING FROM REAL PROPERTY.

Senators Bonini and Amick commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HS 1 for HB 211** was declared passed the Senate and returned to the House.

HB 215 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 215 - AN ACT TO AMEND CHAPTER 32, TITLE 47, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF FREDERICA", RELATING TO ELIGIBILITY REQUIREMENTS FOR ELECTED OFFICE, VOTER QUALIFICATIONS, ELECTIONS, DUTIES AND TERM OF THE MAYOR, AND JURISDICTION IN THE JUSTICES OF THE PEACE COURT. 2/3 VOTE

Senator Sokola deferred to Senator Bonini.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 215** was declared passed the Senate and returned to the House.

HB 218 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 218 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE.

Senator Venables commented. Senator Sharp requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused after addressing the Senate.

A roll call vote was taken and revealed 11 Senators voting YES, 10 (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still, Venables, Voshell) NO; therefore, **HB 218** was declared passed the Senate and returned to the House.

HB 219 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 219 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO RESTITUTION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **HB 219 w/HA 1** was declared passed the Senate and returned to the House.

The roll call vote on **SB 187 w/HA 1 aab HA 1** was lifted on motion of Senator McBride and revealed 16 Senators voting YES, 5 (Adams, Bonini, Cook, Cordrey, Vaughn) NO; therefore, **SB 187 w/HA 1 aab HA 1** was declared passed the Senate and sent to the Governor.

HB 168 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Cook.

Senator Blevins commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 168** was declared passed the Senate and returned to the House.

The roll call vote on **HB 244 w/HA 2** was lifted on motion of the floor manager, Senator Voshell and revealed 11 Senators voting YES, 9 (Adams, Cook, Cordrey, Henry, Marshall, McDowell, Sokola, Vaughn, Voshell) NO, 1 (Venables) ABSENT; therefore, **HB 244 w/HA 2** was declared passed the Senate and returned to the House.

On motion of the floor manager, Senator Voshell, the roll call vote on **HB 112 w/HA 1** was lifted and revealed 11 Senators voting YES, 9 (Adams, Blevins, Cook, Cordrey, Marshall, McDowell, Sharp, Sokola, Vaughn) NO, 1 (Venables) ABSENT; therefore, **HB 112 w/HA 1** was declared passed the Senate and returned to the House.

HB 212 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

Senator Amick commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Henry, Venables) ABSENT; therefore, **HB 212 w/HA 1** was declared passed the Senate and returned to the House.

HB 226 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 226 - AN ACT TO AMEND CHAPTER 42 OF TITLE 11 RELATING TO HABITUAL CRIMINALS.

Senators Venables and Still commented. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Amick, Venables) NO, 1 (Bair) NOT VOTING; therefore, **HB 226** was declared passed the Senate and returned to the House.

At 11:17 p.m. on motion of Senator Sharp, the Senate recessed for the change of the tape.

The Senate reconvened at 11:21 p.m. with Lt. Governor Minner presiding.

HB 239 w/HA 2 was brought before the Senate on motion of the floor manager, Senator McBride, under the suspension of the necessary rules.

HB 239 w/HA 2 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO BOATING SAFETY.

A roll call vote was taken and revealed 17 Senators voting YES, 4 (Bonini, Hauge, Still, Venables) NO; therefore, **HB 239 w/HA 2** was declared passed the Senate and returned to the House.

HB 243 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 243 - AN ACT TO AMEND CHAPTER 81, TITLE 10 OF THE DELAWARE CODE RELATING TO PERSONAL ACTIONS AND ABOLISHING THE ECONOMIC LOSS DOCTRINE.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Sorenson) NOT VOTING, 1 (Marshall) ABSENT; therefore, **HB 243** was declared passed the Senate and returned to the House.

HB 247 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 247 - AN ACT TO AMEND CHAPTER 47, TITLE 16 OF THE DELAWARE CODE RELATING TO TRAFFICKING IN PHENCYCLIDINE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 247** was declared passed the Senate and returned to the House.

HB 256 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 256 - AN ACT TO AMEND CHAPTER 59, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DEWEY BEACH. 2/3 VOTE

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 256** was declared passed the Senate and returned to the House.

HB 278 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 278 w/HA 1 - AN ACT TO AMEND SUBPART D, SUBCHAPTER III, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES. 2/3 VOTE

Senator Sharp deferred to Senator Vaughn. Senators Venables and Blevins commented.

A roll call vote was taken and revealed 7 Senators (Adams, Connor, Cordrey, McBride, Sharp, Vaughn, Voshell) voting YES, 12 NO, 2 (Henry, McDowell) NOT VOTING; therefore, **HB 278 w/HA 1** was declared defeated by the Senate and was returned to the House.

HB 312 w/HA 1 was brought before the Senate for consideration of the floor manager, Senator Voshell.

HB 312 w/HA 1 - AN ACT TO AMEND CHAPTER 4, TITLE 17, DELAWARE CODE, RELATING TO THE POWER OF THE DEPARTMENT OF TRANSPORTATION OR ITS AGENTS TO IMPOSE TOLLS.

Senators Sokola and Amick commented. Senator Voshell requested the privilege of the floor for Kathi Karsnitz, representing the Department of Transportation.

Senator Vaughn questioned the witness, after which the witness was excused.

Senator McBride commented. A roll call vote was taken and revealed 14 Senators voting YES, 5 (Amick, Hauge, Henry, Reed, Sorenson) NO, 2 (Bair, McDowell) NOT VOTING; therefore, **HB 312 w/HA 1** was declared passed the Senate and returned to the House.

HB 315 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HB 315 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE STATE TREASURER.

HB 315 was laid on the table on motion of Senator Cook.

HB 323 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 323 - AN ACT TO AMEND CHAPTER 189, VOLUME 43 OF THE LAWS OF DELAWARE, AS AMENDED, RELATING TO THE TOWN OF WYOMING.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 323** was declared passed the Senate and returned to the House.

At 11:54 p.m. on motion of Senator Sharp, the 1st Session of the 138th General Assembly was adjourned.

**FIRST SPECIAL SESSION
138TH GENERAL ASSEMBLY
1ST SESSION
JULY 1, 1995**

STATE OF DELAWARE
Office of the Lieutenant Governor

TO: Members of the 138th General Assembly

FROM: Ruth Ann Minner, Lt. Governor, State of Delaware
Terry R. Spence, Speaker of the House of Representatives

SUBJECT: Special Session

DATE: June 30, 1995

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 138th General Assembly of the State of Delaware in Special Session.

(Signed) Ruth Ann Minner, Lt. Governor and
President of the Senate

(Signed) Terry R. Spence,
Speaker of the House of Representatives
* * *

Pursuant to the above, the Senate convened at 12:00 a.m. with Lt. Governor Minner presiding. A prayer was offered by Senator Cordrey

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

HB 315 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Cook, under the suspension of the necessary rules.

HB 315 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE STATE TREASURER.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 315** was declared passed the Senate and returned to the House.

SB 191 was brought before the Senate for consideration on motion of Senator Reed.

SB 191 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO REQUISITION/EXTRADITION COSTS.

Senators Marshall and Sharp commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **SB 191** was declared passed the Senate and sent to the House for consideration.

HB 156 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 156 - AN ACT TO AMEND CHAPTER 18, TITLE 7, DELAWARE CODE, RELATING TO EEL FISHING.

Senators Sharp and McDowell commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 156** was declared passed the Senate and returned to the House.

HB 84 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 84 w/HA 1 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Senators Still and Bair commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 84 w/HA 1** was declared passed the Senate and returned to the House.

SB 267 was brought before the Senate for consideration on motion of Senator Cordrey, under the suspension of the necessary rules.

SB 267 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 267** was declared passed the Senate and sent to the House for consideration.

The Secretary announced a message from the House informing the Senate that it had passed **HB 350; HB 360 w/HA 1; HB 377 w/HA 1; HJR 17; HJR 15; HJR 16.**

HB 377 w/HA 1 was brought before the Senate on motion of the floor manager, Senator Cordrey, under the suspension of the necessary rules.

HB 377 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE WITH REGARD TO PERSONAL INCOME TAX.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 377 w/HA 1** was declared passed the Senate and returned to the House.

HJR 17 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under the suspension of the necessary rules.

HJR 17 - RELATING TO REDUCING THE PERSONAL INCOME TAX RATE. Sponsor: Reps. Smith & Petrilli; Reps. Quillen, Spence, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Reynolds, Roy, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, VanSant, West; Sens. Adams, Blevins, Cook, Cordrey, Marshall, McBride, McDowell, Sharp, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HJR 17** was declared passed the Senate and returned to the House.

HJR 15 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cordrey.

HJR 15 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1995. Sponsor: Reps. Petrilli, Davis and George; Sens. Cordrey, Cook and Amick.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HJR 15** was declared passed the Senate and returned to the House.

HJR 16 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cordrey.

HJR 16 - THE OFFICIAL ESTIMATE OF GENERAL FUN REVENUES FOR FISCAL YEAR 1996. Sponsor: Reps. Petrilli, Davis and George; Sens. Cordrey, Cook and Amick.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HJR 16** was declared passed the Senate and returned to the House.

HB 350 was brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cook.

HB 350 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1996; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

Several Senators commented. A roll call was taken and revealed 20 Senators voting YES, 1 (Bonini) NO; therefore, **HB 350** was declared passed the Senate and returned to the House.

HB 360 w/HA 1 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cook.

HB 360 w/HA 1 - AN ACT MAKING APPROPRIATIONS FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1996; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (3/4 vote) Sponsor: Reps. Davis, Buckworth, DiPinto, Maroney, VanSant, West; Reps. Cook, McBride, McDowell, Sorenson, Still Vaughn.

Senators Bair and Still commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 360 w/HA 1** was declared passed the Senate and returned to the House.

SB 266 was brought before the Senate for consideration, under the suspension of the necessary rules on motion of Senator Cordrey.

SB 266 - AN ACT TO MAKE A SUPPLEMENTAL APPROPRIATION TO THE STATE TREASURER FOR THE FISCAL YEAR ENDING JUNE 30, 1996 TO DEFEASE AND/OR DEAUTHORIZE GENERAL OBLIGATION BONDS AT THE DIRECTION OF THE SECRETARY OF FINANCE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 266** was declared passed the Senate and sent to the House for consideration.

Senator Sharp requested a tribute be read on behalf of Alex Cameron. No objections.

Senator Sharp requested the privilege of the floor for Alex Cameron, representing TCI Cablevision of New Castle County, Channel 2.

Several Senators commented. The witness was excused.

SB 268 was brought before the Senate for consideration on motion of Senator Marshall, under the suspension of the necessary rules.

SB 268 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE; FEMALE DOGS AT LARGE, IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS.

SA 1 to SB 268 was brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 268** was declared part of the bill.

SB 268 w/SA 1 was now before the Senate.

Senator McBride commented. A roll call vote was taken and revealed 16 Senators voting YES, 4 (Adams, Cook, McBride, Vaughn) NO, 1 (Sorenson) ABSENT; therefore, **SB 268 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HB 96 was brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Marshall.

HB 96 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, TO ALLOW VACANT POSITIONS IN PAYGRADE 4 TO BE FILLED BY AGENCY RECRUITMENT EFFORTS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 96** was declared passed the Senate and returned to the House.

Senator Bair moved for the reconsideration of **HB 278 w/HA 1**.

Senator Venables objects.

A roll call vote on the motion revealed 18 Senators voting YES, 3 (Marshall, Sokola, Venables) NO; therefore, the motion carried.

Senator Vaughn moved to rescind the roll call.

HB 278 w/HA 1 - AN ACT TO AMEND SUBPART D, SUBCHAPTER III, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES.

Senator Vaughn requested that **HB 278 w/HA 1** be brought before the Senate and for the privilege of the floor for Tom McGonigle, representing the Governor's office.

Senators Venables and Bair questioned the witness, after which the witness was excused.

A roll call was vote was taken, however; before it was announced, Senator Vaughn moved that the roll call be tabled.

HB 337 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 337 - AN ACT TO AMEND CHAPTER 174, VOLUME 23, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF TOWNSEND", RELATING TO REAL ESTATE TRANSFER TAX. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 337** was declared passed the Senate and returned to the House.

HB 290 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 290 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SENTENCES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 290** was declared passed the Senate and returned to the House.

HB 310 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 310 - AN ACT TO AMEND CHAPTER 3, TITLE 18 OF THE DELAWARE INSURANCE CODE, RELATING TO THE REVIEW AND ARBITRATION OF DISPUTES INVOLVING HEALTH INSURANCE COVERAGE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 310** was declared passed the Senate and returned to the House.

HB 324 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 324 - AN ACT TO AMEND TITLE 18 RELATING TO THE REHABILITATION AND LIQUIDATION OF INSURERS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 324** was declared passed the Senate and returned to the House.

SJR 10 was brought before the Senate for consideration on motion of Senator Connor.

SJR 10 - REQUESTING THE JOINT FINANCE COMMITTEE TO FUND THE ESTABLISHMENT OF ADHD AND ADD PARENT FOCUS GROUPS IN EACH SCHOOL DISTRICT, DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO INCLUDE TEACHER TRAINING IN ADHD AND ADD IN ITS PROPOSED 1997 BUDGET, AND TO FUND THE IMPLEMENTATION OF ACCOMMODATION PLANS FOR EACH SCHOOL DISTRICT AS SOON AS THEY ARE ADOPTED.

Senator Sharp commented. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Cordrey, Sharp) NO, 1 (Venables) ABSENT; therefore, **SJR 10** was declared passed the Senate and sent to the House for consideration.

HB 317 w/HA 1, 3, HA 1 aab HA 3 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 317 w/HA 1, 3, HA 1 aab HA 3 - AN ACT TO AMEND CHAPTER 3, TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **HB 317 w/HA 1, 3, HA 1 aab HA 3** was declared passed the Senate and returned to the House.

HCR 28 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HCR 28 - ESTABLISHING A JOINT TASK FORCE TO REVIEW HOME BUILDER PRACTICES AND REGULATION IN DELAWARE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **HCR 28** was declared adopted by the Senate and returned to the House.

HB 302 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HB 302 - AN ACT TO AMEND VOLUME 69, CHAPTER 291 OF THE LAWS OF DELAWARE RELATING TO APPROPRIATIONS AND TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS IN EDUCATION.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 302** was declared passed the Senate and returned to the House.

HB 305 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 305 - AN ACT TO AMEND CHAPTER 9 OF TITLE 10 RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES.

SA 1 to HB 305 was brought before the Senate for consideration on motion of Senator McDowell.

Senator Sharp requested the privilege of the floor for Keith Brady, representing the Attorney General's office.

Senators Sokola and Hauge questioned the witness, after which the witness was excused.

A roll call was taken and revealed 6 Senators (Blevins, Henry, McDowell, Sokola, Sorenson, Venables) voting YES, 12 NO, 1 (McBride) NOT VOTING, 2 (Amick, Still) ABSENT; therefore, **SA 1 to HB 305** was declared defeated.

HB 305 was now before the Senate.

Senators Blevins and McDowell commented. A roll call was taken and revealed 13 Senators voting YES, 7 (Blevins, Henry, McDowell, Sokola, Sorenson, Still, Venables) NO, 1 (Bonini) ABSENT; therefore, **HB 305** was declared passed the Senate and returned to the House.

HB 306 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 306 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE PROSECUTION IN SUPERIOR COURT OF CERTAIN SERIOUS CRIMES COMMITTED BY JUVENILES.

Senators McDowell and Venables commented. A roll call was taken and revealed 19 Senators voting YES, 2 (McDowell, Venables) NO; therefore, **HB 306** was declared passed the Senate and returned to the House.

HB 307 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 307 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES.

Senator McDowell commented. A roll call was taken and revealed 18 Senators voting YES, 3 (McDowell, Still, Venables) NO; therefore, **HB 307** was declared passed the Senate and returned to the House.

HB 334 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HB 334 - AN ACT TO AMEND CHAPTER 64, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW IN SUSSEX COUNTY, DELAWARE. 2/3 VOTE

Senator Connor commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 334** was declared passed the Senate and returned to the House.

HB 308 was brought before the Senate for consideration on motion of the floor manager, Senator Venables.

HB 308 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DELMAR. 2/3 VOTE

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 308** was declared passed the Senate and returned to the House.

At 2:17 a.m. on the motion of Senator Sharp, the Senate recessed.

At 4:18 a.m. the Senate reconvened with Lt. Governor Minner presiding.

The Secretary announced a message from the House informed the Senate that it had passed **HB 285; HB 302; HB 362; HB 373; SB 233 w/HA 1; SB 168 w/SA 1; SB 148; SB 255; SB 75; SB 146 w/SA 1, 3 & HA 1; SB 181 w/SA 2; SB 251 w/SA 1, 2 & HA 1; HB 267 w/HA 1 & 3; HB 238; HCR 29; SB 221 w/SA 1; SCR 34; SB 145 w/SA 1; SCR 31; SB 239 w/SA 1 & 2; SB 244 w/SA 1, 2 & 3; SB 231 w/SA 1; SB 245 w/SA 1; SB 248; SB 254; SB 218; SB 68; SB 267.**

SB 251 w/SA 1, 2 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Cordrey, under the suspension of the necessary rules.

SB 251 w/SA 1, 2 & HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC SWIMMING AND BATHING PLACES.

A roll call was taken and revealed 15 Senators voting YES, 3 (McBride, McDowell, Sokola) NO, 3 (Adams, Cook, Sharp) ABSENT; therefore, **SB 251 w/SA 1, 2 & HA 1** was declared passed the Senate and sent to the Governor.

SB 233 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McDowell, under the suspension of the necessary rules.

SB 233 w/HA 1 - AN ACT TO AMEND THE STATUTORY PROVISIONS OF §106 (A), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF LAURIE PATTON AND ALLEN J. LIPSTEIN.

A roll call was taken and revealed 19 Senators voting YES, 2 (Adams, Sharp) ABSENT; therefore, **SB 233 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 146 w/SA 1, 3 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Bair, under the suspension of the necessary rules.

SB 146 w/SA 1, 3 & HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SAFE SCHOOL ZONES.

A roll call was taken and revealed 13 Senators voting YES, 6 (Amick, Blevins, Marshall, McBride, McDowell, Venables) NO, 2 (Adams, Sharp) ABSENT; therefore, **SB 146 w/SA 1, 3 & HA 1** was declared passed the Senate and sent to the Governor.

HB 288 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 288 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CORRECTIONS; AND PROVIDING FOR A BOOT CAMP INTENSIVE INCARCERATION ACT.

Senators Still and McBride commented. A roll call was taken and revealed 19 Senators voting YES, 2 (Adams, Sharp) ABSENT; therefore, **HB 288 w/HA 1** was declared passed the Senate and returned to the House.

HB 203 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn, under the suspension of the necessary rules

HB 203 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CLASSIFICATION OF OFFENSES; SENTENCES.

Senator Blevins commented. A roll call was taken and revealed 4 Senators (Bair, Connor, Hauge, Sorenson) voting YES, 14 NO, 1 (Henry) NOT VOTING, 2 (Adams, Sharp) ABSENT; therefore, **HB 203** was declared defeated by the Senate and returned to the House.

HCR 31 was brought before the Senate for consideration on motion of the floor manager, Senator Cook.

HCR 31 - CELEBRATING THE 100TH YEAR OF WOMEN SERVING IN A STATE LEGISLATURE.

Senators Blevins, Bonini, Hauge, McBride, Sokola and Vaughn requested to be added as co-sponsors to **HCR 31**.

A roll call was taken and revealed 19 Senators voting YES, 2 (Adams, Sharp) ABSENT; therefore, **HCR 31** was declared adopted by the Senate and returned to the House.

On motion of Senator Cordrey, under the suspension of the necessary rules, the roll call was lifted on **HB 278 w/HA 1**.

HB 278 w/HA 1 - AN ACT TO AMEND SUBPART D, SUBCHAPTER III, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES. 2/3 VOTE

A roll call was taken and revealed 17 Senators voting YES, 4 (Adams, Cordrey, Marshall, Venables) NO; therefore, **HB 278 w/HA 1** was declared passed the Senate and returned to the House.

At 4:45 a.m. on motion of Senator Cordrey the Senate recessed.

At 5:04 a.m. the Senate reconvened with Lt. Governor Minner presiding.

SB 260 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Venables.

SB 260 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 1996; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS

AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; DEAUTHORIZING AND REAUTHORIZING OF CERTAIN FUNDS OF THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; APPROPRIATING MONIES FROM THE EXPENDITURE OF SUCH. 3/4 VOTE Sponsor: Sen. Venables, Blevins, Cook, Henry, Hauge, McBride, McDowell, Marshall; Reps. Roy, Carey, DiPinto, B. Ennis, Jonkiert, Lofink, Mack, Oberle, Scott.

The debt statement was approved as read on motion of Senator Venables.

Senators Still and Marshall commented. A roll call was taken and revealed 19 Senators voting YES, 2 (Adams, Sharp) ABSENT; therefore, **SB 260** was declared passed the Senate and sent to the House for consideration.

At 5:22 a.m. on motion of Senator Cordrey, the Senate recessed to the call of the President Pro Tempore.

At 4:31 p.m. on August 29, 1995, the Senate reconvened for the continuation of the First Special Session. Senator Cordrey presiding.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION **August 29, 1995**

The following legislation was introduced and assigned to committee on August 29, 1995:

SB 269 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABUSE OR NEGLECT.

Sponsor: Senator Cordrey. To: **Children, Youth and Their Families.**

HCR 27 - A RESOLUTION REQUESTING THE DELAWARE TURNPIKE AUTHORITY TO CONDUCT A STUDY OF THE WAGES AND WORKING CONDITIONS OF ITS EMPLOYEES. Sponsors: Representative Maier; Representatives Petrilli, Boulden, Buckworth, Caulk, Lee, Ulbrich, Capano, Ewing, Oberle, Banning, Brady, B. Ennis, Plant, Scott, West; Senators Blevins, Connor, Henry, Reed, Sorenson, Still. To: **Highways and Transportation.**

HCR 29 - CREATING A TRUANCY TASK FORCE TO STUDY THE CURRENT SYSTEM FOR DEALING WITH TRUANT CHILDREN AND TO RECOMMEND CHANGES TO IMPROVE THE STATE'S RESPONSE TO THE PROBLEM OF TRUANCY. Sponsors: Representative Maier and Senator Sokola; Representatives Boulden, Fallon, Reynolds, Ulbrich; Senators Blevins, Bair, Reed. To: **Education.**

HB 238 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. Sponsor: Representative Schroeder; Representatives Banning, Brady, Bunting, Davis, George, Gilligan, Houghton, Stone, Van Sant; Senators Adams, Blevins, Marshall. To: **Judiciary.**

HB 267 w/HA 1 & 3 - AN ACT TO AMEND CHAPTERS 30, 48, AND 68, TITLE 9 OF THE DELAWARE CODE RELATING TO SUBDIVISIONS AND ROADS. Sponsors: Representative Banning and Senator Vaughn; Representatives Brady, Buckworth, Capano, Caulk, B. Ennis, Ewing, Houghton, Jonkiert, Lofink, Oberle, Plant, Reynolds, Scott, Ulbrich, Van Sant; Senators Adams, Blevins, Cook, Henry, Sokola, Voshell. To: **Highways and Transportation.**

HB 285 - AN ACT TO AMEND CHAPTER 41, TITLE 9 OF THE DELAWARE CODE RELATING TO THE GOVERNMENT OF KENT COUNTY. Sponsors: Representatives Stone and Wagner and Buckworth; Representatives Quillen, B. Ennis, Senator Still. To: **Community/County Affairs.**

HB 362 - AN ACT TO AMEND TITLES 13, 18, AND 21 OF THE DELAWARE CODE RELATING TO DENIAL, SUSPENSION, OR REVOCATION OF DRIVER LICENSES. Sponsors: Representatives Maroney and Quillen; Representatives Davis, DiLiberto; Senator Blevins. To: **Public Safety.**

HB 373 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ROSE ARLINE SCHIAVELLI AND JOHN FREDERICK FULMER. Sponsors: Representative Spence and Senator Sharp. To: **Laid on the table.**

The following nominations were **laid on the table**:

Christopher A. Bullock, 301 E. Lea Boulevard, Wilmington, Delaware 19802, to be appointed as a member to the Public Integrity Commission for a seven-year term to replace James Gilliam, Sr., who resigned.

Jan M. King, 103 Farm Avenue, Wilmington, Delaware 19810, to be appointed as a member of the Board of Pension Trustees for a four-year term to replace C. Reaford Minix.

James A. Tull, 702 Port Penn Road, Middletown, Delaware 19709, to be appointed as a Justice of the Peace for New Castle County for a four-year term to replace Mable Pitt.

Aida Wasserstein, 1402 William Penn Lane, Wilmington, Delaware 19803, to be appointed Associate Judge of Family Court for a twelve-year term to replace Jean Ashe Crompton.

Edward J. Freel, 904 West 23rd Street, Wilmington, Delaware 19802 to be appointed Chairman of the Board of Directors of the Diamond State Port Corporation to serve a term during the Pleasure of the Governor, to fill a newly-created position.

Robert Clemente, One Plateau Court, Newark, Delaware 19711, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a one-year term to fill a newly-created position.

Gary F. Dalton, 412 E. Loockerman Street, Dover, Delaware 19901, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a two-year term to fill a newly-created position.

Richard H. Derrickson, 54 Rolling Road, Rehoboth Beach, Delaware 19771, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a two-year term, to fill a newly-created position.

Joshua W. Martin, III, 112 Juneberry Court, Hockessin, Delaware 19707, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a one-year term, to fill a newly-created position.

J. Brian Murphy, 1014 N. Rodney Street, Wilmington, Delaware 19806, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a three-year term, to fill a newly-created position.

H. Hickman Rowland, Jr., 120 The Strand, New Castle, Delaware 19720, to be appointed to the Board of Directors of the Diamond State Port Corporation to serve a three-year term, to fill a newly-created position.

* * *

The Secretary announced a message from the House informing the Senate that the House had passed **SB 260; HB 386; HB 387; HB 388; HB 389; HB 385; HB 384**.

At 4:33 p.m. Lt. Governor Minner presiding.

SCR 37 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

SCR 37 - RESPECTFULLY REQUESTING THAT THE ENVIRONMENTAL PROTECTION AGENCY CONDUCT RESEARCH TO DETERMINE THE CAUSES BEHIND DELAWARE'S HIGH CANCER RATE. Sponsor: Sen. Sharp and Rep. Spence; Sen. McBride, Rep. Mack.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SCR 37** was declared adopted by the Senate and sent to the House for consideration.

SCR 38 was introduced and brought before the Senate for consideration on motion of Senator Still.

SCR 38 - EXPRESSING CONDOLENCES UPON LEARNING OF THE UNTIMELY DEATH OF PATRICK HENRY LYNN, LEVY COURT COMMISSIONER AND FORMER PRINCIPAL OF DOVER HIGH SCHOOL WHO PASSED AWAY ON AUGUST 7, 1995 AT

THE AGE OF 61 YEARS. Sponsor: Sen. Still, Bonini, Vaughn, Cook, Reps. Wagner, Quillen, Stone, B. Ennis, Caulk, Buckworth.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SCR 38** was declared adopted by the Senate and sent to the House for consideration.

SCR 39 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

SCR 39 - EXPRESSING THE SUPPORT OF THE DELAWARE GENERAL ASSEMBLY FOR THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM. Sponsor: Sen. McDowell & Rep. Maroney.

Senator Henry requested that her name be added as a co-sponsor.

A roll call was taken and revealed 17 Senators voting YES, 1 (Bonini) NO, 3 (Amick, Hauge, Still) NOT VOTING; therefore, **SCR 39** was declared adopted by the Senate and sent to the House for consideration.

SCR 40 was introduced and brought before the Senate for consideration on motion of Senator Connor.

SCR 40 - ESTABLISHING A CANCER AND THE ENVIRONMENT LIAISON GROUP TO ASSIST THE GENERAL ASSEMBLY IN ASSURING THAT THE CANCER TASK FORCE'S STRATEGIES AND RECOMMENDATIONS ARE CARRIED OUT AND TO ADVISE THE GENERAL ASSEMBLY AS IT DEVELOPS LEGISLATION TO REDUCE INCIDENCES OF CANCER WITHIN THE FIRST STATE. Sponsor: Sen. Connor, Sens. McBride, Blevins, Sorenson, Vaughn; Reps. Mack, Maroney, Spence, Reynolds, Davis.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SCR 40** was declared adopted by the Senate and sent to the House for consideration.

HB 387 was introduced brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Sharp.

HB 387 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF NANCY TRUITT AND MARK MONROE LOUX. Sponsor: Representative DiPinto & Senators Sharp & Bair.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 387** was declared passed the Senate and returned to the House.

HB 389 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 389 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE GOVERNMENT OF KENT COUNTY. Sponsor: Rep. Stone; Sen. Vaughn.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 389** was declared passed the Senate and returned to the House.

At 4:50 p.m. on motion of Senator Sharp, the Senate recessed to the call of the President Pro Tempore.

(Please Note: For Executive Session called by the Governor for 29 August, 1995 please see page 189)

At 5:20 p.m. the Senate reconvened with Lt. Governor Minner presiding.

HB 373 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Sharp.

HB 373 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ROSE ARLINE SCHIAVELLI AND JOHN FREDERICK FULMER. Sponsor: Rep. Spence & Sen. Sharp.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 373** was declared passed the Senate and returned to the House.

The Secretary announced a message from the House informing the Senate that the House had passed **SB 266; SB 268 w/SA 1; SB 89 w/SA 1; SS 1 for SB 34 w/SA 1 & 2; SJR 10.**

HB 388 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Blevins.

HB 388 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF PAMELA HASTINGS AND MICHAEL F. MCCALL. Sponsor: Rep. Capano; Rep. DiPinto; Sen. Blevins.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 388** was declared passed the Senate and returned to the House.

HB 384 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Venables.

HB 384 - AN ACT TO AMEND VOLUME 70, CHAPTER 210, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 BOND AND CAPITAL IMPROVEMENT ACT; AND AMEND CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsor: Rep. Roy, Carey, Lofink, Mack, Oberle, Schroeder, Scott; Sen. Venables, Blevins, Cook, Hauge, Henry, McBride.

Several Senators commented. A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 384** was declared passed the Senate and returned to the House.

HB 385 was introduced and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cook.

HB 385 - AN ACT TO AMEND VOLUME 70, CHAPTER 119, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 GRANT-IN-AID ACT. Sponsor: Rep. Davis and Sen. Cook.

Senator McBride requested his name be added as a co-sponsor.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 385** was declared passed the Senate and returned to the House.

SR 15 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

SR 15 - RECOGNIZING THE WEEK OF SEPTEMBER 24TH THROUGH 30TH, 1995, AS NATIONAL DEAF AWARENESS WEEK IN THE STATE OF DELAWARE. Sponsor: Senator Cordrey; All Senators.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SR 15** was declared adopted by the Senate.

SR 16 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

SR 16 - PROCLAIMING THE FOURTH FRIDAY IN SEPTEMBER AS AMERICAN INDIAN DAY IN DELAWARE ENCOURAGING ALL DELAWAREANS TO CONSCIENTIOUSLY REMEMBER THE MANY CONTRIBUTIONS THEY GAVE TO SOCIETY AS WELL AS THE MANY SACRIFICES THEY MADE. Sponsor: Senator Cook, Senator Cordrey.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SR 16** was declared adopted by the Senate.

SS 1 for SB 223 was read in on motion of Senator Voshell, and was adopted in lieu of original. No objections.

SS 1 for SB 223 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC PROCUREMENT OF GOODS, MATERIALS AND SERVICES AND THE DEPARTMENT OF ADMINISTRATIVE SERVICES. Sponsor: Senator Voshell.

Senators Reed, Still and Venables gave a presentation by giving a tribute to a St. Mark's, Polytech, and Seaford High School Senior for the distinct honor of having been selected to Girls Nation in Washington D.C.

At 5:48 p.m. August 29, 1995 Senator Sharp moved the Senate stand in recess to the call of the President Pro Tempore.

At 3:15 p.m. on January 10, 1996, the Senate reconvened with Senator Cordrey presiding.

At 3:16 p.m. on motion of Senator Sharp, the Special Session adjourned to immediately convened for the 1st Legislative Day of the 2nd Session of the 138th General Assembly.

1ST EXECUTIVE SESSION AUGUST 29, 1995

The Senate reconvened at 4:50 p.m. with Lt. Governor Minner presiding.
The following communication was read to announce this Executive Session.

STATE OF DELAWARE

EXECUTIVE DEPARTMENT DOVER

PROCLAMATION

By virtue of the authority vested in me as Governor of Delaware by Article III, §16 of the Constitution of the State of Delaware, I, Thomas R. Carper, hereby proclaim an extraordinary session of the Senate on August 29, 1995 for the transaction of executive business including the consideration of: the nomination of Aida Waserstein, Esquire as Associate Judge of the Family Court; the nominations of persons to serve in certain other offices and on certain boards and commissions; and such other business as may come properly before the Senate.

IN WITNESS WHEREOF, I, THOMAS R. CARPER, Governor of the State of Delaware, have set my Hand and caused the Great Seal of said State to be affixed at Wilmington, the 22nd day of August the year of our Lord One Thousand Nine Hundred Ninety Five and or the Independence of the United States of America, the Two Hundred and Twentieth.

(Signed) Thomas R. Carper
Governor

Attest: George J. Coyle
Secretary of State

* * *

The prayer was offer by Senator Voshell.

Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21

On motion of Senator Adams, and without objection, the necessary rules were suspended to consider the following nominations by the Governor:

James A. Tull - 21 Senators voting YES. Appointment confirmed.

Christopher A. Bullock - 21 Senators voting YES. Appointment confirmed.

Jan M. King - 21 Senators voting YES. Appointment confirmed.

Edward J. Freel - 21 Senators voting YES. Appointment confirmed.

Richard H. Derrickson - 21 Senators voting YES. Appointment confirmed.

Gary F. Dalton - 14 Senators voting YES, 1 (Still) NO, 6 (Amick, Bair, Bonini, Hauge, Reed, Sorenson) NOT VOTING. Appointment confirmed.

H. Hickman Rowland, Jr. - 20 Senators voting YES, 1 (Henry) NO. Appointment confirmed.

Robert Clemente - 21 Senators voting YES. Appointment confirmed.

Joshua W. Martin, III - 21 Senators voting YES. Appointment confirmed.

J. Brian Murphy - 20 Senators voting YES, 1 (McDowell) ABSENT. Appointment confirmed.

Aida Waserstein - 21 Senators voting YES. Appointment confirmed.

At 5:20 p.m. Senator Sharp moved the Executive Session called by the Governor for August 29, 1995 stand adjourned.

(Please Note: The Senate reconvened the Special Session called on July 1, 1995 that stood in recess to the call of the President Pro Tempore. See page 186)

**1ST LEGISLATIVE DAY
138TH GENERAL ASSEMBLY
2ND SESSION
JANUARY 10, 1996**

The Senate convened at 3:16 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 20. **ABSENT:** 1 - Senator Amick.

Lt. Governor Minner presiding at 3:17 p.m.

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

The following committee reports were announced:

From Highways/Transportation: **HB 311** - 4 Merits.

From Natural Resources: **HB 335** - 4 Merits.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

**PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
January 10, 1996**

The following legislation was introduced and assigned to committee on January 10, 1996:

SB 270 - AN ACT RELATING TO EXEMPTING THE STATUTORY PROVISIONS OF §106 (a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JANICE WORKMAN DONOVAN AND PETER VINCENT GIGLIO. Sponsor: Senator Cordrey; Representative Quillen To: **Laid on the Table**.

SB 271 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. Sponsor: Senator Cordrey; Representative Smith. To: **Laid on the Table**.

SB 272 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. Sponsor: Senator Sharp To: **Laid on the Table**.

SB 274 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. Sponsor: Senators Marshall, Sharp; Representative Spence; Senators Cordrey, Bair, Connor; Representatives Petrilli, Quillen, Gilligan, Van Sant, B. Ennis To: **Laid on the Table**.

* * *

A communication from Senator Cordrey was read relative to the Governor State of the State Address in the House Chamber on Thursday, January 18, 1996.

The following committee report was announced:

From Public Safety: **SB 261** - 3 Merits.

Senators Bonini and Sokola were marked present.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:22 p.m. and reconvened at 4:05 p.m. with Lt. Governor Minner presiding.

A messenger from the Governor was announced and admitted.

Following nomination was read and assigned to the **Executive** Committee.

STATE OF DELAWARE
Office of the Governor
January 10, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Stanley W. Taylor, Jr., Box 238, Ocean View, Delaware 19970, to be appointed as Commissioner of Corrections.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * *

SB 274 was lifted from the table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Marshall.

SB 274 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

SA 1 to SB 274 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

Senator Bonini requested his name be added as a co-sponsor to **SA 1 to SB 274**. Senator Bonini requested the privilege of the floor for the Election Commissioner, Thomas Cook.

Senator Bair questioned the witness, after which the witness was excused.

Senator McBride was marked present.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Cordrey) NO, 1 (Amick) ABSENT; therefore, **SA 1 to SB 274** was declared part of the bill.

SB 274 w/SA 1 was now before the Senate.

Senator Sharp commented.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Amick) ABSENT; therefore, **SB 274 w/ SA 1** was declared passed the Senate and sent to the House for consideration.

At 4:19 p.m. on motion of Senator Sharp, the Senate recessed until January 11, 1996 at 3:00 p.m.

The Senate reconvened at 3:38 p.m. January 11, 1996 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **SB 274 w/SA 1**.

LEGISLATIVE ADVISORY #23 through #37 from the Office of Counsel to the Governor were announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #23, dated July 3, 1995, the Governor signed the following legislation on the date indicated:

SB #267 - 7/1/95 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. (Sponsor: Sens. Cordrey and Sharp; Sens. Marshall, Bair and Connor; Reps. Spence, Petrilli, Quillen, George and Gilligan; Sens. Adams, Blevins, Cook, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick Bonini, Hauge, Henry, Reed, Sorenson, Reps. Banning, Brady, Bunting, DiLiberto, Ennis B., Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, DiPinto, Ennis D., Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, and Welch) (Volume 70, Chapter 116, Laws of Delaware).

HB #377 AAB HA 1 - 7/1/95 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE WITH REGARD TO PERSONAL INCOME TAX. (Sponsor: Reps. Smith & Petrilli; Reps. Quillen, Spence, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Reynolds, Roy, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West; Sens. Adams, Blevins, Cook, Cordrey, Marshall, McBride, McDowell, Sharp, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) (Volume 70, Chapter 117, Laws of Delaware).

HJR #17 - 7/1/95 - RELATING TO REDUCING THE PERSONAL INCOME TAX RATE. (Sponsor: Reps. Smith & Petrilli; Reps. Quillen, Spence Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Reynolds, Roy, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West; Sens. Adams, Blevins, Cook, Cordrey, Marshall, McBride, McDowell, Sharp, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still).

HJR #15 - 7/1/95 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1995. (Sponsor: Reps. Petrilli, Davis and George; Sens. Cordrey, Cook and Amick).

HJR #16 - 7/1/95 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1996. (Reps. Petrilli, Davis and George; Sens. Cordrey, Cook and Amick).

HB #350 - 7/1/95 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1996; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsor: Reps. Davis, Buckworth, Di Pinto, Maroney, Van Sant, West; Sens. Cook, McBride, McDowell, Sorenson, Still, Vaughn) (Volume 70, Chapter 118, Laws of Delaware).

HB #360 AAB HA 1 - 7/1/95 - AN ACT MAKING APPROPRIATIONS FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1996; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsor: Reps. Davis, Buckworth, Di Pinto, Maroney, Van Sant, West; Sens. Cook, McBride, McDowell, Sorenson, Still, Vaughn) (Volume 70, Chapter 118, Laws of Delaware).

HB #234 AAB HA 1 - 7/1/95 - AN ACT TO AMEND CHAPTER 55, TITLE 30 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES TAXES. (Sponsor: Rep. Davis; Reps. Oberle, Ulbrich, Van Sant; Sens. Amick, Blevins) (Volume 70, Chapter 120, Laws of Delaware).

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LEGISLATIVE ADVISORY #24, dated July 5, 1995, The Governor signed the following legislation:

HB #202 - 7/3/95 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sponsor: Rep. Oberle and Sen. Marshall) (Volume 70, Chapter 121, Laws of Delaware).

HB #160 - 7/3/95 - AN ACT TO AMEND CHAPTER 25 OF TITLE 18 OF THE DELAWARE CODE RELATING TO RATES AND RATING ORGANIZATIONS. (Sponsor: Rep. Schroeder; Reps. Banning, Boulden, Buckworth, Bunting, Carey, DiLiberto, B. Ennis, D. Ennis, George, Gilligan, Lee, Lofink, Plant, Van Sant, West; Sens. Adams, Hauge, Henry, Venables, Voshell) (Volume 70, Chapter 122, Laws of Delaware).

HB #152 - 7/3/95 - AN ACT TO AMEND CHAPTER 9 OF TITLE 4 OF THE DELAWARE CODE RELATING TO THE SALE OF ALCOHOLIC BEVERAGES TO PERSONS UNDER THE AGE OF TWENTY-ONE. (Sponsor: Rep. Smith & Sen. Sokola) (Volume 70, Chapter 123, Laws of Delaware).

SB #130 AAB SA 1 - 7/3/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO DANGEROUS CRIME AGAINST A CHILD. (Sponsor: Sen. Sharp, Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 124, Laws of Delaware).

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LEGISLATIVE ADVISORY #25, dated July 10, 1995, the Governor signed the following legislation:

SB #219 - 7/6/95 - AN ACT TO AMEND CHAPTER 19, TITLE 2 OF THE DELAWARE CODE RELATING TO THE EMPLOYEE COMMUTE OPTIONS ACT. (Sponsor: Sen. Voshell & Rep. Lofink) (Volume 70, Chapter 125, Laws of Delaware).

SB #37 - 7/6/95 - AN ACT TO AMEND CHAPTER 21, TITLE 13 OF THE DELAWARE CODE RELATING TO THE DOMESTIC VIOLENCE COORDINATION COUNCIL. (Sponsor: Sens. Sorenson & Blevins; Reps. Capano & Maroney; Sen. Voshell; Reps. Roy, Ewing) (Volume 70, Chapter 126, Laws of Delaware).

SB #213 - 7/6/95 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH AS AMENDED, WITH REGARD TO FINES AND PENALTIES FOR VIOLATION OF CITY ORDINANCES. (Sponsor: Sen. Cordrey) (Volume 70, Chapter 127, Laws of Delaware).

SB #38 - 7/6/95 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO ASSAULT IN THE SECOND DEGREE. (Sponsor: Sens. Sorenson & Blevins; Reps. Capano & Maroney; Sens. Voshell, Bair, Sokola, Marshall; Reps. Roy, Ewing, Di Pinto, Wagner, Brady, Gilligan, Jonkiert) (Volume 70, Chapter 128, Laws of Delaware).

SB #212 - 7/6/95 - AN ACT TO AMEND CHAPTER 21, TITLE 19, DELAWARE CODE RELATING TO ATTORNEYS FEES. (Sponsor: Sens. Vaughn, Sharp, McBride; Reps. Oberle, Spence, Welch) (Volume 70, Chapter 129, Laws of Delaware).

HJR #10 - 7/6/95 - URGING THE GOVERNOR TO LEND HIS SUPPORT FOR THE PASSAGE OF S. 733, THE INTERCITY RAIL INVESTMENT ACT. (Sponsor: Reps. Roy & Lofink).

HB #117 - 7/6/95 - AN ACT TO AMEND CHAPTER 121, VOLUME 32, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO ESTABLISH A BOARD OF WATER AND LIGHT COMMISSIONERS FOR THE CITY OF NEW CASTLE" RELATING TO THE SECRETARY OF THE BOARD AND THE SALARIES OF THE COMMISSIONERS. (Sponsor: Rep. Mack & Sen. Connor) (Volume 70, Chapter 130, Laws of Delaware).

HB #299 - 7/6/95 - AN ACT TO AMEND CHAPTER 101 OF TITLE 3 OF THE DELAWARE CODE TO ALLOW THE THOROUGHBRED RACING COMMISSION TO FINGERPRINT ALL LICENSE APPLICANTS WITHOUT USING THE THOROUGHBRED RACING PROTECTION BUREAU. (Sponsor: Reps. Gilligan & Oberle & Sen. Sharp; Reps. Roy & Spence) (Volume 70, Chapter 131, Laws of Delaware).

HB #316 - 7/6/95 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE, RELATING TO ALCOHOLIC LIQUORS. (Sponsor: Reps. Van Sant & Oberle & Sens. Marshall & McBride; Reps. Banning, Gilligan, Houghton, Lofink, Mack, Reynolds, Scott) (Volume 70, Chapter 132, Laws of Delaware).

SB #241 - 7/6/95 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE STATUS OF CERTAIN UTILITY SERVICES PROVIDED TO NON-PROFIT ENTITIES. (Sponsor: Sen. Adams and Rep. Cloutier) (Volume 70, Chapter 133, Laws of Delaware).

SB #51 AAB SA 2 & 4 - AN ACT TO AMEND TITLE 21, DELAWARE CODE, CLARIFYING LAWS CONCERNING COMMERCIAL DRIVERS. (Sponsor: Sen. Voshell, Rep. Ewing) (Volume 70, Chapter 134, Laws of Delaware).

SB #97 - 7/6/95 - AN ACT TO AMEND CHAPTER 7, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF CHIROPRACTIC. (Sponsor: Sen. Blevins & Rep. Ulbrich; Sens. Sokola and Voshell; Reps. Maier, Houghton and Scott) (Volume 70, Chapter 135, Laws of Delaware).

SB #113 AAB SA 1 - 7/6/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO HABITUAL MOTOR VEHICLE OFFENDERS. (Sponsor: Sen. Voshell; Rep. Ewing) (Volume 70, Chapter 136, Laws of Delaware).

SB #131 - 7/6/95 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO HATE CRIMES. (Sponsor: Sens. Sharp, Sokola, Vaughn; Reps. Spence, Oberle) (Volume 70, Chapter 137, Laws of Delaware).

SB #32 AAB SA 1 - 7/6/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HATE CRIMES. (Sponsor: Sens. Sharp, Sokola, Vaughn; Reps. Spence, Oberle) (Volume 70, Chapter 138, Laws of Delaware).

SB #147 - 7/6/95 - AN ACT TO AMEND CHAPTER 23, TITLE 12, DELAWARE CODE, RELATING TO THE EFFECT OF MANSLAUGHTER OR MURDER ON INTESTATE SUCCESSION, WILLS, JOINTS ASSETS, LIFE INSURANCE AND BENEFICIARY DESIGNATIONS. (Sponsor: Sen. Vaughn & Rep. Roy) (Volume 70, Chapter 139, Laws of Delaware).

SB #155 AAB SA 1 - 7/6/95 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE ADVISORY COUNCIL FOR CHILDREN, YOUTH AND THEIR FAMILIES. (Sponsor: Sen. Blevins and Rep. Maroney; Sens. Voshell, Bonini, Reed; Reps. Capano, Maier, Ulbrich, Houghton, and Scott) (Volume 70, Chapter 140, Laws of Delaware).

SB #156 - 7/6/95 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION DEATH BENEFITS. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 141, Laws of Delaware).

SB #172 - 7/6/95 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (Sponsor: Sen. Marshall and Rep. Smith) (Volume 70, Chapter 142, Laws of Delaware).

SB #190 AAB SA 1 - 7/6/95 - AN ACT TO AMEND CHAPTER 39, TITLE 24 OF THE DELAWARE CODE AND CHAPTERS 88 AND 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE BOARD OF CLINICAL SOCIAL WORK EXAMINERS. (Sponsor: Sen. Blevins and Rep. Ulbrich; Sens. Sokola, Voshell, Bonini, Reed; Reps. Capano, Maier, Houghton, Scott) (Volume 70, Chapter 143, Laws of Delaware).

SB #203 - 7/6/95 - AN ACT TO AMEND CHAPTER 17, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF MEDICAL PRACTICE. (Sponsor: Sen. Blevins and

Rep. Ulbrich; Sens. Sokola, Voshell, Bonini, Reed; Reps. Capano, Maier, Houghton, Scott) (Volume 70, Chapter 144, Laws of Delaware).

SB #211 - 7/6/95 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO RADIOACTIVE WASTE. Sponsor: Sen. McBride and Rep. Mack) (Volume 70, Chapter 145, Laws of Delaware).

SB #104 - 7/6/95 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CUSTODY DISPUTES BETWEEN A NATURAL PARENT AND A STEPPARENT UPON THE DEATH OR DISABILITY OF THE CUSTODIAL OR PRIMARY PLACEMENT PARENT. (Sponsor: Sen. Amick; Sens. Bair, Reed, Sorenson; Reps. Welch, Ulbrich) (Volume 70, Chapter 146, Laws of Delaware).

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LEGISLATIVE ADVISORY #26, dated July 11, 1995. The Governor signed the following legislation on the date indicated:

HB #183 AAB HA 1 - 7/7/95 - AN ACT TO AMEND TITLES 16, 18, 21, 24, 28 AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE STATE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. (Sponsor: Rep. Maroney and Sen. Blevins; Reps. Petrilli, Quillen, Buckworth, Capano, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, Van Sant) (Volume 70, Chapter 147, Laws of Delaware).

HB #184 - 7/7/95 - AN ACT TO AMEND §7904, CHAPTER 79, TITLE 29 OF THE DELAWARE CODE, TO ESTABLISH THE DIVISION OF PUBLIC HEALTH UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES AND TO STATE THE MISSION OF THE DIVISION. (Sponsor: Rep. Maroney and Sen. Blevins; Reps. Petrilli, Quillen, Spence, Buckworth, Capano, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Lee, Maier, Reynolds, Stone, Ulbrich, Banning, Bunting, B. Ennis, Houghton, Van Sant) (Volume 70, Chapter 148, Laws of Delaware).

HB #195 AAB HA 1 AND SA 1 - 7/7/95 - AN ACT TO AMEND TITLES 7, 9, 11, 13, 16, 18, 21, 24, 26, 29, AND 31 OF THE DELAWARE CODE TO PROVIDE THAT CERTAIN POWERS AND DUTIES VESTED IN THE BOARD OF HEALTH SHALL NOW BE VESTED IN THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, ITS SECRETARY OR HIS DESIGNEE. (Sponsor: Rep. Maroney) (Volume 70, Chapter 149, Laws of Delaware).

HB #318 - 7/7/95 - AN ACT TO AMEND TITLES 16 AND 29 OF THE DELAWARE CODE, TO PROVIDE THAT POWERS AND DUTIES VESTED IN THE DIVISION OF PHYSICAL HEALTH SHALL NOW BE VESTED IN THE DIVISION OF PUBLIC HEALTH, ITS DIRECTOR OR DESIGNEE UNDER THE DIRECTION AND CONTROL OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES. (Sponsor: Rep. Maroney) (Volume 70, Chapter 150, Laws of Delaware).

SB #151 AAB HA 1 - 7/7/95 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE TO PROVIDE FOR VOLUNTARY ALTERNATIVE DISPUTE RESOLUTION. (Sponsor: Sen. Sharp and Rep. DiLiberto) (Volume 70, Chapter 151, Laws of Delaware).

SB #184 - 7/7/95 - AN ACT TO PAY CERTAIN FUNDS TO FRANK J. CARELLO, JR. FOR HIS SERVICES AS A MEMBER OF THE UNEMPLOYMENT COMPENSATION COMMISSION. (Sponsor: Sen. McBride and Rep. Houghton) (Volume 70, Chapter 152, Laws of Delaware).

SS #1 FOR SB #4 AAB HA 1 - 7/7/95 - AN ACT TO AMEND SUBCHAPTER IV, CHAPTER 80, TITLE 15, DELAWARE CODE RELATING TO REPORTS OF POLITICAL COMMITTEES. (Sponsor: Sen. Cordrey) (Volume 70, Chapter 153, Laws of Delaware).

SB #140 - 7/7/95 - AN ACT TO AMEND CHAPTER 50A, TITLE 15, OF THE DELAWARE CODE RELATING TO ELECTRONIC VOTING SYSTEMS. (Sponsor: Sen. Vaughn and Rep. Petrilli) (Volume 70, Chapter 154, Laws of Delaware).

SB #186 AAB HA 1 - 7/7/95 - AN ACT TO AMEND CHAPTER 27, TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE CONTRACTS TO REQUIRE THE FILING OF FORMS BY OUT OF STATE INSURERS DOING BUSINESS IN DELAWARE. (Sponsor: Sen. Vaughn; Rep. D. Ennis) (Volume 70, Chapter 155, Laws of Delaware).

SB #194 - 7/7/95 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO MEDICARE SUPPLEMENT INSURANCE MINIMUM STANDARDS. (Sponsor: Sen. Blevins and Rep. Stone) (Volume 70, Chapter 156, Laws of Delaware).

SB #205 - 7/7/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VOLUNTARY ASSESSMENTS. (Sponsor: Sen. Adams; Sens. Bair, Sharp, Vaughn, Voshell; Reps. Ewing & Spence) (Volume 70, Chapter 157, Laws of Delaware).

SB #214 - 7/7/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATIONS. (Sponsor: Sens. Cook and Vaughn; Reps. Houghton and Oberle) (Volume 70, Chapter 158, Laws of Delaware).

SB #224 - 7/7/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF MENACING. (Sponsor: Sen. Sharp and Rep. Roy; Sens. Bair and Sorenson; Reps. Banning, Brady, Bunting, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Spence, Van Sant, West, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch) (Volume 70, Chapter 159, Laws of Delaware).

SB #226 - 7/7/95 - AN ACT TO AMEND TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF KELLE ALEXIS DOHERTY AND CHRISTOPHER GEORGE SANCHEZ. (Sponsor: Sen. Marshall & Reps. Jonkiert and Spence) (Volume 70, Chapter 160, Laws of Delaware).

SB #227 AAB SA 1 - 7/7/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOLARSHIPS FOR HIGHER EDUCATION. (Sponsor: Sen. Sokola and Rep. Reynolds) (Volume 70, Chapter 161, Laws of Delaware).

SB #230 - 7/7/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE OPENING OF BIDS FOR PUBLIC WORKS CONTRACTS. (Sponsor: Sen. Venables; Rep. Smith) (Volume 70, Chapter 162, Laws of Delaware).

HB #119 - 7/7/95 - AN ACT TO AMEND SECTION 1602 OF TITLE 19 OF THE DELAWARE CODE RELATING TO THE POLICE OFFICERS AND FIREFIGHTERS EMPLOYMENT RELATIONS ACT. (Sponsor: Reps. Oberle and Sen. McBride; Reps. Spence, Di Pinto, Roy, Welch, Banning) (Volume 70, Chapter 163, Laws of Delaware).

HB #245 AAB HA 1 - 7/7/95 - AN ACT TO AMEND CHAPTER 5, TITLE 25, DELAWARE CODE RELATING TO THE RULE AGAINST PERPETUITIES. (Sponsor: Rep. D. Ennis & Sen. Cordrey; Reps. Capano, Di Pinto, Smith, Stone, Wagner; Sen. Adams) (Volume 70, Chapter 164, Laws of Delaware).

HB #264 - 7/7/95 - AN ACT TO AMEND CHAPTER 61, TITLE 12, DELAWARE CODE RELATING TO THE ALLOCATION OF TRUST INCOME AND PRINCIPAL. (Sponsor: Rep. D. Ennis and Sen. Cordrey; Reps. Capano, Di Pinto, Smith Stone, Wagner; Sen. Adams) (Volume 70, Chapter 165, Laws of Delaware).

HB #271 - 7/7/95 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF STATE-OWNED PROPERTY. (Sponsor: Rep. Roy; Reps. Lofink, Smith, Oberle; Sens. Sokola, Voshell, Sorenson) (Volume 70, Chapter 166, Laws of Delaware).

SB #153 - 7/7/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE POWERS OF THE LOTTERY DIRECTOR. (Sponsor: Sen. Sharp and Rep. Oberle) (Volume 70, Chapter 167, Laws of Delaware).

SB #209 - 7/7/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PAROLE. (Sponsor: Sen. Sorenson; Sens. Bair, Amick, Reed, Henry, Blevins, Vaughn, Sokola; Reps. Capano, Ewing, Maier, Roy, DiLiberto) (Volume 70, Chapter 168, Laws of Delaware).

HB #198 AAB SA 1 - 7/7/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SIZE AND WEIGHT OF VEHICLES AND LOADS. (Sponsor: Rep. Roy & Sen. Voshell) (Volume 70, Chapter 169, Laws of Delaware).

SB #77 AAB SA 1 AND HA 1 - 7/7/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS. (Sponsor: Sen. Sokola & Rep. Reynolds; Sens. Blevins, Voshell, Hauge, Reed, Sorenson; Reps. Cloutier, Fallon, Maier, Maroney, Smith, B. Ennis, Gilligan, Schroeder) (Volume 70, Chapter 170, Laws of Delaware).

SB #126 AAB SA 1 AND HA 1 - 7/7/95 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO WATER WELL PERMITS. (Sponsor: Sen. Cook and Rep. Carey; Sens. Vaughn, McBride) (Volume 70, Chapter 171, Laws of Delaware).

SB #164 AAB HA 1 - 7/7/95 - AN ACT TO AMEND TITLE 18 AND TITLE 19 OF THE DELAWARE CODE RELATING TO MAKING SAID TITLES GENDER NEUTRAL. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 172, Laws of Delaware).

SB #189 AAB SA 1, HA 1 AND HA 2 - 7/7/95 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO ARBITRATION OF HOMEOWNERS' INSURANCE

CLAIMS. (Sponsor: Sen. Sokola and Rep. Wagner; Sen. Blevins; Reps. Cloutier, Di Pinto, Ewing, Maroney, Roy, Stone, Spence) (Volume 70, Chapter 174, Laws of Delaware).

SB #220 AAB HA 1 - 7/7/95 - AN ACT TO AMEND CHAPTER 197, VOLUME 54 LAWS OF DELAWARE, THE CHAPTER OF THE CITY OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (Sponsor: Sen. Cordrey and Rep. Schroeder) (Volume 70, Chapter 174, Laws of Delaware).

SB #252 - 7/7/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS. (Sponsor: Sen. Adams, Rep. Spence) (Volume 70, Chapter 175, Laws of Delaware).

HB #38 AAB HA 1, SA 1 - 7/7/95 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND CREATING THE HIV TESTING FOR INSURANCE ACT. (Sponsor: Reps. Davis, Ulbrich, Maier, Wagner, Capano, Ewing, Maroney, Stone, Welch, Lee, Smith, Buckworth, Lofink, Reynolds, Spence, Di Pinto, B. Ennis, Carey, Quillen) (Volume 70, Chapter 176, Laws of Delaware).

HB #268 AAB HA 1 - 7/7/95 - AN ACT TO AMEND CHAPTER 40, TITLE 7 OF THE DELAWARE CODE RELATING TO STORM WATER PLAN APPROVALS FOR WORK ON OR ADJACENT TO A STATE RIGHT-OF-WAY. (Sponsor: Rep. Lofink; Reps. Oberle, Smith; Sens. Voshell, Connor) (Volume 70, Chapter 177, Laws of Delaware).

HB #274 - 7/7/95 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES AND RESTRICTIONS OF THE DISPLAY OF FLAGS. (Sponsor: Rep. Roy) (Volume 70, Chapter 178, Laws of Delaware).

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LEGISLATIVE ADVISORY #27, dated July 12, 1995. The Governor signed the following legislation on the date indicated:

SS #1 TO SB #200 AAB SA 1, SA 5, AND SA 6 - 7/10/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. (Sponsor: Sens. Sokola and Reed; Reps. Di Pinto and Gilligan; Sens. Cordrey, Sharp, Marshall, Blevins, Amick, Bair, Bonini, Connor, Hauge, Henry, Sorenson and Still; Reps. Boulden, Capano, Carey, Caulk, Cloutier, Lofink, Maier, Maroney, Petrilli, Quillen, Roy, Smith, Stone, Ulbrich) (Volume 70, Chapter 179, Laws of Delaware).

HS #1 TO HB #144 AAB HA 1 - 7/10/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHOICE IN PUBLIC EDUCATION. (Sponsor: Rep Ulbrich & Sen. Hauge & Sen. Sokola & Rep. Schroeder; Reps. Cloutier, Capano, Boulden, Di Pinto, Smith, Maier, Ewing, Bunting; Sens. Bair, Bonini, Connor, Henry, Reed, Sorenson, Still) (Volume 70, Chapter 180, Laws of Delaware).

HB #227 AAB HA 1 AND SA 2 - 7/10/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION. (Sponsor: Rep. Ulbrich; Reps. Spence, Petrilli, Boulden, Buckworth, Capano, Carey, Cloutier, Ewing, Lee, Lofink, Maier, Oberle, Reynolds, Roy, Smith, Stone, Welch, Bunting, Houghton; Sen. Blevins) (Volume 70, Chapter 181, Laws of Delaware).

HB #290 - 7/10/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SENTENCES. (Sponsor: Rep. Spence & Sen. Sharp & McBride; Reps. Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Scott, Van Sant, West; Sens. Voshell, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sorenson, Still) (Volume 70, Chapter 182, Laws of Delaware).

SB #68 - 7/10/95 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF HANDICAPPED SERVICES. (Sponsor: Sen. McBride & Rep. Maroney) (Volume 70, Chapter 183, Laws of Delaware).

SB #148 - 7/10/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION SCIENCE VANS. (Sponsor: Sen. Sokola and Rep. Davis; Sens. Hauge, Reed, Blevins, and Voshell; Rep. Reynolds) (Volume 70, Chapter 184, Laws of Delaware).

SB #181 AAB SA 2 - 7/10/95 - AN ACT TO AMEND CHAPTER 3, TITLE 18, DELAWARE CODE, RELATING TO THE OFFICE OF THE INSURANCE COMMISSIONER. (Sponsor: Sen. Blevins and Rep. Ulbrich; Sens. Sokola, Voshell, Bonini, Reed; Reps. Capano, Maier, Houghton, Scott) (Volume 70, Chapter 185, Laws of Delaware).

SB #221 AAB SA 1 - 7/10/95 - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO THE DUTIES AND POWERS OF THE CODE REVISORS. (Sponsor: Sens. Bair & Sharp; Sens. Connor, Reed, Henry, Amick, McBride, Sorenson, Blevins, Cook,

McDowell; Reps. Maroney, Oberle, Fallon, Quillen, Stone, Welch, Smith, Ulbrich, Carey, Capano, Lee, Wagner) (Volume 70, Chapter 187, Laws of Delaware).

SB #239 AAB SA 1 AND 2 - 7/10/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE EMPLOYEES' PENSION PLAN. (Sponsor: Sens. Sharp and Adams; Reps. Spence and DiLiberto) (Volume 70, Chapter 187, Laws of Delaware).

SB #244 AAB SA 1, SA 2 AND SA 3 - 7/10/95 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. (Sponsor: Sen. Vaughn and Rep. Petrilli) (Volume 70, Chapter 188, Laws of Delaware).

SB #248 - 7/10/95 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES. (Sponsor: Sen. Amick & Rep. Boulden) (Volume 70, Chapter 189, Laws of Delaware).

HB #215 - 7/10/95 - AN ACT TO AMEND CHAPTER 32, VOLUME 47, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF FREDERICA", RELATING TO ELIGIBILITY REQUIREMENTS FOR ELECTED OFFICE, VOTER QUALIFICATIONS, ELECTIONS, DUTIES AND TERM OF THE MAYOR, AND JURISDICTION IN THE JUSTICES OF THE PEACE COURT. (Sponsor: Rep. Caulk & Sen. Bonini) (Volume 70, Chapter 190, Laws of Delaware).

HB #256 - 7/10/95 - AN ACT TO AMEND CHAPTER 59, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DEWEY BEACH. (Sponsor: Rep. Schroeder and Sen. Cordrey) (Volume 70, Chapter 191, Laws of Delaware).

HB #277 AAB SA 1 - 7/10/95 - AN ACT TO AMEND CHAPTERS 97 AND 98, TITLE 16, DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES AND PARAMEDIC SERVICES. (Sponsor: Rep. B. Ennis & Sen. Blevins; Reps. Banning, Boulden, Brady, Buckworth, Bunting, Capano, Carey, Cloutier, DiLiberto, Di Pinto, D. Ennis, Fallon, Gilligan, Houghton, Jonkiert, Lofink, Mack, Maier, Oberle, Plant, Quillen, Reynolds, Schroeder, Scott, Smith, Stone, Ulbrich, Van Sant, Wagner, Welch, West; Sens. Bonini, Connor, McBride, McDowell, Reed, Sokola, Still, Vaughn, Voshell) (Volume 70, Chapter 192, Laws of Delaware).

HB #308 - 7/10/95 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF DELMAR. (Sponsor: Rep. Lee & Sen. Venables) (Volume 70, Chapter 193, Laws of Delaware).

HB #310 - 7/10/95 - AN ACT TO AMEND CHAPTER 3, TITLE 18 OF THE DELAWARE INSURANCE CODE, RELATING TO THE REVIEW AND ARBITRATION OF DISPUTES INVOLVING HEALTH INSURANCE COVERAGE. (Sponsor: Rep. Wagner & Sen. Vaughn; Reps. Spence, Capano, Caulk, Davis, Maier, Welch) (Volume 70, Chapter 194, Laws of Delaware).

HB #324 - 7/10/95 - AN ACT TO AMEND TITLE 18 RELATING TO THE REHABILITATION AND LIQUIDATION OF INSURERS. (Sponsor: Rep Capano & Sen. Vaughn) (Volume 70, Chapter 195, Laws of Delaware).

HB #168 - 7/10/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO INVESTIGATIONS BY THE DIVISION OF PROFESSIONAL REGULATION. (Sponsor: Rep. Wagner; Reps. Petrilli, Buckworth, Cloutier, Davis, Lee, Lofink, Maier, Roy, Stone, Ulbrich) (Volume 70, Chapter 196, Laws of Delaware).

HB #315 - 7/10/95 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE STATE TREASURER. (Sponsor: Rep. Davis) (Volume 70, Chapter 197, Laws of Delaware).

SB #210 AAB SA 1 - 7/10/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FAMILY PRESERVATION SERVICES. (Sponsor: Sen. Blevins and Rep. Maroney) (Volume 70, Chapter 198, Laws of Delaware).

HB #249 - 7/10/95 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (Sponsor: Rep. Brady; Reps. Banning, Bunting, Cloutier, DiLiberto, B. Ennis, Gilligan, Houghton, Lee, Maier, Schroeder, Scott, Van Sant, Wagner; Sens. Adams, Amick, Sokola, Still, Vaughn, Voshell) (Volume 70, Chapter 199, Laws of Delaware).

HB #187 AAB HA 1 AND SA 1 AND 2 - 7/10/95 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. (Sponsor: Rep. Bunting; Reps. Banning, Brady, Boulden, Buckworth, Carey, Di Pinto, B. Ennis, Ewing, Fallon, Gilligan, Lee, Maier, Plant, Quillen, Schroeder, Scott, Smith, Stone, Ulbrich, Van Sant, Wagner; Sen. Amick) (Volume 70, Chapter 200, Laws of Delaware).

SB #168 AAB SA 1 - 7/10/95 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION BENEFITS. (Sponsor: Sen. Marshall and Rep. Oberle) (Volume 70, Chapter 201, Laws of Delaware).

HB #294 - 7/10/95 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO TRIP PERMIT REGISTRATIONS AND THE INTERNATIONAL REGISTRATION PLAN. (Sponsor: Rep. Lofink; Reps. Oberle, Smith; Sens. Voshell, Connor) (Volume 70, Chapter 202, Laws of Delaware).

SB #176 AAB SA 2 - 7/10/95 - AN ACT TO AMEND TITLE 24, CHAPTER 17 OF THE DELAWARE CODE RELATING TO THE BOARD OF MEDICAL PRACTICE. (Sponsor: Sen. Blevins and Rep. Maroney; Sens. Marshall, McBride, Sokola, Voshell, Amick; Reps. Capano, Maier, Ulbrich, Banning, Houghton, Jonkiert, Scott) (Volume 70, Chapter 203, Laws of Delaware).

HB #156 - 7/10/95 - AN ACT TO AMEND CHAPTER 18, TITLE 7, DELAWARE CODE, RELATING TO EEL FISHING. (Sponsor: Rep. Carey and Sen. McBride; Reps. Bunting, Schroeder; Sen. Venables) (Volume 70, Chapter 204, Laws of Delaware).

HB #201 AAB HA 1 - 7/10/95 - AN ACT TO AMEND §2321, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKER'S COMPENSATION. (Sponsor: Rep. Oberle & Sen. Marshall) (Volume 70, Chapter 205, Laws of Delaware).

HB #323 - 7/10/95 - AN ACT TO AMEND CHAPTER 189, VOLUME 43 OF THE LAWS OF DELAWARE, AS AMENDED, RELATING TO THE TOWN OF WYOMING. (Sponsor: Rep. Buckworth & Sen. Bonini) (Volume 70, Chapter 206, Laws of Delaware).

SB #245 AAB SA 1 - 7/10/95 - AN ACT TO AMEND CHAPTER 34, VOLUME 58, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BLADES", GRANTING THE TOWN COUNCIL OF THE TOWN OF BLADES THE POWER AND THE AUTHORITY TO ANTICIPATE REVENUE BY BORROWING UPON THE FULL FAITH AND CREDIT OF THE TOWN OF BLADES THE SUM OR SUMS NOT TO EXCEED \$150,000 WHEN IN THE OPINION OF THE MAJORITY OF THE SAID TOWN COUNCIL, THE NEEDS OF THE TOWN OF BLADES DEMAND IT. (Sponsor: Sen. Venables and Rep. Fallon) (Volume 70, Chapter 207, Laws of Delaware).

HB #172 AAB HA 1 - 7/10/95 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO MOPEDS AND TRIPEDS. (Sponsor: Rep. Ewing; Sen. Voshell) (Volume 70, Chapter 208, Laws of Delaware).

HB #87 AAB HA 1 AND SA 1 - 7/11/95 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO ENHANCED PENALTIES FOR OFFENSES OF THEFT COMMITTED AGAINST SENIOR CITIZENS. (Sponsor: Reps. Scott, Banning, Brady, Bunting, Capano, DiLiberto, Di Pinto, B. Ennis, Ewing, George, Gilligan, Houghton, Jonkiert, Plant, Quillen, Schroeder, Ulbrich, Van Sant, West; Sens. Adams, Henry, Sorenson, Vaughn, Voshell) (Volume 70, Chapter 209, Laws of Delaware).

SB #260 - 7/11/95 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 1996; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; DEAUTHORIZING AND REAUTHORIZING OF CERTAIN FUNDS OF THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; APPROPRIATING MONIES FROM THE TWENTY-FIRST CENTURY FUND; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsor: Sen. Venables; Rep. Roy; Sens. Blevins, Cook, Henry, Hauge, McBride, McDowell, Marshall; Reps. Carey, Di Pinto, B. Ennis, Jonkiert, Lofink, Mack, Oberle, Scott) (Volume 70, Chapter 211, Laws of Delaware).

SB #92 AAB SA 1 AND HA 1 - 7/11/95 - AN ACT TO AMEND TITLE 11 DELAWARE CODE RELATING TO CLASSIFICATION OF CRIMES INVOLVING PECUNIARY LOSS. (Sponsor: Sens. Sharp, Vaughn, Bair, and Amick; Reps. Roy, DiLiberto) (Volume 70, Chapter 211, Laws of Delaware).

HB #9 AAB HA 1 AND SA 1 AND SA 2 - 7/11/95 - AN ACT TO AMEND TITLE 10, DELAWARE CODE RELATING TO CIVIL LIABILITY AND EQUINE ACTIVITIES. (Sponsor: Rep. Quillen) (Volume 70, Chapter 212, Laws of Delaware).

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LEGISLATIVE ADVISORY #28, dated July 13, 1995: The Governor signed the following legislation on the date indicated:

HB #171 AAB HA 1 AND SA 1 AND SA 2 - 7/12/95 - AN ACT TO AMEND TITLE 11, DELAWARE CODE, RELATING TO CRIMES AND CRIMINAL PROCEDURE. (Sponsor: Rep. Spence & Sens. Sharp, Sokola; Reps. Boulden, Buckworth, Carey, Cloutier, Davis, Di Pinto, Ewing, Mack, Stone, Wagner, Brady, Bunting, Jonkiert, Plant, Van Sant; Sens. Adams, Vaughn, Voshell, Connor, Hauge, Still) (Volume 70, Chapter 213, Laws of Delaware).

HB #281 AAB HA 1, HA 2, AND SA 1 - 7/12/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE COMPREHENSIVE SCHOOL DISCIPLINE PROGRAM. (Sponsor: Rep. Reynolds & Sen. Sokola; Reps. Petrilli, Quillen, Spence, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West; Sens. McBride, Connor) (Volume 70, Chapter 214, Laws of Delaware).

HB #284 - 7/12/95 - AN ACT TO AMEND TITLE 14 RELATING TO IMPROVING SCHOOL DISCIPLINE. (Sponsor: Reps. Maier and Petrilli and Sokola; Reps. Spence, Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, George, Houghton, Jonkiert, Plant, Schroeder, West, Van Sant) (Volume 70, Chapter 215, Laws of Delaware).

SB #204 - 7/12/95 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO SHELLFISH LICENSES. (Sponsor: Sens. Vaughn & Sharp; Reps. Oberle & Spence; Sens. McBride, Still) (Volume 70, Chapter 216, Laws of Delaware).

HB #319 - 7/12/95 - AN ACT TO AMEND CHAPTERS 9 AND 22, TITLES 5 OF THE DELAWARE CODE RELATING TO BANK AND LICENSED LENDERS' REVOLVING CREDIT. (Sponsor: Rep. Petrilli; Rep. Di Pinto; Sen. Sharp) (Volume 70, Chapter 217, Laws of Delaware).

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LEGISLATIVE ADVISORY #29, dated July 14, 1995. The Governor signed the following legislation on the date indicated:

SB #40 AAB SA 1 - 7/13/95 - AN ACT TO AMEND CHAPTER 91, TITLE 7 OF THE DELAWARE CODE RELATING TO THE DELAWARE HAZARDOUS SUBSTANCE CLEANUP ACT. (Sponsor: Sen. McBride and Rep. Mack; Sens. Voshell, Amick, Bair; Reps. Carey, Bunting, Schroeder, D. Ennis) (Volume 70, Chapter 218, Laws of Delaware).

SB #41 AAB SA 1 AND HA 1 - 7/13/95 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS. (Sponsor: Sen. McBride and Rep. Mack; Rep. D. Ennis) (Volume 70, Chapter 219, Laws of Delaware).

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LEGISLATIVE ADVISORY #30, dated July 19, 1995. The Governor signed the following legislation on the date indicated:

HB #219 AAB HA 1 - 7/14/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO RESTITUTION. (Sponsor: Rep. Banning & Sen. Vaughn; Reps. B. Ennis & Capano) (Volume 70, Chapter 220, Laws of Delaware).

HB #291 AAB HA 1 - 7/14/95 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT PERSONNEL OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. (Sponsor: Rep. Mack) (Volume 70, Chapter 221, Laws of Delaware).

HB #263 - 7/14/95 - AN ACT TO AMEND CHAPTERS 11 AND 51 OF TITLE 16 OF THE DELAWARE CODE, RELATING TO MENTAL HEALTH. (Sponsor: Rep. Maroney & Sen. Blevins; Reps. Davis, DiLiberto) (Volume 70, Chapter 222, Laws of Delaware).

HS #1 FOR HB #83 - 7/14/95 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE. (Sponsor: Rep. Maroney) (Volume 70, Chapter 223, Laws of Delaware).

HB #337 - 7/14/95 - AN ACT TO AMEND CHAPTER 174, VOLUME 23, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF TOWNSEND", RELATING TO REAL ESTATE TRANSFER TAX. (Sponsor: Rep. Banning & Sen. Vaughn) (Volume 70, Chapter 224, Laws of Delaware).

HB #334 - 7/14/95 - AN ACT TO AMEND CHAPTER 64, VOLUME 63, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW IN SUSSEX COUNTY, DELAWARE." (Sponsor: Rep. Bunting & Sen. Cordrey) (Volume 70, Chapter 225, Laws of Delaware).

SB #233 AAB HA 1 - 7/14/85 - AN ACT TO AMEND THE STATUTORY PROVISIONS OF §106(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF LAURIE PATTON AND ALLEN J. LIPSTEIN. (Sponsor: Sen. McDowell) (Volume 70, Chapter 226, Laws of Delaware).

SB #199 AAB HA 1 - 7/14/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE SALE OF TIMBER AND THE DISPOSITION OF THE PROCEEDS. (Sponsor: Sen. Cordrey and Reps. Bunting and West) (Volume 70, Chapter 227, Laws of Delaware).

HB #166 - 7/14/95 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DIVISION OF COMMUNICATIONS AND THE AUTHORITY TO ENTER INTO CONTRACTS AND PROVIDE SERVICES TO COUNTY GOVERNMENT AND LOCAL MUNICIPALITIES. (Sponsor: Rep. Ewing; Sen. Voshell) (Volume 70, Chapter 228, Laws of Delaware).

HB #84 AAB HA 1 - 7/14/95 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sponsor: Rep. Oberle & Sen. Marshall) (Volume 70, Chapter 229, Laws of Delaware).

HB #231 AAB HA 1 - 7/14/95 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (Sponsor: Rep. Smith & Sen. Marshall; Reps. Capano, Di Pinto, D. Ennis, Stone, Wagner, Houghton, Jonkiert, Scott, Brady) (Volume 70, Chapter 230, Laws of Delaware).

HB #141 AAB SA 1 - 7/14/95 - AN ACT TO AMEND CHAPTER 27 OF TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL ATTENDANCE. (Sponsor: Rep. Plant) (Volume 70, Chapter 231, Laws of Delaware).

SB #231 AAB SA 1 - 7/14/95 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUSTICE OF THE PEACE CONSTABLES AND PROCEDURE IN JUSTICE OF THE PEACE COURTS. (Sponsor: Sen. Sharp; Rep. Roy) (Volume 70, Chapter 232, Laws of Delaware).

HB #19 AAB HA 6, HA 8, SA 1 AND SA 2 - 7/14/95 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES; AND PROVIDING FOR PROHIBITIONS AGAINST TICKET SCALPING. (Sponsor: Rep. Oberle; Sen. McBride, Reed) (Volume 70, Chapter 233, Laws of Delaware).

HB #298 AAB SA 1 - 7/14/95 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO RISK-BASED CAPITAL STANDARDS FOR LIFE AND HEALTH AND PROPERTY AND CASUALTY INSURERS. (Sponsor: Rep. Welch & Sen. Vaughn) (Volume 70, Chapter 234, Laws of Delaware).

HB #247 - 7/14/95 - AN ACT TO AMEND CHAPTER 47, TITLE 16 OF THE DELAWARE CODE RELATING TO TRAFFICKING IN PHENCYCLIDINE. (Sponsor: Rep. Welch; Reps. Spence, Petrilli, Quillen, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, George, Gilligan, Banning, Brady, Bunting, DiLiberto, B. Ennis, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West) (Volume 70, Chapter 235, Laws of Delaware).

HB #154 AAB HA 1, HA 2 AND SA 1 - 7/14/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVERS LICENSES. (Sponsor: Rep. Oberle; Rep. Banning; Sen. Vaughn) (Volume 70, Chapter 236, Laws of Delaware).

SB #218 - 7/14/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO BRAILLE LITERACY. (Sponsor: Sen. Henry; Sen. Marshall; Reps. George, Maroney) (Volume 70, Chapter 237, Laws of Delaware).

LEGISLATIVE ADVISORY #31, dated July 19, 1995. The Governor signed the following legislation on the date indicated:

HB #179 AAB HA 1, HA 8, HA, 10 AND SA 2 - 7/17/95 - AN ACT TO AMEND CHAPTER 17, TITLE 24, AND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO NOTICE OF ABORTIONS PERFORMED ON MINORS. (Sponsor: Reps. Buckworth & Caulk & Jonkiert & Sen. Bonini; Reps. Spence, Carey, Davis, Di Pinto, D. Ennis, Ewing, Lofink, Maier, Welch, Brady, Bunting; Sens. Marshall, Connor, Still) (Volume 70, Chapter 238, Laws of Delaware).

SB #99 AAB HA 1 - 7/17/95 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE TO EXTEND THE EXISTING REGISTRATION REQUIREMENT FOR EXTREMELY HAZARDOUS SUBSTANCES FROM ONE TO THREE YEARS. (Sponsor: Sen. McBride and Rep. Mack) (Volume 70, Chapter 239, Laws of Delaware).

SB #106 - 7/17/95 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE TEMPORARY STORAGE OF HAZARDOUS WASTES. (Sponsor: Sen. McBride and Rep. Mack) (Volume 70, Chapter 240, Laws of Delaware).

HB #130 AAB HA 1 AND HA 2 - 7/17/95 - AN ACT TO AMEND CHAPTER 60 AND CHAPTER 74, TITLE 7 OF THE DELAWARE CODE RELATING TO STAGE 1 VAPOR RECOVERY PERMITS. (Sponsor: Rep. Carey & Sen. Venables; Reps. Caulk, Mack, Bunting, Schroeder) (Volume 70, Chapter 241, Laws of Delaware).

HB #107 AAB HA 1 - 7/17/95 - AN ACT TO AMEND TITLE 19 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PRIVATE EMPLOYMENT AGENCIES. (Sponsor: Rep. Smith and Sen. Sokola) (Volume 70, Chapter 242, Laws of Delaware).

HB #125 - 7/17/95 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO ELIMINATE THE REQUIREMENTS FOR APPROVAL BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL PRIOR TO DISPOSAL OF INDUSTRIAL SOLID WASTE AT DELAWARE SOLID WASTE AUTHORITY FACILITIES. (Sponsor: Reps. Di Pinto & Bunting & Sen. McBride) (Volume 70, Chapter 243, Laws of Delaware).

HB #288 AAB HA 1 - 7/17/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CORRECTIONS; AND PROVIDING FOR A BOOT CAMP INTENSIVE INCARCERATION ACT. (Sponsor: Reps. Lee & Banning & Sens. Voshell & Bonini; Reps. Spence, Petrilli, Quillen Boulden, Buckworth, Capano, Carey, Caulk, Davis, D. Ennis, Ewing, Fallon, Lofink, Mack, Oberle, Reynolds, Roy, Smith, Ulbrich, Wagner, Welch, Maier, Stone, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West; Sens. Blevins, Marshall, Sharp, Venables, Voshell, Sokola, Amick, Bair, Connor, Hauge, Reed, Still) (Volume 70, Chapter 244, Laws of Delaware).

SB #255 - 7/17/95 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. (Sponsor: Sens. Marshall, Vaughn; Rep. Quillen) (Volume 70, Chapter 245, Laws of Delaware).

SB #254 - 7/17/95 - AN ACT TO AMEND CHAPTER 41, TITLE 7, DELAWARE CODE RELATING TO DRAINAGE OF LANDS; TAX DITCHES. (Sponsor: Sen. Vaughn, Rep. Carey) (Volume 70, Chapter 246, Laws of Delaware).

HB #244 AAB HA 2 - 7/17/95 - AN ACT TO AMEND SECTION 2118, TITLE 21 OF THE DELAWARE CODE, RELATING TO REGISTRATION OF VEHICLES AND UNINSURED MOTORISTS. (Sponsor: Reps. Oberle, Spence & Jonkiert; Reps. Boulden, Buckworth, Cloutier, Davis, Lee, Lofink, Mack, Reynolds, Roy, Smith, Stone, Wagner, Welch, Banning, Brady, DiLiberto, Gilligan, Houghton, Plant, Scott, Van Sant, West; Sen. Sharp) (Volume 70, Chapter 247, Laws of Delaware).

The following legislation became law without the Governor's signature on the date indicated:

HB #140 - 7/18/95 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (Sponsor: Rep. Roy & Sen. Sokola; Reps. Spence, Cloutier, Di Pinto, Lofink, & Wagner; Sens. Vaughn & Amick) (Volume 70, Chapter 248, Laws of Delaware).

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

HB #226 - 7/14/95 - AN ACT TO AMEND TITLE 42 OF TITLE 11 RELATING TO HABITUAL CRIMINALS. (Sponsor: Rep. Welch, Oberle, Vaughn, Buckworth, Carey, Di Pinto, Ewing, Lofink, Maier, Reynolds, Smith, Wagner, West; Sens. Cook, Voshell, Reed; Reps. Spence, Boulden, Capano, Caulk, D. Ennis, Lee, Mack, Oberle, Roy, Stone, Banning; Sens. Adams, Sokola, Bair, Still).

HB #218 - 7/17/95 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. (Sponsor: Rep. Plant).

HB #331 - 7/17/95 - AN ACT TO AMEND CHAPTER 9 OF TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FOOD FISHING LICENSES. (Sponsor: Rep. Carey).

HB #243 - 7/17/95 - AN ACT TO AMEND CHAPTER 81, TITLE 10 OF THE DELAWARE CODE RELATING TO PERSONAL ACTIONS AND ABOLISHING THE ECONOMIC LOSS DOCTRINE. (Sponsor: Rep. Petrilli).

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LEGISLATIVE ADVISORY #32, dated July 20, 1995. The Governor signed the following legislation on the date indicated:

HB #302 - 7/19/95 - AN ACT TO AMEND VOLUME 69, CHAPTER 291 OF THE LAWS OF DELAWARE RELATING TO APPROPRIATIONS AND TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS IN EDUCATION. (Sponsor: Rep. Spence & Sen. Sharp; Reps. Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, D. Ennis, Ewing, Lofink, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner, Welch, Banning, Brady, DiLiberto, B. Ennis, George, Gilligan, Jonkiert, Van Sant, West; Sens. McBride, Vaughn, Amick, Bair, Bonini, Connor, Hauge, Henry, Reed, Sokola, Sorenson, Still) (Volume 70, Chapter 249, Laws of Delaware).

SB #128 AAB SA 1 AND HA 2 - 7/19/95 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE UNFAIR INSURANCE PRACTICE OF DISCRIMINATION BY INSURANCE COMPANIES BASED ON AN INDIVIDUAL'S STATUS AS A VICTIM OF DOMESTIC VIOLENCE. (Sponsor: Sens. Blevins & Sorenson & Rep. Capano; Sens. Marshall, McBride, McDowell, Sokola, Voshell, Amick, Bair, Henry, Hauge, Reed; Reps. Ewing, DiLiberto, George, Gilligan, Van Sant, Scott, Plant, Houghton, B. Ennis, Brady, Davis, Di Pinto, Lofink, Maier, Stone, Smith, Spence & Wagner) (Volume 70, Chapter 250, Laws of Delaware).

SS #1 FOR SB #34 AAB SA 1 AND SA 2 - 7/19/95 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE EXERCISE OF FIRST AMENDMENT RIGHTS BY PUBLIC SCHOOL STUDENTS. (Sponsor: Sen. Venables; Sens. Adams, Bair, Connor, Cordrey, Henry, Marshall, Sharp, Sokola, Still & Vaughn; Reps. Spence, Maroney, Ewing, & Jonkiert) (Volume 70, Chapter 251, Laws of Delaware).

HB #1 FOR HB #210 - 7/19/95 - AN ACT TO AMEND CHAPTER 1, TITLE 25, DELAWARE CODE RELATING TO THE ENFORCEABILITY OF CERTAIN LEASES AND DOCUMENTS PERTAINING TO LANDS AND TENEMENTS. (Sponsor: Rep. Buckworth & Sen. Vaughn) (Volume 70, Chapter 252, Laws of Delaware).

HB #1 FOR HB #211 - 7/19/95 - AN ACT TO AMEND CHAPTER 21, TITLE 25 DELAWARE CODE RELATING TO PERFECTION OF SECURITY INTERESTS IN THE LESSOR'S INTEREST IN LEASES OR RENTS ARISING FROM REAL PROPERTY. (Sponsor: Rep. Buckworth & Sen. Vaughn) (Volume 70, Chapter 253, Laws of Delaware).

HB #212 AAB HA 1 - 7/19/95 - AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE, RELATING TO MORTGAGES. (Sponsor: Rep. Roy & Sen. Vaughn) (Volume 70, Chapter 254, Laws of Delaware).

HB #270 AAB SA 1 - 7/19/95 - AN ACT TO AMEND CHAPTERS 30, 48 AND 68, TITLE 9, DELAWARE CODE, PROVIDING FOR RULES AND REGULATIONS GOVERNING PLAN APPROVAL AND MAINTENANCE OF PUBLIC STREETS IN SUBDIVISIONS. (Sponsor: Rep. Lofink; Reps. Oberle, Smith; Sens. Voshell, Connor) (Volume 70, Chapter 255, Laws of Delaware).

HB #317 AAB HA 1 AND HA 3 AAB HA 1 TO HA 3 - 7/19/95 - AN ACT TO AMEND CHAPTER 3, TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE. (Sponsor: Rep. Maroney & Sen. Blevins; Reps. Di Pinto, Van Sant; Sens. Sorenson & McDowell) (Volume 70, Chapter 256, Laws of Delaware).

HB #112 AAB HA 1 - 7/19/95 - AN ACT TO AMEND CHAPTER 1, TITLE 17, DELAWARE CODE RELATING TO SALE OF REAL PROPERTY. (Sponsor: Rep. Smith & Sen. Voshell; Sen. Bair) (Volume 70, Chapter 257, Laws of Delaware).

HB #122 - 7/19/95 - AN ACT TO AMEND TITLE 21, CHAPTER 42 OF THE DELAWARE CODE RELATING TO ACCIDENTS INVOLVING MOTOR VEHICLES AND REPORTING LIMITS. (Sponsor: Rep. Ewing; Sen. Voshell) (Volume 70, Chapter 258, Laws of Delaware).

HB #185 - 7/19/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VEHICLE SIZE AND WEIGHT LIMITATIONS AND RESTRICTIONS. (Sponsor: Rep. Ewing; Sen. Voshell) (Volume 70, Chapter 259, Laws of Delaware).

HB #278 AAB HA 1 - 7/19/95 - AN ACT TO AMEND SUBPART D, SUBCHAPTER III, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES. (Sponsor: Rep. Spence and Sen. Vaughn) (Volume 70, Chapter 260, Laws of Delaware).

HB #305 - 7/19/95 - AN ACT TO AMEND CHAPTER 9 OF TITLE 10 RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES. (Sponsor: Rep. Smith & Sen. Sharp) (Volume 70, Chapter 261, Laws of Delaware).

HB #306 - 7/19/95 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE PROSECUTION IN SUPERIOR COURT OF CERTAIN SERIOUS

CRIMES COMMITTED BY JUVENILES. (Sponsor: Rep. Smith & Sen. Sharp) (Volume 70, Chapter 262, Laws of Delaware).

HB #307 - 7/19/95 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES COMMITTED BY JUVENILES. (Sponsor: Rep. Smith & Sen. Sharp) (Volume 70, Chapter 263, Laws of Delaware).

SB #33 AAB SA 1 AND HA 1 - 7/19/95 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATION. (Sponsor: Sens. Blevins and Voshell, and Reps. Ewing, and Capano) (Volume 70, Chapter 264, Laws of Delaware).

SB #89 AAB SA 1 - 7/19/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO BICYCLING. (Sponsor: Sen. Bonini, Sens. Connor, Amick, Hauge, Blevins, Cook, Sokola, Vaughn, Venables, Voshell; Reps. Wagner, D. Ennis, Di Pinto, Boulden, Smith, Buckworth, Reynolds, Lofink, Carey) (Volume 70, Chapter 265, Laws of Delaware).

SB #225 AAB HA 1 - 7/19/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABOUSE OR NEGLECT. (Sponsor: Sen. Sharp and Rep. Roy; Sens. Blevins, Cook, McBride, Sokola, Vaughn, Bair, Connor, Hauge, and Sorenson; Reps. Spence, Oberle, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West, Davis, Caulk, Buckworth, Maier, Ulbrich, Reynolds, Maroney, Di Pinto, Lee, Wagner, Lofink, Carey, Boulden, Stone, Cloutier, Petrilli, Fallon, Mack, Welch, D. Ennis, Quillen, Ewing, Capano, Smith, George) (Volume 70, Chapter 266, Laws of Delaware).

SB #251 AAB SA 1, SA 2 AND HA 1 - 7/19/95 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC SWIMMING AND BATHING PLACES. (Sponsor: Sen. Cordrey) (Volume 70, Chapter 267, Laws of Delaware).

HB #239 AAB HA 2 - 7/19/95 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO BOATING SAFETY. (Sponsor: Rep. Schroeder; Reps. Bunting, Carey, Caulk, Mack; Sens. Amick, Bair, Voshell) (Volume 70, Chapter 268, Laws of Delaware).

HB #312 AAB HA 1 - 7/19/95 - AN ACT TO AMEND CHAPTER 4, TITLE 17, DELAWARE CODE, RELATING TO THE POWER OF THE DEPARTMENT OF TRANSPORTATION OR ITS AGENTS TO IMPOSE TOLLS. (Sponsor: Reps. Banning & B. Ennis; Sens. Vaughn & Voshell) (Volume 70, Chapter 269, Laws of Delaware).

HJR #13 AAB SA 1 - 7/19/95 - URGING THE GOVERNOR OF THE STATE OF DELAWARE AND THE SECRETARY OF AGRICULTURE, FORESTRY SERVICE TO SERIOUSLY CONSIDER THE PURCHASE OF THE GREAT CYPRESS SWAMP, LOCATED IN SUSSEX COUNTY AND OWNED BY DELAWARE WILDLANDS, INC. (Sponsor: Rep. West & Sen. Cordrey; Reps. Banning, Lee, B. Ennis, Quillen, Spence, Davis, Fallon, Buckworth, DiLiberto, Reynolds, Smith, Mack, Wagner, Lofink, George, Petrilli, Di Pinto, Houghton, Plant, Oberle, Caulk, Carey, Jonkiert, Brady, Van Sant, Bunting, Gilligan; Sens. Adams Amick, Cook, Still, Sorenson, Vaughn, Venables, Voshell).

SB #116 AAB SA 1, SA 2 AND HA 1 - 7/19/95 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COUNTY, STATE, AND LOCAL PLANNING EFFORTS. (Sponsor: Sen. Sokola and Rep. Lofink; Sens. Amick, Blevins, McBride, Sorenson; Reps. Cloutier, Davis, George, Gilligan, Mack, Oberle, Petrilli, Roy, and Schroeder) (Volume 70, Chapter 270, Laws of Delaware).

HB #95 AAB HA 1 - 7/19/95 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE CLASSIFICATIONS. (Sponsor: Rep. Wagner & Sen. Cordrey; Reps. Buckworth, Banning, Carey, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Maier, Quillen, Reynolds, Stone, Ulbrich, B. Ennis, Jonkiert, Plant, Schroeder, Scott, West; Sens. Adams, Vaughn, Venables, Henry, Still) (Volume 70, Chapter 271, Laws of Delaware).

HB #96 - 7/19/95 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, TO ALLOW VACANT POSITIONS IN PAYGRADE 4 TO BE FILLED BY AGENCY RECRUITMENT EFFORTS. (Sponsor: Rep. Wagner & Sen. Cordrey; Reps. Spence, Buckworth, Boulden, Capano, Carey, Caulk, Cloutier, Di Pinto, D. Ennis, Ewing, Fallon, Maier, Maroney, Petrilli, Quillen, Reynolds, Stone, Ulbrich, Banning, B. Ennis, Houghton, Jonkiert, Lee, Plant, Scott, West) (Volume 70, Chapter 272, Laws of Delaware).

SJR #10 - 7/19/95 - REQUESTING THE JOINT FINANCE COMMITTEE TO FUND THE ESTABLISHMENT OF ADHD AND ADD PARENT FOCUS GROUPS IN EACH SCHOOL DISTRICT, DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO INCLUDE TEACHER TRAINING IN ADHD AND ADD IN ITS PROPOSED 1997 BUDGET, AND TO FUND THE IMPLEMENTATION OF ACCOMMODATION PLANS FOR EACH SCHOOL DISTRICT AS SOON AS THEY ARE ADOPTED. (Sponsor: Sens. Connor & Sokola; Sens. Blevins, Sorenson, Reed; Reps. Spence, Reynolds, Mack, Lofink).

SB #266 - 7/19/95 - AN ACT TO MAKE A SUPPLEMENTAL APPROPRIATION TO THE STATE TREASURER FOR THE FISCAL YEAR ENDING JUNE 30, 1996 TO DEFEASE AND/OR DEAUTHORIZE GENERAL OBLIGATION BONDS AT THE DIRECTION OF THE SECRETARY OF FINANCE. (Sponsor: Sens. Cordrey and Sharp; Sens. Adams, Blevins, Bonini, Cook, Marshall, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Connor, Hauge, Henry, Reed, Sorenson & Still; Reps. Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Spence, Van Sant, West, Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Stone, Ulbrich, Wagner & Welch) (Volume 70, Chapter 273, Laws of Delaware).

HB #327 - 7/19/95 - AN ACT TO AMEND TITLES 15, 17, AND 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF INFORMATION SERVICES. (Sponsor: Reps. Petrilli, Roy, Davis; Sens. Cook, Blevins, Voshell, Amick, Bair) (Volume 70, Chapter 274, Laws of Delaware).

SB #187 AAB HA 1 AAB HA 1 TO HA 1 - 7/19/95 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE UPDATING THE WILDLIFE LAWS OF THIS STATE AND ESTABLISHING A FINE SCHEDULE. (Sponsor: Sen. McBride and Rep. Carey) (Volume 70, Chapter 275, Laws of Delaware).

SS #1 FOR SB #9 AAB HA 1 - 7/19/95 - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE RELATING TO SPECIAL ANIMAL WELFARE LICENSE PLATES. (Sponsor: Sen. McBride and Rep. Oberle) (Volume 70, Chapter 276, Laws of Delaware).

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The following legislation is a constitutional amendment and does not require the signature of the Governor:

SB #75 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO §2, ARTICLE X OF THE DELAWARE CONSTITUTION RELATING TO ELIMINATING THE UNCONSTITUTIONAL REQUIREMENT OF RACIALLY SEGREGATED SCHOOLS. (Sponsor: Sens. Henry, Sokola, & Marshall; Sens. Bair, Still, Reed, Hauge, Sorenson, Bonini, Blevins, McDowell; Reps. Plant, Scott, Maroney) (Volume 70, Chapter 277, Laws of Delaware).

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LEGISLATIVE ADVISORY #33, dated July 26, 1995. The Governor signed the following legislation on the date indicated:

SB #268 AAB SA 1 - 7/25/95 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE; FEMALE DOGS AT LARGE, IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS. (Sponsor: Sen. Marshall and Rep. Ewing; Sens. Cordrey, McDowell, Henry, Reed, Still; Reps. Jonkiert, Plant, Scott) (Volume 70, Chapter 278, Laws of Delaware).

SB #146 AAB SA 1, SA 3 AND HA 1 - 7/25/95 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SAFE SCHOOL ZONES. (Sponsor: Sen. Bair & Rep. Maroney; Sens. Sorenson, Sharp, Blevins; Reps. Capano, Brady) (Volume 70, Chapter 279, Laws of Delaware).

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LEGISLATIVE ADVISORY #34, dated July 28, 1995. The Governor signed the following legislation on the date indicated:

HB #177 AAB HA 1, HA 2, HA 3 AND SA 1 - 7/26/95 - AN ACT TO AMEND TITLE 2, DELAWARE CODE, BY ADDING THERETO A NEW CHAPTER AUTHORIZING A PUBLIC-PRIVATE INITIATIVES PROGRAM IN TRANSPORTATION AND ESTABLISHING A REVOLVING LOAN FUND TO FINANCE SUCH PROGRAM. (Sponsor: Reps. Roy, Lofink, Schroeder, Sens. Venables, Voshell, Cook, Amick) (Volume 70, Chapter 280, Laws of Delaware).

SB #101 AAB HA 1 - 7/26/95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES. (Sponsor: Sen. Bair & Rep. Carey & Sen. McBride; Reps. D. Ennis, Caulk Brady, Schroeder, Sen. Still) (Volume 70, Chapter 281, Laws of Delaware).

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LEGISLATIVE ADVISORY #35, dated July 31, 1995. The Governor signed the following legislation on the date indicated:

SB #120 - 7/27/95 - AN ACT TO AMEND TITLE 3, OF THE DELAWARE CODE RELATING TO DEALERS IN AGRICULTURAL PRODUCTS. (Sponsor: Sen. Adams and Rep. Caulk; Sens. Venables, Vaughn, Cook, Still and Bonini; Reps. Carey, Mack, Bunting and Schroeder) (Volume 70, Chapter 282, Laws of Delaware).

SB #121 - 7/27/95 - AN ACT TO AMEND TITLE 3, OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF AGRICULTURE. (Sponsor: Sen. Adams and Rep. Caulk; Sens. Venables, Vaughn, Cook, Still, and Bonini; Reps. Carey, Mack, Bunting and Schroeder) (Volume 70, Chapter 283, Laws of Delaware).

SB #135 - 7/27/95 - AN ACT TO AMEND TITLE 6, OF THE DELAWARE CODE RELATING TO WEIGHTS AND MEASURES. (Sponsor: Sen. Adams and Rep. Caulk; Sens. Venables, Vaughn, Cook, Still and Bonini; Reps. Carey, Mack, Bunting and Schroeder) (Volume 70, Chapter 284, Laws of Delaware).

SB #143 AAB SA 1 - 7/27/95 - AND ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NOXIOUS WEEDS. (Sponsor: Sen. Adams and Rep. Caulk; Sens. Venables, Vaughn, Cook Still and Bonini; Reps. Carey, Mack, Bunting and Schroeder) (Volume 70, Chapter 284, Laws of Delaware).

HB #188 AAB SA 1 AND HA 1 - 7/27/95 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO THE VALUATION OF LAND DEVOTED TO AGRICULTURAL, HORTICULTURAL OR FOREST USE. (Sponsor: Rep. Caulk & Sen. Adams; Reps. Carey, Mack, Bunting, Schroeder; Sens. Cook, Vaughn, Venables, Bonini, Still) (Volume 70, Chapter 286, Laws of Delaware).

HB #301 - 7/27/95 - AN ACT TO AMEND CHAPTER 83, TITLE 9, DELAWARE CODE RELATING TO PENALTIES FOR FAILING TO REPORT DISQUALIFICATION OF LAND FOR VALUATION, ASSESSMENT AND TAXATION AS AGRICULTURAL, HORTICULTURAL AND FOREST LANDS. (Sponsor: Rep. Caulk) (Volume 70, Chapter 287, Laws of Delaware).

SB #124 AAB SA 1, SA 2, HA 1 AND HA 2 - 7/27/95 - AN ACT TO AMEND TITLES 10, 12, 13, AND 19 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT ORDERS. (Sponsor: Sen. Blevins and Rep. Maroney; Sens. Voshell, Marshall, Sokola, Sharp, McBride, Bair, Connor, Sorenson, Bonini, Still, Reed, Amick, Henry; Reps. Spence, Quillen, Buckworth, Bunting, Banning, Carey, Roy, Maier, Schroeder, Plant) (Volume 70, Chapter 288, Laws of Delaware).

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LEGISLATIVE ADVISORY #36, dated September 7, 1995. The Governor signed the following legislation on the date indicated:

HB #373 - 9/7/95 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ROSE ARLINE SCHIAVELLI AND JOHN FREDERICK FULMER. (Sponsor: Rep. Spence & Sen. Sharp) (Volume 70, Chapter 289, Laws of Delaware).

HB #384 - 9/7/95 - AN ACT TO AMEND VOLUME 70, CHAPTER 210, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 BOND AND CAPITAL IMPROVEMENT ACT; AND AMEND CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsor: Rep. Roy & Sen. Venables; Reps. Carey, Lofink, Mack, Oberle, Schroeder, Scott; Sens. Blevins, Cook, Hauge, Henry, McBride) (Volume 70, Chapter 290, Laws of Delaware).

HB #385 - 9/7/95 - AN ACT TO AMEND VOLUME 70, CHAPTER 119, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 GRANT-IN-AID ACT. (Sponsor: Rep. Davis and Sen. Cook) (Volume 70, Chapter 291, Laws of Delaware).

HB #388 - 9/7/95 - AN ACT TO WAIVE CERTAIN STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF PAMELA HASTINGS AND MICHAEL F. MCCALL. (Sponsor: Rep. Capano, Di Pinto & Sen. Blevins) (Volume 70, Chapter 292, Laws of Delaware).

HB #389 - 9/7/95 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE GOVERNMENT OF KENT COUNTY. (Sponsor: Rep. Stone, Sen. Vaughn) (Volume 70, Chapter 293, Laws of Delaware).

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LEGISLATIVE ADVISORY #37, dated January 11, 1996. The Governor signed the following legislation on the date indicated:

SB #274 AAB SA 1 - 1/10/96 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. (Sponsor: Sens. Marshall, Sharp; Rep. Spence; Sens.

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At 3:38 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 2nd Legislative Day.

2ND LEGISLATIVE DAY JANUARY 11, 1996

The Senate convened at 3:38 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 20. **ABSENT:** 1 - Senator Amick.

The journal of the previous day was approved as read on motion of Senator Cordrey. No objections.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION January 11, 1996

The following legislation was introduced and assigned to committee on January 10, 1996:

SB 273 - AN ACT TO AMEND 29 OF THE DELAWARE CODE RELATING TO GIFTS.
Sponsor: Senator Bair, Senator Amick; Representative DiPinto, Reynolds, Smith, Cloutier. To: **Executive**.

The following legislation was introduced and assigned:

SA 2 to SB 36 - Sponsor: Senator Sokola. Placed with the bill.

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SB 272 was lifted from the table and brought before the Senate for consideration under suspension of the necessary rules, on motion of Senator Sharp.

SB 272 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (2/3 vote)

A roll call was taken and revealed 19 Senators voting YES, 2 (Amick, Connor) ABSENT; therefore, **SB 272** was declared passed the Senate and sent to the House for consideration.

SB 270 was lifted from the table and brought before the Senate for consideration under suspension of the necessary rules, on motion of Senator Cordrey.

SB 270 - AN ACT RELATING TO EXEMPTING THE STATUTORY PROVISIONS OF SUB SECTION 106(A). TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JANICE WORKMAN DONOVAN AND PETER VINCENT GIGLIO.

A roll call was taken revealed 19 Senators voting YES, 2 (Amick, Connor) ABSENT; therefore, **SB 270** was declared passed the Senate and sent to the House for consideration.

On motion of Senator Sharp, the Senate recessed at 3:50 p.m. for Party Caucus.

At 4:55 p.m. the Senate reconvened with Lt. Governor Minner presiding.

SB 271 was lifted from the table and brought before the Senate for consideration under suspension of the necessary rules, on motion of Senator Cordrey.

SB 271 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Amick and Connor) ABSENT; therefore, **SB 271** was declared passed the Senate and sent to the House for consideration.

SR 17 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

SR 17 - CONGRATULATING WILMINGTON MAYOR JAMES H. SILLS, JR., WILMINGTON CITY COUNCIL, PUBLISHER CURTIS RIDDLE AND THE NEWS-

JOURNAL PAPERS, EXECUTIVE DIRECTOR CECELIA FITZGIBBON AND ALL OF THOSE RESPONSIBLE FOR THE SUCCESS OF FIRST NIGHT WILMINGTON 1996.
Sponsor: Senator Marshall; Sens. Henry & McDowell.

A roll call was taken and revealed 19 Senators voting YES, 2 (Amick, Connor) ABSENT; therefore, **SR 17** was declared adopted.

At 5:02 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. January 16, 1996.

The Senate reconvened January 16, 1996 at 2:39 p.m., with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **SB 191; SB 270; SB 28 w/HA 1; SCR 38; HB 309 w/HA 2; HCR 32.**

A communication from the Chief Clerk was read requesting that Representative Ewing be added as a co-sponsor to **SB 28.**

The following committee reports were announced:

From Community/County Affairs: **SB 259** - 5 Merits; **SB 265** - 5 Merits.

Senator Connor was marked present.

At 2:42 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 3rd Legislative Day.

3RD LEGISLATIVE DAY JANUARY 16, 1996

The Senate convened at 2:42 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Henry.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION January 16, 1996

The following legislation was introduced and assigned to committee on January 16, 1996:

SB 273 - AN ACT TO AMEND 29 OF THE DELAWARE CODE RELATING TO GIFTS.

Sponsor: Senator Bair, Senator Amick; Representative Di Pinto, Reynolds, Smith, Cloutier.

Reassigned from Executive to Ethics.

HB 309 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE FAMILY COURT AND RESTITUTION. Sponsor: Rep. Wagner, Reps. Quillen, Capano, Cloutier, Davis, Di Pinto, Lee, Maier, Smith, Stone. To: **Judiciary.**

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HCR 32 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HCR 32 - PROVIDING THAT A JOINT SESSION OF THE SENATE AND HOUSE BE CONVENED FOR THE PURPOSE OF RECEIVING THE ANNUAL STATE OF THE STATE ADDRESS BY THE HONORABLE THOMAS R. CARPER, GOVERNOR OF THE STATE OF DELAWARE. Sponsor: Reps. Petrilli, Spence and Quillen.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HCR 32** was declared adopted by the Senate and returned to the House.

Senators McBride and Still marked present during the above roll call.

Senator Cordrey requested the privilege of the floor for Robert Jacobs, Director of "Slam Dunk to the Beach Basketball Tournament". Mr. Jacobs presented a trophy on behalf of the Senate. Senator Cordrey accepted the trophy.

Several Senators commented.

The witness was excused.

SB 259 was brought before the Senate for consideration on motion of Senator McDowell.

SB 259 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COMPENSATION OF THE NEW CASTLE COUNTY EXECUTIVE.

Several Senators commented.

Senator McDowell requested the privilege of the floor for David Swayze, representing the New Castle County Pay Commission. Senators Connor and McBride questioned the witness, after which the witness was excused.

Senator McDowell commented. A roll call vote was taken and revealed 15 Senators voting YES, 4 (Bonini, McBride, Reed, Still) NO, 2 (Bair, Sorenson) ABSENT; therefore, **SB 259** was declared passed the Senate and sent to the House for consideration.

SJR 15 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Voshell.

SJR 15 - HONORING THE LEWES FIRE DEPARTMENT, INC., UPON THE OCCASION OF THE 200TH ANNIVERSARY OF ITS ESTABLISHMENT IN 1796. Sponsor: Senator Voshell, Sen. Cordrey; Rep. Schroeder.

A roll call was taken and revealed 20 Senator voting YES, 1 (Sorenson) ABSENT; therefore, **SJR 15** was declared passed the Senate and sent to the House for consideration.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:16 p.m.

At 4:48 p.m. the Senate reconvened with Lt. Governor presiding.

SB 28 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SB 28 w/HA 1 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO HOUSE ARREST FOR ADJUDICATED JUVENILES.

Senator McBride moved to table **SB 28 w/HA 1**. No objections.

At 4:52 p.m. on motion of Senator Sharp, the Senate recessed until January 17, 1996 at 4:00 p.m.

The Senate reconvened at 5:16 p.m. January 17, 1996 with Senator Cordrey presiding.

The Secretary announced a message from the House informing the Senate that it had passed

HB 295 w/HA 1; HCR 33.

The following committee reports were announced:

From Education: **HCR 29** - 3 Favorable.

From Labor: **HB 328** - 4 Merits.

A messenger from the Governor was announced and admitted.

At 5: 18 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 4th Legislative Day.

4TH LEGISLATIVE DAY JANUARY 17, 1996

The Senate convened at 5:18 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Venables.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

Lt. Governor Minner presiding at 5:19 p.m.

HCR 33 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HCR 33 - PROVIDING THAT A JOINT SESSION OF THE SENATE AND HOUSE BE CONVENED FOR THE PURPOSE OF RECEIVING THE ANNUAL STATE OF THE STATE ADDRESS BY THE HONORABLE THOMAS R. CARPER, GOVERNOR OF THE STATE OF DELAWARE. Sponsor: Reps. Petrilli, Spence and Quillen.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HCR 33** was declared adopted by the Senate and returned to the House.

The journal of the previous day was approved as read on motion of Senator Cordrey. No objections.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION January 17, 1996

The following legislation was introduced and assigned to committee on January 17, 1996:

SB 275 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE REPORTING OF INFORMATION ABOUT PUBLIC EDUCATION. Sponsor: Senator Sokola & Representative Reynolds & Senator Cook & Representative Davis & Senator Connor & Representative Schroeder; Rep. Maier; Sens. Sharp, Blevins, Henry, Voshell, Bair, Bonini, Hauge, Reed, Sorenson, Still; Reps. Cloutier, Lee, Wagner, Di Pinto, Ulbrich, Capano, Ewing, Buckworth, Carey, Mack. To: **Education**.

SB 276 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL CALENDARS. Sponsor: Senator Sokola & Representative Reynolds & Senator Cook & Representative Davis & Senator Connor & Representative Schroeder; Rep. Maier; Sens. Blevins, Voshell, Bair, Bonini, Hauge, Reed, Sorenson, Still; Reps. Cloutier, Mack, Ewing, Buckworth, Carey, Lee, Wagner, Di Pinto, Ulbrich, Capano. To: **Education**.

SB 277 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SATELLITE SCHOOLS. Sponsor: Senator Sokola & Representative Davis & Senator Connor & Representative Reynolds; Rep. Maier; Sens. Bair, Bonini, Hauge, Reed, Sorenson, Still; Reps. Cloutier, Mack, Ewing, Buckworth, Carey, Wagner, Di Pinto, Ulbrich, Capano. To: **Education**.

SB 278 - AN ACT TO WAIVE STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES. Sponsor: Senator Bair & Representative Maroney. To: **Executive**.

SB 279 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LOBBYING AND EXPENDITURE OF STATE FUNDS. Sponsor: Senators Hauge & Sokola; Senators Blevins, Bonini, Reed; Reps. Bunting, Capano, Cloutier, Maier, Smith. To: **Ethics**.

SB 280 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC BEVERAGE LICENSES. Sponsor: Senator Sharp. To: **Administrative Services**.

SB 281 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO WITHHOLDING TAXES. Sponsor: Senator Marshall & Representative Smith. To: **Revenue & Taxation**.

HB 295 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO FAMILY COURT AND JUVENILES DRIVING WITHOUT LICENSES. Sponsor: Representative Wagner; Reps. Spence, Boulden, Caulk, Cloutier, Ewing, Lee, Maier, Smith, Welch, Banning, Houghton, West. To: **Public Safety**.

SA 1 to SB 28 - Sponsor: Senator McBride. Placed with the bill.

SA 1 to SB 265 - Sponsor: Senator McBride. Placed with the bill.

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The Secretary announced a message from the House informing the Senate that it had passed **HCR 34**.

HCR 34 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

HCR 34 - HONORING RICHARD A. ROMANO UPON HIS RETIREMENT FROM AT&T CORPORATION. Sponsor: Rep. Spence; Senator Cordrey.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HCR 34** was declared adopted by the Senate and returned to the House.

On motion of Senator Adams, the necessary rules were suspended for the purpose of acting on the nomination from the Governor. No objections.

Stanley W. Taylor, Jr. - 21 Senator voting YES. Appointment confirmed.

Senator Cordrey rose to comment and to make a Birthday presentation to Lt. Governor Minner.

McBride rose to comment regarding the cancer rate in the State of Delaware.

Senator Cook requested that Representative Ewing be added as a co-sponsor to **SB 79**. No objections.

At 5:39 p.m. on motion of Senator Sharp, the Senate recessed until 1:45 p.m. on January 18, 1996.

The Senate reconvened at 1:51 p.m. January 18, 1996 with Lt. Governor Minner presiding.

At 1:53 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 5th Legislative Day.

**5TH LEGISLATIVE DAY
JANUARY 18, 1996**

The Senate convened at 1:53 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Bair.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

At 1:56 p.m. on motion of Senator Sharp, the Senate recessed to attend the Governor's State of the State message in the House Chamber.

At 1:55 p.m. the Sergeant-at-Arms announced the Members of the Senate. They were admitted, welcomed and seated. Mr. Speaker Spence invited the President Pro Tempore and the President of the Senate to share the rostrum.

The Sergeant-at-Arms announced the Members of the Judiciary. They were admitted, welcomed and seated.

The Sergeant-at-Arms announced the Statewide elected officials. They were admitted, welcomed and seated.

The Sergeant-at-Arms announced the Members of the Governors Cabinet along with the Presidents of the University of Delaware, Delaware State University and Delaware Technical & Community College. They were admitted, welcomed and seated.

At 2:00 p.m. Representative Petrilli moved that the House and the Senate convene in Joint Session for the purpose of hearing an address from Thomas R. Carper, Governor of the State of Delaware. The motion prevailed.

Representative Petrilli moved that the Speaker of the House preside over the Joint Session. The motion prevailed.

Representative Petrilli moved that the Chief Clerk of the House and the Secretary of the Senate act as secretaries to the Joint Session. The motion prevailed.

Representative Petrilli moved that the Speaker appoint a committee to escort the Governor to the Joint Session.

Mr. Speaker appointed Representative Tina Fallon (spokesperson), Representative George H. Bunting, Jr., Senator Robert T. Connor & Senator David B. McBride to escort the Governor to the Chamber.

Mr. Speaker Spence introduced guests.

Mr. Speaker Spence declared a recess at 2:01 p.m.

The House reconvened at 2:05 p.m.

The Sergeant-at-Arms announced the Governor and the duly appointed Committee. They were admitted.

Representative Fallon introduced the Governor.

The Speaker welcomed the Governor to the Joint Session.

The Governor addressed the members of the General Assembly as follows:

Standing before you here today, it's difficult to believe that three years have passed since this Administration began its work. They have been exciting and fulfilling works for our Lt.

Governor Ruth Ann Minner and for myself, and, I believe, years of real progress for those of us who live in Delaware.

There are many reasons for our state's success, many people to whom we are indebted. But for me, and for five Governors who preceded me, no public servant has offered more to our state than the President Pro Tem -- the Senator from Millsboro -- Richard Cordrey. Last week, Senator Cordrey announced that he will retire this fall after 35 years of public service. At the appropriate time, I will present Richard with the Order of the First State, the highest honor that this governor can award to one of our own. But today, Richard, on behalf of every Delawarean, and before your colleagues, and the people of Delaware, I want to offer our sincere thanks for all that you and your family have given to our state.

Under Senator Cordrey's leadership, and that of House Speaker Terry Spence and of many others that are here today, the General Assembly and our Administration had an historic year in 1995, I think Delaware had an historic year in 1995. A year in which one in which each of us can take pride.

This afternoon, I want to report to you on the state of our state, report to you on how we've kept our promises to the people who elected us to serve -- and to outline for each of you how I believe we can build on our successes to better secure Delaware's future for the balance of this century and well beyond.

Despite downsizing in the automobile and chemical industries, as well as consolidation in financial services, Delaware's economy remains the strongest on the east coast of this country.

Our unemployment rate is well below the national average. In the past three years, we have created nearly 20,000 new jobs -- almost 10,000 the last year alone.

New companies like Zenith Products, Nat West Bank and Bio-Medic are joining Delaware's business community. DuPont has announced an exciting new joint venture with Dow Chemical. On day one, it will be a Fortune 500 company, and it will be headquartered right here in Delaware.

Faced with the loss of over 1,000 Delaware jobs from the merger between Chase and Chemical banks, we went to work last fall, and it has paid off. Those jobs will stay right here.

Our General Motors and Chrysler automobile plants -- both on the endangered list for most of the past three years -- not only have survived, but are poised to begin building new vehicles that should secure the future of those plants for years to come.

We, you and I, the Legislature and the Governor lifted the gross receipts surcharge early and we simplified the reporting of that tax for thousands of small business throughout our state. We've cut in half the public utility tax for manufacturers, we've cut in half the public utility tax for, for food processors. We reduced fees for 40,000 licensed professionals in our state. And, on day one, the first day of this year, we've cut unemployment insurance rates by \$7 million annually.

Businesses taxes aren't all we've cut. On January 1, the personal income taxes reduction you passed last June began to benefit 170,000 Delaware families -- rich and poor.

This June, if the revenues are available, I want us to enact another broad-based cut in personal income taxes -- one that brings Delaware's top rate below seven percent for the first time, for the first time in almost 40 years.

Cutting taxes is just one area where Delaware is leading the nation.

Our welfare reforms will put thousands of Delawareans to work and help them become self-sufficient. Over 1,300 people here have already left the welfare rolls since 1993.

We're extending health care to almost 20,000 additional Delawareans this year, thanks in large part to managed care for Medicaid and expansion of the Nemours Foundation pediatric health care clinics, begun in Mike Castle's Administration.

We continue to expand Head Start, with the goal of ensuring that every four-year-old child in poverty is ready to succeed, ready to succeed when they enter kindergarten. A thousand at-risk families are getting parenting training here through the nationally-recognized Parents as Teachers program which we have taken statewide in Delaware.

Our education reforms have begun to take wing with new charter schools, with public school choice, statewide in Delaware, with higher academic standards, modern technology, and classrooms that are safer for learning.

And at long last, at long last, 17 years after it began, we have ended the federal court supervision over schools in northern New Castle County.

After years on the rise, we're stemming the increase in violent adult crime, while criminals in Delaware are serving the highest percentage of their sentences in the nation.

The quality of our air and the quality of water continue to improve. Listen to this, total air emissions in Delaware, toxic air emissions have been slashed have been slashed, by more than 50 percent since 1987, by more than 50% since 1987.

And for the first time in memory, the State has begun to take a leadership role in managing our future growth and development.

All this, all of this, from a state government that is spending only 95 percent of its revenues this fiscal year, a state that has fully funded its Rainy Day Fund, and a state that holds the highest credit rating in Delaware history.

Maybe we should invite our friends in Washington to come on over to Dover and to see how you and I keep our promises to the people that we serve. What do you think?

Well, every state has its problems, and Delaware is no different.

We still are not satisfied, I'm not satisfied and I know many of you aren't with how well our children are prepared for life and for work when they graduate from our high school.

Our infant mortality rate and we're making progress there, but infant mortality rate and teen pregnancy rates remain too high.

Crime and drugs are still a top concern for a lot of us.

Despite our strong economy, we must continue to gauge the long-term impact of interstate banking, and what those changes will mean for our state, for Delaware.

We are also paying close attention to what's happening in Washington. The budget trainwreck there continues to make our financial planning more difficult. Just ask Pet Ross, our

Budget Director and Sara Jackson our Secretary of Finance. A good team they lead, and it is confusing but, we're getting through it.

Like many of you, I support efforts to balance the federal budget, just as we do here in Delaware. But I disagree, and you have heard me say it before, and disagree strongly -- with efforts to end the federal partnership with states to provide health care to the poor, the elderly, and people with disabilities. Simply dumping a bigger share of Medicaid costs on states will lead to fewer benefits for fewer people, and it will lead to cost-shifting to those who have private health care plans. In a recession, the financial impact on states like ours would be devastating.

Still, you and I need to face the inevitable. There will be less money coming from Washington, and Delaware will have to tighten its belt to absorb our share of those losses. Our current estimate is that federal cuts will cost Delaware at least \$20 million in the next fiscal year. I will recommend that we pick up only half of those cuts -- less than the one percent state budget contingency fund that we left for the federal cuts last June. Excluding the federal cuts, our budget growth will be presenting the budget to you next week, will be well below five percent.

We also need to greatly constrain new position growth. Over 90 percent of any new state jobs will be only two areas: corrections and education.

But all the bad news from Washington -- and the need to restrain growth at home -- will not stop Delaware's progress. We can stay the course, we can continue to keep our promises to the people of this state. The budget I'll send to you next week will remain true to our core agenda: to keep improving our education system;

to put more cops on the street and more criminals behind bars;

to overhaul an outdated welfare system and to curb teenage pregnancy; and to finally preserve the jobs we have and to continue to create new ones.

EDUCATION

Let's begin with education. Life in this country has changed dramatically since most of us were in school. So has the world in which we compete. But, we cannot become what we want to be though, by remaining what we are." Change is difficult. We get used to the way we've been doing things. That's human nature. Change can also be confusing.

Having said that, I believe that clarity has begun to emerge -- the light bulb is coming on -- for more of us, about the direction we are taking in education.

The key elements of our education efforts include:
ensuring first of all, that kids are prepared to succeed when they enter kindergarten;
to improve safety and discipline within our schools;
making large investments in classroom materials and education technology, computers, educational software;
to set rigorous academic standards;
we'll implement school-based decision making; and
provide students and parents with a wider range of educational choices.

Today, I want to talk about how and why these changes are important, and how they complement each other -- beginning with the need for better school discipline.

Both of our young sons, Christopher and Ben, will be enrolled in public schools this fall. Like most Delawareans, a lot of parents and a lot of grandparents, Martha and I want our kids to be challenged academically, prepared well for college and for rewarding careers. Just as important, though, we want them to be safe. We also want them to be in classroom environments where teachers can teach and where students can learn. A lot of parents and a lot of grandparents in this state fell exactly the same way.

Beginning 18 months ago with House Bill 247, we dramatically increased our focus on school safety. We have made improvements in school discipline our number one educational priority. This year, I am recommending full funding of the State School Board's request to further enhance those efforts. With this funding, we'll provide alternatives for disruptive high school and middle school students outside of their regular classrooms and, sometimes, outside of their regular school buildings altogether.

We're also focusing more on prevention, listening to the parents, teachers and others who have sent to me and sent to you this clear message: start earlier and move our focus, your focus, my focus down to include the lowest grades, 4th grade, 3rd grade, 2nd grade, 1st grade, even kindergarten.

Today, there are discipline and disruption prevention programs operating in nearly 150 of our 180 public schools statewide, and someday will have them in all 180, someday soon I hope. Those programs include among others: the innovative "Because We Care" alternative school here in Kent County; school-based intervention programs like the one operated by Dr. Janet Lacy at Skyline Middle School in the Red Clay School District; and creative school and community

partnerships that have been forged between local agencies and the Seaford, Woodbridge, Cape Henlopen and Laurel school districts.

I want to take just a minute to introduce Dr. Lacy for her exemplary work with students at Skyline Middle School. She and her colleagues have provided strong support for our initiatives to make schools safer for kids and they deserve our sincere thanks. Dr. Lacy stand up and take a bow and thank you for leading the way. I also want to introduce you to a young man from Seaford, who has been able to turn his life around thanks to some caring people and to a terrific discipline school discipline prevention program down there and his association with a great outfit called the Boys and Girls Club in our state. His name is William Johnson, his friends call him Buddy, and he is accompanied by John Hollis, program manager for the Seaford/Laurel/Woodbridge School-Community Partnership. I also want to add that Buddy represented Delaware last fall in a New York competition as our state Monopoly champion. John, Buddy stand up and take a bow my friends.

We're also focusing on prevention even earlier than we did in Buddy's case: before kids enter school. Parenting training and Head Start for four-year-olds who live in poverty will pay long-term dividends. It's simple, it makes common sense, when more kids enter kindergarten ready to succeed, fewer of them become discipline problems later on.

In a similar vein, as many as 2,500 mentors will join Martha and me in working with 2,500 at-risk kids in schools throughout Delaware this week. We help students with the 3Rs. Just as important, we provide positive adult role models for youngsters who badly need them. Mentoring is a win-win. It helps reduce discipline problems, while boosting academic achievement. Let me just say this, 1 out of 10 kids in our country today live in a home with neither a mother or father nationwide, and the same is true here. You got about 100,000 kids in Delaware schools, figure about 10,000 of them live in a home with neither a mom or a dad. 4,500 people will be out in schools this week to help provide a good role model, an example to youngsters. We need at least 7,500 more, and I would just say to anybody in this chamber, anybody who might be listening or watching throughout the state.

Mentoring is one way to raise academic performance while reducing classroom disruption. We can get the same one-two punch out of the \$30 million technology investments we are beginning to make in schools throughout Delaware too. Those investments will bring fiber optic cable to every public school classroom, create distance learning centers in a lot of our schools, buy computers, and train teachers to use those computers and the related software to educate students from widely-varied backgrounds.

Education technology will also pay dividends on the discipline side. If you've ever set foot in a school's computer lab, and I know a bunch of you have, you know what I mean. At the same time, we've not forgotten the value of modern school textbooks. That's why we've increased funding classroom materials by almost 20 percent in the last three years and why this administration will propose an additional 5 percent increase for next year.

Our overall goal however, is to address the concerns raised by employers and colleges who have told us, told me and I know told you that too many high school graduates coming to them lack skills they need. They called on us to do something about it. We've listened and acted decisively.

In Delaware, we've drafted, we've disseminated, we debated up and down this state and finally we have finalized rigorous academic standards in math, science, English and social studies.

Today, in schools throughout Delaware, curriculum and lesson plans are being modified, and textbooks and other tools are being purchased to better reflect what kids should know and be able to do.

While we're raising academic standards, we must also raise graduation standards. For too many years, students have been allowed to graduate with as few as 19 credits -- and with only two years of math and science. Let me just tell you, a kid earns seven credits a year, seven times 4 my friend is 28. Too many of our students have been allowed to graduate with as few as 19 credits. No wonder a lot of students coast through their senior year without breaking a sweat. No wonder many graduates lack basic skills. The time has come to set higher graduation standards -- requiring more credits in math, more credits in science and foreign languages, and a minimum GPA for student-athletes.

The time has also come to face the critical issue of instructional time. American children spend too little time learning in school. To fill that gap, I am proposing that 150,000 days of additional learning time be spread over our entire school population to help students meet our rigorous academic standards. I hope this will be the start of a multi-year effort to add learning time. Let me just say that is not 150,000 hours per student, we are going to spread that across the state in hopes that it will be the start of something bigger and ever better.

Another important issue is at the center of the education debate going on here in Delaware. How to give parents and how to give teachers more clout in our educational system? That's a question I've asked my Education Improvement Commission to help us to help you and me to resolve.

This group of business leaders, educators, parents and other citizens has figured out how to allow individual schools to manage their own affairs -- free from unnecessary rules and unnecessary regulations that some of us like to impose on them.

In endorsing school-based decision-making, that Commission took a page out of the book of successful businesses around this country and other successful organizations.. They've come to realize that employees dealing with problems on factory floors or employees dealing directly with customers are best prepared to solve problems and to ensure success.

A similar approach is called for in our schools. Those of us with oversight responsibilities should set high academic standards and measure performance, but we should leave it to teachers, parents, and administrators within individual schools to determine what works best for them. What works well at East Millsboro Elementary, may not work so well at Fairview here in Dover or at Bancroft in Wilmington. We should hold all schools accountable for results, but we need not tell folks how to run their schools. Flexibility and accountability -- that's the essence of the school-based decision-making legislation I urge you to adopt.

I will also ask your continued support for two other important accountability and parental empowerment tools -- public school choice and charter schools.

School choice gives parents and students a broader array of schools from which to select. It isn't a panacea. But it is likely to inject a healthy dose of competition into a public school system largely devoid of competition.

With the General Assembly's support, DPI will give parents meaningful, comparative information about schools. When that happens, schools which offer what students and parents want -- be it foreign languages, more math and science, access to computers, before and after-school care, higher test scores, better discipline -- those schools will be full. Schools which fail to listen to customers may see their student populations diminish until they change.

This September, we'll begin a complementary initiative -- charter schools. These centers of excellence will broaden the education options available to our public school students and serve as examples of real, school-based decision-making.

None of these changes are easy. If they were, someone would have done them a long time ago. Having said that, when we put them all together -- early childhood education, school discipline, modern technology and textbooks, rigorous academic standards, holding schools accountable, school-based decision-making, public school choice and charter schools -- we have an education agenda that makes sense. These reforms put our state on the cutting edge of education reform in this country and, even more important, will help ensure that our graduates are prepared for success -- into the 21st century and beyond.

CRIME

As important as education is to our future, no issues are of greater concern to Delawareans than crime and the safety of our neighborhoods.

To better protect our communities, we're putting more police on the street, using funds from Senator Biden's Crime Bill to help defray costs.

I am particularly proud of our rural community policing initiative in Sussex County -- one of the first of its kind in the nation. We've put state troopers in direct and constant contact with eight different communities, allowing them to take back their neighborhoods from criminals. Not only have we cut crime, but we're freeing up police resources to better serve the rest of Sussex County.

Delaware State Police Superintendent Alan Ellingsworth and some of the troopers responsible for the success of this program are with us today, and I want to recognize them for their efforts.

Through community policing efforts statewide, we're not just responding to crime, we're finding ways to prevent it. Colonel Tom Gordon and his New Castle County police are leading the nation in community policing initiatives and have established eight substations throughout New Castle County -- many of which the State has helped to finance.

Last week, I announced our intent to expand community policing in Kent County. Along with more troopers, Kent County will get a new mobile police station, giving residents on-the-spot community access to police services.

In addition to community policing, the State also has partnered with Sussex County in another Delaware first -- sharing the cost of additional troopers for expanded patrols and restoring Troop 4 to full-service status in Georgetown. Today, I'm extending the same offer to Kent County for more troopers through a similar partnership with the State.

We don't just need to add police. We need to make them more effective, too. In 1996, Delaware will continue to lead the nation in law enforcement technology, with new investments in our 800 Megahertz Radio System, a new Automated Fingerprint Identification System, and the National Crime Information Center 2000. Each of these tools will improve both the access and quality of information available to law enforcement, while helping our police do their jobs even better.

Our investments in law enforcement are paying off. Both nationally and in Delaware, we've stemmed the rise in violent adult crime. Part of the reason is that violent offenders in Delaware on average now serve almost 90 percent of their sentences -- the highest rate in the nation.

In Delaware, if you do the crime, you do the time.

Over the past three years, I have worked with the General Assembly on a number of bills to get tough on violent criminals. We've cracked down on felons using handguns, on violent assaults against senior citizens, and on pedophiles who prey on our children. In all, I have signed more than 30 tough bills into law.

When I took office in 1993, Delaware had about 4,000 people in our prison system. Today, we are fast approaching 5,000. Much of this rapid increase is a result of more violent offenders being sent to prison for longer sentences. As a result, Delaware has one of the highest incarceration rates in the nation.

We will continue to pass legislation that puts dangerous, violent criminals in jail and keeps them there. But, we also need to recognize the cost of being indiscriminate about who we put in jail.

Last year, I proposed the largest prison increase in the history of our state -- more than 1,400 beds at a cost of \$128 million to build and over \$30 million annually to operate.

At the current rate of growth in our prison population, we will need to plan for even more prison beds before the current expansion is completed. Almost one-third of the capital budget I will propose to you next week will be spent on prisons. Other important new projects that you and I support will have to wait.

Stan Taylor, our brand new Corrections Chief, is looking for ways to cut prison costs, while making our prisons more secure. Already, he has proposed standardizing uniforms in white and orange, limiting the inmates who can be housed at minimum security facilities, and increasing community notification when sex offenders must be released.

This year, we'll ask the General Assembly to pass legislation to make prisoners more accountable by requiring them to pay for some of their medical care, expanding drug testing, cracking down on frivolous prisoner lawsuits, and taking away good time for bad behavior.

Even with these steps, we must recognize that 90 percent of the people who fill our prisons today will one day be free. We need to continue to do a better job of making sure that people come out of prisons as better citizens -- not better criminals. In fiscal 1995 alone, nearly 3,000 Delaware inmates were enrolled in academic, vocational and life skills programs statewide. The overwhelming majority of participants in our Key and Crest drug treatment programs -- and our life skills program -- remain drug-free and arrest-free after 18 months.

Before I leave the issue of criminal justice, I want to discuss one very disturbing trend: the increase in crime -- especially violent crime -- by juvenile offenders. Juvenile arrests for violent crimes have more than doubled in the past five years.

As you all know, we're building a new Ferris School, with better programming that will help many juvenile offenders turn their lives around.

Two years ago, we also passed new laws that allow us to take a few violent chronic offenders who are tried and sentenced as adults out of Ferris and other juvenile treatment facilities and put them in adult prisons. This approach has been safer for the public and better for the less serious juvenile offenders who are left behind.

But still more needs to be done. I have already proposed that we build a new pod at the Sussex Correctional Institution to house more juvenile offenders. This year, I will ask you to pass legislation requiring all serious violent and chronic juvenile offenders who have been tried and convicted as adults to be sent to this new adult facility.

The Attorney General has her own juvenile justice proposals, as do others in the criminal justice community. I want us to work to find a balanced consensus, so that we don't give up on the kids who can use our help. At the same time, public safety requires that, when it comes to serious violent and chronic offenders, adult crime means adult time.

WELFARE REFORM

Let's turn to welfare reform. My parents -- and, I know, the parents of many of us -- were children of the Depression. They learned firsthand values like hard work, personal responsibility, and commitment to family. They imparted those values to us.

When welfare began in this country in 1935, it was designed to provide aid to widows with children. In the 60 years since, it has become something quite different -- a system where nearly two-thirds of recipients had their first baby as a teenager and where more than half of the adult recipients have never been married. A system evolved which actually discourages many people from entering the workforce, while encouraging the formation of single-parent families.

All of us know that system is broken and must be fixed.

A year ago, I stood before you and outlined a tough-love welfare reform plan -- "A Better Chance" -- that is becoming a model for our nation. Last spring, the Clinton Administration gave us the green light to launch "A Better Chance," and you voted -- unanimously -- to approve it. You also voted to fund the increases for job placement, child care, and health care necessary to enable families to move from welfare rolls to payrolls.

Last October 1, that plan became a reality. It prepares people for work, helps them find a job, and enables them to keep working.

Our premise is simple. We'll help those who help themselves. Right now, we are providing job opportunities, health care, and child care to recipients who want them. We're asking our business community to hire them. However -- for the first time -- we are also holding recipients accountable by reducing their benefits when they refuse to take a job, participate in training, ensure their kids are immunized and in school. And we fully expect -- and strict time limits will enforce this expectation -- that recipients will move off of welfare within two years.

Implementing welfare reform is no short-term task. It takes a long-term commitment from government, recipients, and the private sector. Regardless of the new fiscal realities in Washington, I will ask you to continue to move forward to implement welfare reform throughout Delaware.

Early results are encouraging. Since 1993, our welfare rolls already have dropped by more than 1,000 people, thanks largely to our success at job placement.

Since last October, nearly 600 welfare recipients have signed up to participate in A Better Chance. Major employers are working with us to provide jobs. I will propose new legislation this year to make more child care available on-site at public schools and to make convenient, neighborhood care more accessible. I also propose that we press forward with our plan to provide health care coverage to 9,000 working poor families.

To further reduce the likelihood that others will rely on welfare in the first place, we launched a statewide campaign against teenage pregnancy last year. Its messages are that parents must talk with their children; that we should respect, not disparage, the decision by teenagers to abstain from early sexual activity; that teenage pregnancy and dropping out of school are an almost certain ticket to a lifetime of poverty; and that males have a responsibility to help meet the needs of the children they father.

We are working hard to translate these messages into reality.

Thanks to legislation you passed, more than 1,000 fathers voluntarily acknowledged paternity last year, better ensuring that they will help support and nurture their sons and daughters. Thanks to your support of an initiative to require many non-custodial parents to help provide for their children's health care, almost 7,000 more kids could have access to health care coverage -- not taxpayer provided Medicaid -- but coverage from their parent's own health insurance plans.

Child support collections also continue to rise, up nearly 40 percent over the past three years to over \$44 million last year, making it possible for hundreds of Delaware families to avoid welfare and to rise out of poverty.

But more aggressive action is needed. Nationally, over nearly three-quarters of the babies born to teen mothers are "fathered" by adult males. That is a moral outrage. This year, I have asked Colonel Ellingsworth to work with the Attorney General, local police agencies, and the Kids Department to target these "sexual predators" for prosecution. To give this effort teeth, I am recommending that the penalties for statutory rape be increased for men who have sex with girls under 14.

In summary, personal responsibility and economic opportunity -- that's what real welfare reform is about. Together, we're making it a reality and setting an example for other states to follow.

STRENGTHENING OUR ECONOMY

Whether its reducing crime or getting people off of welfare, much of the agenda we have embarked upon in Delaware depends upon a strong economy. A good job -- a job that pays the mortgage, puts food on the table, and pays the doctor bill when a family member gets sick. That's what breadwinners need to nurture and protect their families. That is why sustaining Delaware's economic growth has been -- and remains -- such a top priority.

When I took office, Delaware -- like the rest of the United States -- was struggling economically. Reeling from downsizing in our chemical industry and from the threatened closure of our automobile plants.

To address these concerns, I promised to implement a "grow our own" economic development strategy with four key elements: 1) fostering the expansion of Delaware's existing businesses, particularly our small businesses; 2) investing in Delaware's infrastructure; 3) running a government that keeps taxes and red tape to a minimum; and, 4) creating a quality workforce.

With the help of the General Assembly, and through partnerships with the private sector, we've kept that promise -- and with notable success.

Prosperity is not guaranteed, of course, nor will it continue without constant attention. With so many factors out of our control, it is vital that we address the things we do control -- especially our ability to create a business-friendly climate. That means redoubling our efforts in the four key areas I just outlined above.

During the past three years, we have nurtured the growth of Delaware businesses by creating Small Business Development Centers statewide, thus tripling the number of small businesses served in Kent and Sussex Counties.

We created the Delaware Capital Access program, the Delaware Innovation Fund, and the Delaware Venture Capital Fund to help finance start-up companies. We formed the Delaware Manufacturing Alliance to help our manufacturers compete more effectively.

All these efforts are the result of public-private partnerships where state dollars and efforts leverage far greater private sector contributions.

This year, we'll build on these "grow our own" efforts by opening a new small business resource center in Wilmington.

With 21st Century Funds, we'll increase support for high-technology business growth through Advanced Technology Centers.

In a partnership with the Delaware River and Bay Authority, we plan to boost our tourism industry with an aggressive \$1.25 million marketing program.

We will also continue our efforts to reduce the cost of doing business in Delaware -- making us even more competitive with our neighbors.

I will recommend elimination of the second injury fund for worker's compensation, saving employers millions, -- with no decreases in benefits.

Permitting reform will continue, too, with new legislation to reduce the cost of environmental compliance -- without compromising environmental quality.

I will propose simplifying the business tax reporting system, and seek legislation to make fully deductible the cost of health care premiums for small businesses.

And -- as I said earlier, if June revenues justify it -- I hope we will reduce personal income taxes in a responsible -- and equitable -- way that will benefit all Delaware taxpayers.

I also want to continue to build high-quality, low-cost infrastructure. Over the last several years, the State has made large investments in critical areas including the Port of Wilmington, the New Castle County Airport, and Route 1.

In this year's 21st Century package, I am proposing significant new investments of \$10 million in wastewater infrastructure, \$14 million for farmland preservation, \$5 million for housing, and \$14 million for open space.

Delaware's greatest incentive, as we all know, is our quality of life. We are all proud of the Open Space program Ruth Ann Minner helped to begin, the protection of our coastal zone spearheaded by Russ Peterson, and many other contributions made to protect our environment. But too often, we have ignored how we grow and develop as a state.

That's changing. From the Main Street initiative in Seaford, to the redevelopment of brownfields along the Wilmington waterfront, we're getting smarter about how we use our land and manage our growth. Land-use decisions are never easy, but our state can no longer afford to ignore when some new development makes no sense.

Delaware has room to grow. We need to grow in the right places.

My Cabinet Committee on Statewide Planning has spent the past year developing a blueprint for Shaping Delaware's Future. This year, they will ask the legislature for additional tools to do their work. I believe their efforts, in cooperation with regional planning agencies and county planning offices, offer Delaware an unprecedented opportunity to make land use policies that preserve and enhance our quality of life.

CLOSE

That brings me to a place which some of you were beginning to think I might never find -- the end of this State of the State Address.

As 1996 begins, we've been buffeted by record snowfall, we face an uncertain national economy, and changes coming out of Washington that we still don't understand.

Yet, Delawareans have much for which to be grateful and much about which to be hopeful as we look to the future. Most of us who have had the chance to live in other states will agree that we have something very special here. Delaware is a state that works. Our people are kind and generous. The spirit of volunteerism is alive and demonstrated everyday in our firehalls, schools, senior centers and countless other places. Our businesses meet their obligations -- not only to their shareholders -- but to the greater community, as well. We govern from the center. At the end of the day, Republicans and Democrats alike set aside our differences and do what's right for Delaware.

It is an honor to be a Delawarean. It is a special privilege to be entrusted, as we are, with the responsibility of leading this remarkable little state. How we discharge our responsibilities will go a long way toward ensuring that the pre-eminent position that Delaware enjoys today in so many areas will continue as the sun sets on this century and rises on the next.

In the past three years, we've kept our promises to the people we serve. In the year to come, we will do no less. Thank you very much.

Mr. Speaker Spence requested that the duly appointed committee escort the Governor back to his Executive Office.

Representative Petrilli moved that the Chief Clerk of the House and the Secretary of the Senate compare their respective journals.

The Chief Clerk of the House and the Secretary of the Senate compared their Journals, found them to agree and so notified the Speaker.

Representative Petrilli moved that the Joint Session be adjourned at 3:12 p.m.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

January 17, 1996

The following legislation was introduced and assigned to committee on January 17, 1996:

SA 2 to SB 28 Sponsor: Senator McBride - Placed with the bill

PLEASE NOTE: SB 279 - REP. CAPANO HAS REQUESTED HER NAME BE REMOVED AS A CO-SPONSOR.

The following legislation was introduced and assigned:

SB 283 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WASTE-END ASSESSMENTS. Sponsor: Senator McBride and Representative Mack; Sens. Venables, Voshell, Bair, Amick; Reps. Schroeder, Carey, Caulk, West. To: **Natural Resources**.

The following nominations by the Governor were assigned to the **Executive** Committee.

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

On behalf of the Board of Trustees of the University of Delaware and in conformity with the Constitution and Laws of the State of Delaware, I hereby submit for the consent and confirmation of the Senate the following, elected by the Board of Trustees, to be members of the Board:

Ms. Sally H. Higgins, 115 North Hall Street, Seaford, Delaware 19973, to be reappointed as a member to the Board of Trustees of the University of Delaware for a term to expire December 13, 2001.

Mr. Edward J. Bennett, 1129 Woodsedge Road, Dover, Delaware 19901, to be appointed as a member of the Board of Trustees of the University of Delaware for a term to expire December 13, 2001.

Mr. John A. Krol, 1007 Market Street, Wilmington, Delaware 19898, to be appointed as a member of the Board of Trustees of the University of Delaware for a term to expire December 13, 2001.

Mr. Homer D. Reihm, P.O. Box 266, Carpenter Bridge Road, Frederica, Delaware 19946, to be appointed as a member of the Board of Trustees of the University of Delaware for a term to expire December 13, 2001.

These are not gubernatorial appointments.

Your consideration of these nominations is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor
* * *
STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

John McClelland, 2504 Foulk Woods Road, Wilmington, Delaware 19810, to be reappointed to the Public Service Commission to serve a five-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor
* * *
STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Joan Wachstein, 3331 Silverside Road, Wilmington, Delaware 19810, to be reappointed to the Commission on Adult Entertainment Establishments to serve a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor
* * *
STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Grace Pierce-Beck, 20 Muirfield Court, Dover, Delaware 19901, to be reappointed to the Wastewater Facilities Advisory Council to serve a three- year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Manubhai Karia, 54 Merion Road, Dover, Delaware 19901, to be reappointed to the Wastewater Facilities Advisory Council to serve a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

SB 28 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of Senator McBride.

SB 28 w/HA 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.

Lt. Governor presiding at 4:35 p.m.

SA 1 to SB 28 was stricken on motion of Senator McBride.

SA 2 to SB 28 was stricken on motion of Senator McBride.

SA 3 to SB 28 was introduced and brought before the Senate for consideration on motion of Senator McBride.

Senator McBride requested the privilege of the floor for Rebecca Batson, Senate Attorney.

Senators Still and Henry questioned the witness, after which the witness was excused.

Senator Connor commented.

Senator McBride once again requested the privilege of the floor for Rebecca Batson, Senate Attorney.

Several Senators questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 18 Senator voting YES, 2 (Adams, Cordrey) NO, 1 (Sharp) NOT VOTING; therefore, **SA 3 to SB 28** was declared part of the bill.

Senators Blevins and Sorenson marked present during the above roll call.

SB 28 w/HA 1 & SA 3 was now before the Senate.

Several Senators commented. A roll call vote was taken and revealed 12 Senators voting YES, 7 (Amick, Bair, Bonini, Cordrey, Hauge, Sorenson, Still) NO, 2 (Marshall, Sharp) NOT VOTING; therefore, **SA 28 w/HA 1 & SA 3** was declared passed the Senate and returned to the House for reconsideration.

HCR 29 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HCR 29 - CREATING A TRUANCY TASK FORCE TO STUDY THE CURRENT SYSTEM FOR DEALING WITH TRUANT CHILDREN AND TO RECOMMEND CHANGES TO IMPROVE THE STATE'S RESPONSE TO THE PROBLEM OF TRUANCY.

Sponsor: Representative Maier; Representatives Fallon, Ulbrich, Boulden, Reynolds; Senators Sokola, Bair, Blevins, Reed.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HCR 29** was declared adopted by the Senate and returned to the House.

A messenger from the Governor was announced and admitted.

Senator Marshall requested the privilege of the floor to introduced David Ruff and presented a Tribute to Mr. Ruff.

SENATE CONSENT CALENDAR #8 was introduced and brought before the Senate for consideration on motion of Senator McBride. The calendar included the following Resolutions:

SCR 41 - COMMENDING MAJOR SHERRY L. FREEBERRY, ESQ. AND COMMANDER OF SPECIAL OPERATIONS FOR THE NEW CASTLE COUNTY POLICE DEPARTMENT. AS THE RECIPIENT OF THE 1996 TRAILBLAZER AWARD GIVEN ANNUALLY BY THE AGENDA FOR DELAWARE WOMEN. Sponsor: Senator Bair & Senator Sharp & Representative Spence & Representative Gilligan & Representative Van Sant; All Senators and All Representatives.

SCR 42 - CONGRATULATING THE NEW CASTLE COUNTY VOCATIONAL TECHNICAL SCHOOL DISTRICT ON RECEIVING THE 1995 STATE OF DELAWARE QUALITY AWARD OF MERIT, PRESENTED BY THE DELAWARE QUALITY CONSORTIUM'S BOARD OF DIRECTORS IN HONOR OF W. L. (BILL) GORE. Senator Sharp & Representative Spence

Senator Bair requested that **SCR 41** be laid on the table. No objections.

A roll call vote was taken on **SENATE CONSENT CALENDAR #8** and revealed 21 Senators voting YES; therefore, the **Senate Consent Calendar** was declared adopted by the Senate and sent to the House for consideration.

At 5:25 p.m. on motion of Senator Sharp, the Senate recessed until January 23, 1996 at 3:00 p.m.

The Senate reconvened at 3:31 p.m. January 23, 1996 with Senator Cordrey presiding.

The Secretary announced that a message from the House informing the Senate that it had passed **SB 24 w/HA 2; HJR 18; SB 271; SJR 15**.

A communication from the Chief Clerk of the House was read informing that Representatives Spence, Ewing and Di Pinto signed **SJR 15** as additional sponsors on January 18, 1996.

A communication from Senator Bair was read stating that for the purpose of the Senate Journal and all other related records, to have Senator Sorenson added as a co-sponsor to **SCR 41**.

LEGISLATIVE ADVISORY #38 from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #38, dated January 23, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #270 (1/19/96) - AN ACT RELATING TO EXEMPTING THE STATUTORY PROVISIONS OF §106 (a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JANICE WORKMAN DONOVAN AND PETER VINCENT GIGLIO. (Sponsor: Sen. Cordrey and Rep. Quillen) (Volume 70, Chapter 295, Laws of Delaware).

SJR #15 (1/19/96) - HONORING THE LEWES FIRE DEPARTMENT, INC. UPON THE OCCASION OF THE 200TH ANNIVERSARY OF ITS ESTABLISHMENT IN 1796. (Sponsor: Sen. Voshell, Sen. Cordrey; Rep. Schroeder).

SB #191 (1/22/96) - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO REQUISITION/EXTRADITION COSTS. (Sponsor: Sen. Reed; Sens. Amick, Bair, Bonini, Connor, Hauge, Henry, Sorenson, Still, Blevins, Cordrey, Marshall, Sokola, Vaughn, Voshell; Reps. Boulden, Buckworth, Capano, Carey, Caulk Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Pettrilli, Quillen, Reynolds, Roy, Smith, Spence, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, George, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West) (Volume 70, Chapter 296, Laws of Delaware).

* * *

At 3:33 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 6th Legislative Day.

6TH LEGISLATIVE DAY JANUARY 23, 1996

The Senate convened at 3:33 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Still.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
January 23, 1996

The following nomination by the Governor was introduced and assigned to the **Executive** Committee on January 18, 1996

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 17, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Regina Dudziec, 332 E. Roosevelt Avenue, New Castle, Delaware 19720, to be reappointed to the Tax Appeals Board to serve a three-year term.

Your consideration of this nomination is appreciated.

Sincerely,
Thomas R. Carper
Governor
* * *

(Signed)

The following nominations by the Governor were introduced and assigned to the **Executive** Committee on January 23, 1996.

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Barbara D. Crowell, 5415 Delray Drive, Wilmington, Delaware 19808, to be appointed Associate Judge of Family Court to serve a twelve-year term to replace Charles Keil, who retired.

Your consideration of this nomination is appreciated.

Sincerely,
Thomas R. Carper
Governor
* * *

(Signed)

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Garrett Lyons, 1002 Westover Road, Wilmington, Delaware 19807, to be reappointed to the
Delaware River and Bay Authority to serve a term to expire July 1, 1999.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Paul Weatherly, R.D. #2, Box 329E, Georgetown, Delaware 19947, to be reappointed to the
Board of Trustees of Delaware Technical and Community College for a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

James Julian, 4800 Kennett Pike, Wilmington, Delaware 19711, to be reappointed to the
Delaware River and Bay Authority to serve a term to expire July 1, 2000.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Peggy L. Ableman, 33 Ivy Road, Wilmington, Delaware 19806, to be reappointed Associate Judge of Family Court to serve a twelve-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

John Maiorano, 32 South Cliffe Drive, Wilmington, Delaware 19809, to be reappointed to the Board of Trustees of the Delaware Technical and Community College to serve a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Daniel Fleming, 5 Short Drive, Wilmington, Delaware 19810, to be reappointed to the Commission on Adult Entertainment Establishments to serve a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
January 18, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Suzanne Moore, 121 Augustine Cut Off, Wilmington, Delaware 19850, to be reappointed to the Board of Trustees of the Delaware Technical and Community College to serve a three-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

The following legislation was introduced and assigned:

SB 284 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF DR. ANDREW M. BERMAN AND STEPHANIE L. HALL. Sponsor: Senator Sharp and Representative Spence. To: **Laid on the table.**

HJR 18 - RELATING TO THE 50TH ANNIVERSARY OF THE SERVICE OF COLLINS J. SEITZ AS A JUDGE. Sponsor: Representative DiLiberto & Senator Henry; Reps. Cloutier, Welch; Sens. Amick, Hauge. To: **Laid on the table.**

* * *

Senator Sharp deferred to Senator Henry.

HJR 18 was brought before the Senate for consideration under suspension of the necessary rules, on motion of the floor manager, Senator Henry.

HJR 18 - RELATING TO THE 50TH ANNIVERSARY OF THE SERVICE OF COLLINS J. SEITZ AS A JUDGE. Sponsor: Representative DiLiberto & Senator Henry; Representatives Cloutier, Welch; Senators Amick, Hauge.

Senator Amick was marked present.

Senator Amick commented.

Senator Venables was marked present.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 18** was declared passed by the Senate and returned to the House.

Senators Marshall, McBride and Hauge marked present during the above roll call.

Senator Sharp deferred to Senator Bair.

SCR 41 was introduced and brought before the Senate for consideration on motion of Senator Bair.

SCR 41 - COMMENDING MAJOR SHERRY L. FREEBERRY, ESQ. AND COMMANDER OF SPECIAL OPERATIONS FOR THE NEW CASTLE COUNTY POLICE DEPARTMENT, AS THE RECIPIENT OF THE 1996 TRAILBLAZER AWARD GIVEN ANNUALLY BY THE AGENDA FOR DELAWARE WOMEN. Sponsor: Senator Bair; Senators Sharp, Sorenson, Representatives Gilligan, Spence, Van Sant; All Senators; All Representatives.

Senator Bair commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 41** was declared adopted by the Senate and sent to the House for consideration.

Senator Sharp deferred to Senator Voshell.

SCR 43 - EXTENDING THE BEST WISHES OF THE GENERAL ASSEMBLY TO THE MEMBERSHIP OF THE NEWLY ESTABLISHED GENERAL ALFRED T. A. TORBERT CAMP NO. 1862 OF THE SONS OF UNION VETERANS OF THE CIVIL WAR. Sponsor: Senator Voshell and Representative Carey.

Senator Adams requested his name be added as a co-sponsor to **SCR 43**. No objections.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SCR 43** was declared adopted by the Senate and sent to the House for consideration.

SB 265 was brought before the Senate for consideration on motion of Senator McBride.

SB 265 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO OUTDOOR ADVERTISING.

SA 1 to SB 265 was stricken on motion of Senator McBride.

Senator McBride moved to lay the bill on the table. No objections.

At 3:50 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 5:22 p.m. the Senate reconvened with Senator Cordrey presiding.

SB 278 was brought before the Senate for consideration, under suspension of the necessary rules on motion of Senator Bair.

SB 278 - AN ACT TO WAIVE STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 278** was declared passed the Senate and sent to the House for consideration.

SB 284 was lifted from the table and brought before the Senate for consideration, under suspension of the necessary rules on motion of Senator Sharp.

SB 284 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF DR. ANDREW M. BERMAN AND STEPHANIE L. HALL.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 284** was declared passed the Senate and sent to the House for consideration.

SB 24 w/HA 2, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Marshall.

SB 24 w/HA 2 - AN ACT TO AMEND CHAPTER 9, TITLE 19, OF THE DELAWARE CODE, RELATING TO THE MINIMUM WAGE.

Several Senators commented.

SA 2 to SB 24 was introduced and stricken on motion of Senator Cordrey.

SA 3 to SB 24 was introduced and stricken on motion of Senator Amick.

Several Senators commented.

Senator McDowell raised a point of order.

Senator Bair commented.

SA 4 to SB 24 was introduced and brought before the Senate for consideration on motion of Senator Bonini.

Senator Sharp moved to lay the amendment on the table.

A roll call was taken on the motion and revealed 13 Senators voting YES, 8 (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) NO; therefore, the motion carried.

SB 24 w/HA 2 was now before the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 9 (Adams, Amick, Bair, Bonini, Cordrey, Hauge, Reed, Sorenson, Still) NO; therefore, **SB 24 w/HA 2** was declared passed the Senate and sent to the Governor.

At 5:45 p.m. on motion of Senator Sharp, the Senate recessed until 4:00 p.m. on January 24, 1996.

The Senate reconvened January 24, 1996 at 4:26 p.m., with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 35; SCR 41; SCR 42; SCR 43.**

A communication from Senator Bair was read for the purpose of the Senate Journal and all other related records, requesting that Senators Bair, Hauge, Amick, Reed, Connor, Still and Bonini names be added as co-sponsors to **HJR 11.**

The following committee reports were announced:

From Natural Resources: **SB 283** - 5 Merits.

From Bond: **SB 286** - 1 Favorable, 5 Merits.

From Insurance and Elections: **HS 1 for HB 37 w/HA 1 & 2** - 2 Merits, 3 Unfavorable.

A messenger from the Governor was announced and admitted.

At 4:29 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 7th Legislative Day.

7TH LEGISLATIVE DAY JANUARY 24, 1996

The Senate convened at 4:29 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION January 24, 1996

The following legislation was introduced and assigned:

SA 2 to SB 265 - Sponsor: Senator McBride - Placed with the bill.

SB 285 - AN ACT TO AMEND TITLE 11 AND TITLE 29 OF THE DELAWARE CODE TO ESTABLISH A GRIEVANCE PROCEDURE FOR PRISONERS, A MECHANISM FOR SANCTIONING FRIVOLOUS PRISONER LITIGATION, AND THE AUTHORITY TO RECOUP CERTAIN EXPENSES FROM PRISONERS. Sponsor: Senator Sharp, Senator Vaughn, and Senator Still; Reps. Spence, Oberle. To: **Corrections**.

SB 286 - AN ACT TO AMEND VOLUME 67, CHAPTER 285, **LAWS OF DELAWARE**, RELATING TO THE FISCAL YEAR 1991 BOND AND CAPITAL IMPROVEMENT ACT. Sponsor: Senator Sharp and Representative Spence. To: **Bond**.

SB 287 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TERMINAL RENTAL ADJUSTMENT CLAUSE LEASES. Sponsor: Senator Voshell and Representative Roy; Senator Amick. To: **Administrative Services**.

SJR 16 - DELAYING THE IMPLEMENTATION OF SENATE BILL NO. 24. Sponsor: Amick and Senator Marshall. To: **Ethics**.

* * *

SB 265 was lifted from the table and brought before the Senate for consideration on motion of Senator McBride.

SB 265 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO OUTDOOR ADVERTISING.

SA 2 to SB 265, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator McBride.

Senator McBride requested the privilege of the floor for Sherri Schaeffer, Senate Attorney.

Senator McBride also requested the privilege of the floor for Fred Schranck, representing Department of Transportation.

Several Senators questioned the witnesses, after which the witness was excused.

Senator Bonini was marked present.

A roll call was taken and revealed 10 Senators (Amick, Bair, Blevins, Connor, Hauge, Henry, McBride, Reed, Sokola, Sorenson) voting YES, 10 (Adams, Bonini, Cook, Marshall, McDowell, Sharp, Still, Vaughn, Venables, Voshell) NO, 1 (Cordrey) ABSENT; therefore, the Lt. Governor needed to vote. Lt. Governor voted NO; therefore, **SA 2 to SB 265** was declared defeated.

SB 265 was requested to be laid on the table, on motion of Senator McBride. No objections.

HB 328 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 328 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION.

SA 1 to HB 328 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

Senator Blevins commented.

Senator Marshall requested the privilege of the floor for Sherri Schaeffer, Senate Attorney.

Senator Blevins questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SA 1 to HB 328** was declared part of the bill.

HB 328 w/SA 1 was now before the Senate.

A roll call was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **HB 328 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HJR 11 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HJR 11 - CONGRATULATING THE 1995 FIRST STATE CONSTITUTIONAL SCHOLARSHIP RECIPIENTS. Sponsor: Representative Fallon; Senator Sorenson.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **HJR 11** was declared passed the Senate and returned to the House.

At 5:23 p.m. on motion of Senator Sharp, the Senate recessed until 3:00 p.m. January 25, 1996.

The Senate reconvened at 4:16 p.m., January 25, 1996 with Senator Cordrey presiding.

Senator Cordrey was marked present.

The following committee reports were announced:

From Children, Youth & Families: **SB 288** - 1 Favorable, 3 Merits.

From Small Business: **HB 418** - 5 Merits.

Lt. Governor Minner presiding at 4:17 p.m.

The Secretary announced a message from the House informing the Senate that the House had passed **HB 400; HB 401 w/HA 1; HB 403; HB 359 w/HA 1; HB 418; HJR 19; HB 342 w/HA 1; HB 381 w/HA 1; HB 415 w/HA 1 & 2; HB 410; SB 272; HCR 37; SB 284; SB 278.**

A communication from Senator Sharp was announced and read requesting for the purpose of the Senate/House Journals and other related records, that his name be added as a co-sponsor to **HB 400** and **HB 401 w/HA 1**.

SCR 45 was brought before the Senate for consideration on motion of Senator Blevins.

SCR 45 - COMMEMORATING THE MEMBERS, PAST AND PRESENT, OF THE FIVE POINTS FIRE COMPANY ON THE OCCASION OF THEIR 75 YEARS OF SERVICE TO THE COMMUNITY. Sponsor: Senators Blevins, McBride; Representatives Van Sant, Houghton.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Hauge) ABSENT; therefore, **SCR 45** was declared adopted by the Senate and sent to the House for consideration.

At 4:22 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 8th Legislative Day.

8TH LEGISLATIVE DAY JANUARY 25, 1996

The Senate convened at 4:22 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Bonini.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION January 25, 1996

The following legislation was introduced and assigned to committee on January 24, 1996:

SB 288 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO PARENTING EDUCATION COURSES. Sponsor: Senator McDowell and Representative Spence; Sens. Cordrey and Sharp, Rep. Cloutier. To: **Children, Youth & Families**.

SB 291 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BANKS AND OTHER FINANCIAL INSTITUTIONS, AND TO AMEND SECTION 1130 OF TITLE 12 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERM "BANKING ORGANIZATION." Sponsor: Senator Cordrey & Representative D. Ennis. To: **Banking**.

The following legislation was introduced and assigned:

SB 282 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1997; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsor: Senators Cook, Cordrey, Marshall, Sharp; Representatives Gilligan and Van Sant. To: **Finance**.

SB 289 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION. Sponsor: Senator Marshall and Representative Oberle. To: **Labor**.

SB 290 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD. Sponsor: Senator Marshall and Representative Oberle. To: **Labor**.

SB 292 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES AND TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CLEAN INDOOR AIR ACT. Sponsor: Marshall & Representative Oberle. To: **Natural Resources**.

SB 293 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE, RELATING TO THE WORKERS COMPENSATION FUND. Sponsor: Marshall & Representative Oberle. To: **Labor**.

SB 294 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CLARIFY LONG-TERM BORROWING POWER. Sponsor: Cordrey; Representative Schroeder. To: **Community/County Affairs**.

SB 295 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CHANGE THE TITLE OF THE TOWN CLERK TO TOWN MANAGER. Sponsor: Senator Cordrey; Representative Schroeder. To: **Community/County Affairs**.

SB 296 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO PROVIDE ALTERNATIVE METHODS FOR COLLECTION OF UNPAID TAXES, FEES AND OTHER CHARGES. Sponsor: Senator Cordrey; Representative Schroeder. To: **Community/County Affairs**.

SB 297 - AN ACT TO AMEND CHAPTER 92, TITLE 10 OF THE DELAWARE CODE RELATING TO COMPENSATION OF JUSTICES OF THE PEACE. Sponsor: Senator Sharp; Reps. Roy, Spence; Sen. Vaughn. To: **Judiciary**.

SB 298 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 29 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE TERM OF OFFICE OF JUSTICES OF THE PEACE. Sponsor: Senator Sharp; Reps. Roy, Spence; Sen. Vaughn. To: **Judiciary**.

SB 299 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF ARTIFICIAL LIGHT. Sponsor: Connor & Representative Buckworth. To: **Natural Resources**.

SR 22 - IN REFERENCE TO TEMPORARY RULES OF THE DELAWARE STATE SENATE. Sponsor: Senator Amick; Sens. Bair, Connor, Hauge, Still, Reed, Sorenson, Bonini. To: **Permanent Rules**.

HB 359 w/HA 1 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. Sponsor: Representative Di Pinto; Reps. Quillen, Oberle, Van Sant; Sen. Connor. To: **Administrative Services**.

HB 400 - AN ACT TO AMEND SUBCHAPTER V, CHAPTER 19, TITLE 10, DELAWARE CODE, RELATING TO JUDICIAL RECORDS AND INDICES, NEW CASTLE COUNTY. Sponsor: Representative Petrilli & Representative Spence; Sens. Blevins, Connor. To: **Laid on the table**.

HB 401 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 25, OF THE DELAWARE CODE RELATING TO THE SATISFACTION OF MORTGAGES. Sponsor: Representative Petrilli & Representative Spence; Sens. Blevins, Connor. To: **Laid on the table**.

HB 403 - AN ACT APPROVING AND VALIDATING ALL ACTIONS TAKEN BY THE CHRISTINA SCHOOL DISTRICT RELATING TO AUTHORIZATION OF THE ISSUANCE OF BONDS FOR A SCHOOL CONSTRUCTION PROGRAM. Sponsor: Representative Davis & Senator Sokola; Reps. Boulden, Spence, Lofink, Ulbrich, Reed, DiLiberto, Gilligan, Oberle, Maier, Petrilli; Sens. Sharp, Sorenson, Amick. To: **Laid on the table**.

HB 415 w/HA 1,2 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE AND TITLE 2 OF THE DELAWARE CODE RELATING TO CERTAIN ADDITIONAL USES OF THE HIGHWAY CONSTRUCTION RATES. Sponsor: Representative Roy; Sen. Venables. To: **Small Business**.

HB 418 - AN ACT TO AMEND VOLUME 70, CHAPTER 210, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 BOND BILL AND CAPITAL IMPROVEMENTS ACT. Sponsor: Representative Roy; Sens. Venables, Cook. To: **Small Business**.

HJR 19 - HONORING AND REMEMBERING FORMER TEXAS CONGRESSWOMAN BARBARA JORDAN, DEVOTED EDUCATOR, PUBLIC SERVANT AND OUTSTANDING BLACK AMERICAN. Sponsor: Representatives Plant, Gilligan, Scott, Van Sant & Williams; Sens. Henry, Marshall & McDowell on behalf of all Representatives and Senators. To: **Laid on the table**.

The following nominee was introduced and assigned to the **Executive** Committee:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR

January 24, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

William C. Pfeifer, 249 Garrisons Circle, Smyrna, Delaware 19977, to be reappointed to the Board of Parole to serve a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Thomas R. Carper
Governor

* * *

Senator Cordrey rose and made comments regarding the retirement of Richard Norwood, Chief Sgt.-at-Arms.

Senator Hauge marked present.

At 4:28 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:43 p.m. the Senate reconvened with Senator Cordrey presiding.

At 4:43 p.m. Lt. Governor Minner presiding.

HB 232 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HB 232 - AN ACT TO AMEND CHAPTER 11, TITLE 12 OF THE DELAWARE CODE RELATING TO ESCHEAT OF ABANDONED OR UNCLAIMED PROPERTY.

Senator Sokola commented.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 232** was declared passed the Senate and returned to the House.

SJR 16 was brought before the Senate for consideration on motion of Senator Amick, under suspension of the necessary rules.

SJR 16 - DELAYING THE IMPLEMENTATION OF SENATE BILL NO. 24. Sponsor: Senator Amick and Senator Marshall.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 16** was declared passed the Senate and sent to the House for consideration.

HB 403 was lifted from the table and brought before the Senate, under the suspension of the necessary rules on motion of the floor manager, Senator Sokola.

HB 403 - AN ACT APPROVING AND VALIDATING ALL ACTIONS TAKEN BY THE CHRISTINA SCHOOL DISTRICT RELATING TO AUTHORIZATION OF THE ISSUANCE OF BONDS FOR A SCHOOL CONSTRUCTION PROGRAM.

Senators McBride and Amick commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 403** was declared passed the Senate and returned to the House.

SB 286 was brought before the Senate for consideration on motion of Senator Sharp.

SB 286 - AN ACT TO AMEND VOLUME 67, CHAPTER 285, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1991 BOND AND CAPITAL IMPROVEMENT ACT.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 286** was declared passed the Senate and sent to the House for consideration.

On motion of Senator Adams and without objection, the necessary rules were suspended in order to consider the following nominations for appointment by the Governor:

James Julian - 21 Senators voting YES. Appointment confirmed.

Garrett Lyons - 21 Senators voting YES. Appointment confirmed.

Sally Higgins - 21 Senators voting YES. Appointment confirmed.

Edward J. Bennett - 21 Senators voting YES. Appointment confirmed.

John Krol - 21 Senators voting YES. Appointment confirmed.

Homer Reihm - 21 Senators voting YES. Appointment confirmed.

Barbara D. Crowell - 20 Senators voting YES, 1 (Still) NOT VOTING. Appointment confirmed.

SB 288 was brought before the Senate for consideration on motion of Senator McDowell.

SB 288 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO PARENTING EDUCATION COURSES.

Senators Sokola and Henry requested their names be added as co-sponsors.

Several Senators commented. A roll call vote was taken and revealed 13 Senators voting YES, 8 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still, Venables) NO; therefore, **SB 288** was declared passed the Senate and sent to the House for consideration.

HB 415 w/HA 1 & 2 was brought before the Senate for consideration, under suspension of the necessary rules on motion of the floor manager, Senator Venables..

HB 415 w/HA 1 & 2 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE AND TITLE 2 OF THE DELAWARE CODE RELATING TO CERTAIN ADDITIONAL USES OF THE HIGHWAY CONSTRUCTION RATES.

Senator Marshall requested the privilege of the floor for John Cordrey, Senate Attorney.

Senator Marshall questioned the witness, after which the witness was excused.

Senator Marshall then requested the privilege of the floor for Leo Strine.

Senator Marshall questioned the witness, after which the witness, was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 415 w/HA 1 & 2** was declared passed the Senate and returned to the House.

HB 418 was brought before the Senate for consideration on motion of the floor manager, Senator Venables.

HB 418 - AN ACT TO AMEND VOLUME 70, CHAPTER 210, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 BOND BILL AND CAPITAL IMPROVEMENTS ACT.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 418** was declared passed the Senate and returned to the House.

SR 18 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

SR 18 - URGING PRESIDENT CLINTON AND CONGRESSIONAL LEADERSHIP TO REACH A BALANCED AGREEMENT THAT PROTECTS THE WELL-BEING OF WORKING FAMILIES, SENIOR CITIZENS, THE DISADVANTAGED, AND CHILDREN. Sponsor: Senator Marshall; Sens. Adams, Blevins, Cook, Cordrey, Henry, McBride, McDowell, Sharp, Sokola, Vaughn, Venables, Voshell.

Several Senators commented.

Senators Sokola and Venables requested their names be removed as co-sponsors of **SR 18**, after which Senator Marshall moved to lay **SR 18** on the table.

SENATE CONSENT CALENDAR #9 was introduced and brought before the Senate on motion of Senator McBride. The Calendar contained the following Resolutions:

SCR 44 - CONGRATULATING VERNON INGRAM, OWNER OF DELAWARE AUTO SALES IN DOVER, DELAWARE ON HIS RECENT ELECTION AS THE 1995 DOVER POST GREAT PERSON AWARD RECIPIENT, AND EXTENDING TO HIM A PROSPEROUS AND SUCCESSFUL FUTURE IN THE AUTO INDUSTRY BUSINESS. Sponsor: Senator McBride & Senator Still & Representative Wagner

SCR 46 - CONGRATULATING THE RED CLAY SCHOOL DISTRICT FOR BEING NAMED A TOP SCHOOL DISTRICT IN MONEY MAGAZINE'S JANUARY 1996 ARTICLE, "100 TOP SCHOOLS IN TOWNS YOU CAN AFFORD." Sponsor: Sen. Sokola and Rep. Roy; Sens. Blevins, Henry, Sorenson, McDowell, Sharp, Marshall, McBride; Reps. Petrilli, Reynolds, Maier, Gilligan, Van Sant, Houghton, Maroney, Capano, Cloutier, Di Pinto

SR 19 - CONGRATULATING BISHOP MICHAEL A. SALTARELLI UPON HIS INSTALLATION AS BISHOP OF WILMINGTON AND WISHING HIM WELL AS HE ASSUMES HIS ROLE AS SPIRITUAL LEADER FOR THE DIOCESE OF WILMINGTON. Sponsor: Senators Marshall, Connor, Henry & McDowell; Senators Adams, Amick, Bair, Blevins, Bonini, Cook, Cordrey, Hauge, McBride, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell

SR 20 - URGING THE STATE DEPARTMENT OF TRANSPORTATION TO SHARE BLIZZARD-RELATED FEDERAL EMERGENCY MONEYS WITH CIVIC ASSOCIATIONS. Sponsor: Senator Blevins; Senators McBride, Sharp, Sokola, Vaughn, Amick, Connor, Hauge, Reed

SR 21 - HONORING THE CONTRIBUTIONS OF HOME SCHOOLS AND RECOGNIZING THE WEEK OF MARCH 17TH AS HOME EDUCATION WEEK IN DELAWARE. Sponsor: Senator Hauge; Senators Amick, Bair, Blevins, Bonini, Reed, Sokola, Sorenson, Still, Venables

HCR 35 - BIDDING A FOND FAREWELL TO ERNEST "ERNIE" CAMOIRANO WHO HAS RETIRED FROM STATE SERVICE AFTER A DISTINGUISHED TWENTY-SIX

YEAR CAREER. Sponsor: Representative Petrilli & Senator Sorenson; On behalf of all Reps. and Sens.

Senator Voshell requested his name be added as a co-sponsor to **SCR 44**.

A roll call vote on **SENATE CONSENT CALENDAR #9** was taken and revealed 21 Senators voting YES; therefore, the **Senate Consent Calendar** was declared adopted by the Senate. The Senate Resolutions were delivered to the recipients and the Senate Concurrent Resolutions were sent to the House for consideration and the House Concurrent Resolution was returned to the House.

HJR 19 was brought before the Senate for consideration, under the suspension of all necessary rules on motion of the floor manager, Senator Henry.

HJR 19 - HONORING AND REMEMBERING FORMER TEXAS CONGRESSWOMAN BARBARA JORDAN, DEVOTED EDUCATOR, PUBLIC SERVANT AND OUTSTANDING BLACK AMERICAN. Sponsor: Representative Plant; Reps. Gilligan, Scott, Van Sant, Williams; Sens. Henry, Marshall, McDowell; On behalf of all Representatives; All Senators.

Senator Bair commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 19** was declared passed the Senate and returned to the House.

HCR 37 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HCR 37 - URGING A REVIEW AND FULL ASSESSMENT OF CERTAIN PERSONNEL AND EMPLOYEE RELATIONS ISSUES. Sponsor: Representative D. Ennis; Reps. B. Ennis, Wagner, Stone, Cloutier, Lee, Spence, Buckworth, Ulbrich, Welch, Lofink, Roy, Reynolds, Di Pinto, Banning, Brady, Houghton, Gilligan, Plant, Van Sant, West, Williams; Sens. Bair, Bonini, Hauge, Still, Vaughn, Venables.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HCR 37** was declared adopted by the Senate and returned to the House.

The Secretary announced a message from the House informing the Senate that it had passed **HB 347; HJR 20; SB 286; HB 259 w/HA 1**.

HJR 20 was brought before the Senate for consideration, under suspension of the necessary rules on motion of the floor manager, Senator Sharp.

HJR 20 - ESTABLISHING A TASK FORCE TO EVALUATE THE STAFFING NEEDS, MONETARY SUPPORT, EQUIPMENT AND RELATED MATTERS RELEVANT TO THE NEW CASTLE COUNTY 911 RECOM CENTER. Sponsor: Representative Spence; Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 20** was declared passed the Senate and returned to the House.

SCR 40 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Connor.

SCR 40 w/HA 1 - ESTABLISHING A CANCER AND THE ENVIRONMENT LIAISON GROUP TO ASSIST THE GENERAL ASSEMBLY IN ASSURING THAT THE CANCER TASK FORCE'S STRATEGIES AND RECOMMENDATIONS ARE CARRIED OUT AND TO ADVISE THE GENERAL ASSEMBLY AS IT DEVELOPS LEGISLATION TO REDUCE INCIDENCES OF CANCER WITHIN THE FIRST STATE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 40 w/HA 1** was declared adopted as amended.

At 6:18 p.m. on motion of Senator Sharp, the Senate recessed until March 12, 1996 or to the call of the President Pro Tempore.

The reconvened at 2:48 p.m., March 12, 1996 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 124 w/HA 1 aab HA 1; HJR 16**.

LEGISLATIVE ADVISORY #39 & 40 from the Office of Counsel to the Governor were announced for the record, partially read and copies were made available to the members upon request.

LEGISLATIVE ADVISORY #39, dated February 5, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HJR #18 (1/25/96) - RELATING TO THE 50TH ANNIVERSARY OF THE SERVICE OF COLLINS J. SEITZ AS A JUDGE. (Sponsor: Representative DiLiberto & Senator Henry; Reps. Cloutier, Welch; Sens. Amick, Hauge).

SB #271 (2/1/96) - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. (Sponsor: Senator Cordrey, Representative Smith) (Volume 70, Chapter 297, Laws of Delaware).

SB#232 (2/1/96) - AN ACT TO AMEND CHAPTER 11, TITLE 12 OF THE DELAWARE CODE RELATING TO ESCHEAT OF ABANDONED OR UNCLAIMED PROPERTY.

(Sponsor: Representative Smith & Senator Marshall; Reps. Capano, Di Pinto, D. Ennis, Stone, Wagner, Houghton, Jonkiert, Scott, Brady,) (Volume 70, Chapter 298, Laws of Delaware).

SB #272 (2/1/96) - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (Sponsor: Senator Sharp) (Volume 70, Chapter 299, Laws of Delaware).

SB #286 (2/1/96) - AN ACT TO AMEND VOLUME 67, CHAPTER 285 LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1991 BOND AND CAPITAL IMPROVEMENT ACT. (Sponsor: Senator Sharp and Representative Spence) (Volume 70, Chapter 300, Laws of Delaware).

SJR #16 (2/1/96) - DELAYING THE IMPLEMENTATION OF SENATE BILL NO. 24 (Sponsor: Senator Amick & Senator Marshall)

HJR #19 (2/1/96) - HONORING AND REMEMBERING FORMER TEXAS CONGRESSWOMAN BARBARA JORDAN, DEVOTED EDUCATOR, PUBLIC SERVANT AND OUTSTANDING BLACK AMERICAN. (Sponsor: Representatives Plant, Gilligan, Scott, Van Sant & Williams; Senators Henry, Marshall & McDowell on behalf of all Representatives and Senators).

SB# 284 (2/1/96) - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF DR. ANDREW M. BERMAN AND STEPHANIE L. HALL. (Sponsor: Senator Sharp and Representative Spence) (Volume 70, Chapter 301, Laws of Delaware).

SB #278 (2/1/96) - AN ACT TO WAIVE STATUTORY PROVISIONS OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE SOLEMNIZATION OF CERTAIN MARRIAGES. (Sponsor: Senator Bair & Representative Maroney) (Volume 70, Chapter 302, Laws of Delaware).

HJR #11 (2/1/96) - CONGRATULATING THE 1995 FIRST STATE CONSTITUTIONAL SCHOLARSHIP RECIPIENTS. (Sponsor: Representative Fallon & Senator Sorenson).

HB #328 AAB SA 1 (2/1/96) - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. (Sponsor: Representatives Lee & B. Ennis & Senator Voshell; Reps. Carey, Caulk, Wagner, Banning, Brady, Houghton, Van Sant; Sens. Blevins, McBride, Still) (Volume 70, Chapter 303, Laws of Delaware).

HB #403 (2/1/96) - AN ACT APPROVING AND VALIDATING ALL ACTIONS TAKEN BY THE CHRISTINA SCHOOL DISTRICT RELATING TO AUTHORIZATION OF ISSUANCE OF BONDS FOR A SCHOOL CONSTRUCTION PROGRAM. (Sponsor: Representative Davis & Senator Sokola; Reps. Boulden, Spence, Lofink, Ulbrich, DiLiberto, Gilligan, Oberle, Maier, Petrilli; Sens. Sharp, Sorenson, Amick, Reed) (Volume 70, Chapter 304, Laws of Delaware).

HB #415 AAB HA 1 AND HA 2 (2/1/96) - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE AND TITLE 2 OF THE DELAWARE CODE RELATING TO CERTAIN ADDITIONAL USES OF THE HIGHWAY CONSTRUCTION RATES. (Sponsor: Representative Roy; Senator Venables) (Volume 70, Chapter 305, Laws of Delaware).

SB #28 AAB HA 1 W/SA 3 (2/2/96) - 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. (Sponsor: Senator McBride and Representative Spence; Sens. Marshall, McDowell, Connor, Henry, Reed; Reps. Oberle, Houghton, Van Sant) (Volume 70, Chapter 306, Laws of Delaware).

SB #249 AAB SA 1 (2/2/96) - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO SOLEMNIZATION OF MARRIAGES. (Sponsor: Senator Amick) (Volume 70, Chapter 307, Laws of Delaware).

Governor Thomas R. Carper vetoed the following legislation on the date indicated:

HJR #20 (2/2/96) - ESTABLISHING A TASK FORCE TO EVALUATE THE STAFFING NEEDS, MONETARY SUPPORT, EQUIPMENT AND RELATED MATTERS RELEVANT TO THE NEW CASTLE COUNTY 911 RECOM CENTER. (Sponsor: Representative Spence and Senator Sharp).

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LEGISLATIVE ADVISORY #40, dated February 14, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #418 (2/12/96) - AN ACT TO AMEND VOLUME 70, CHAPTER 210, LAWS OF DELAWARE, RELATING TO THE FISCAL YEAR 1996 BOND BILL AND CAPITAL

IMPROVEMENTS ACT. (Sponsor: Representative Roy; Sens. Venables & Cook) (Volume 70, Chapter 308, Laws of Delaware).

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The following committee reports were announced:

From Health and Social Services: **HB 280** - 6 Merits.

From Public Safety: **HB 362** - 3 Merits.

At 2:50 p.m. on motion of Senator Sharp the Senate adjourned to immediately convene for the 9th Legislative Day.

9TH LEGISLATIVE DAY March 12, 1996

The Senate convened at 2:50 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day for the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION March 12, 1996

The following legislation was introduced and assigned to committee on January 31, 1996:

SB 300 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF CHAPTER 1, TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JOHN A. SKIBICKI AND DONNA DALPHON. Sponsor: Senator Blevins and Representative Capano. To:

Executive.

SB 301 - AN ACT TO AMEND CHAPTER 69, TITLE 7 OF THE DELAWARE CODE RELATING TO CONSERVATION; AND PROVIDING FOR A UNIFORM CONSERVATION EASEMENT ACT. Sponsor: Senator Sharp & Representative Roy; Rep. Jonkiert. To: **Judiciary.**

SB 302 - AN ACT TO AUTHORIZE THE STATE BOARD OF EDUCATION TO CREATE A PILOT PROJECT TO CHANGE THE DATE OF THE UNIT COUNT. Sponsor: Senator Connor; Sens. Sorenson, Sokola, McBride, Henry; Reps. Mack, Spence. To: **Education.**

SB 303 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO PREMARITAL AGREEMENTS; AND PROVIDING FOR A UNIFORM PREMARITAL AGREEMENT ACT. Sponsor: Senators Venables and Sharp; Rep. Roy. To: **Judiciary.**

SCR 47 - CREATING A GROUP LONG-TERM DISABILITY BENEFITS STUDY COMMISSION FOR STATE EMPLOYEES. Sponsor: Senator Still; Sens. Sorenson, Cook, Vaughn, McDowell; Reps. Wagner, Stone, Welch, Davis, Buckworth, Di Pinto, Maroney, Jonkiert. To: **Finance.**

SJR 17 - DIRECTING THE DEPARTMENT OF CORRECTION TO DEVELOP RULES AND REGULATIONS PROVIDING FOR ALTERNATIVE HOUSING TO ADDRESS PRISON OVERCROWDING PROBLEMS. Sponsor: Senator Sharp & Representative Spence. To: **Corrections.**

HB 124 w/HA 1, HA 1 aab HA 1 - AN ACT TO AMEND CHAPTER 81 TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATIONS OF CIVIL LIABILITY FOR CERTAIN VOLUNTEERS. Sponsor: Representative Di Pinto; Reps. Petrilli, Quillen, Spence, Boulden, Brady, Buckworth, Capano, Carey, Cloutier, Davis, Ewing, Roy, Smith, Ulbrich, Banning, B. Ennis, Gilligan, Houghton, Plant, Scott, Van Sant; Sens. Cordrey; Sens. McBride, Sokola. To: **Judiciary.**

HB 314 w/HA 1 - AN ACT TO AMEND PART VII, TITLE 16 OF THE DELAWARE CODE RELATING TO ELEVATORS, PENALTIES. Sponsor: Representative Quillen. To: **Judiciary.**

HB 342 w/HA 1 - AN ACT TO AMEND CHAPTER 73, TITLE 6, OF THE DELAWARE CODE RELATING TO THE REGULATION OF SECURITIES, BROKER-DEALERS, INVESTMENT ADVISERS AND AGENTS. Sponsor: Representative Di Pinto. To:

Banking.

HB 347 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO RENT CONTROL BY LOCAL GOVERNMENT. Sponsor: Representative Di Pinto. To:

Small Business.

HB 381 w/HA 1 - AN ACT TO AMEND TITLE 25 RELATING TO CONTRACTS FOR THE SALE OF REAL ESTATE. Sponsor: Representative Stone; Sens. Amick, Bonini, Hauge. To: **Administrative Service.**

HB 410 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO STATE GOVERNMENT ACCOUNTABILITY. Sponsor: Representatives Wagner & Davis & Senator Cook; Reps. Boulden, Buckworth, Bunting, Capano, Carey, Cloutier, DiLiberto, Di Pinto, B. Ennis, D. Ennis, Ewing, Houghton, Jonkiert, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Spence, Stone, Ulbrich, Welch, West, Williams; Sens. Bair, Blevins, Bonini, Connor, Hauge, Henry, McDowell, Sokola, Sorenson, Still, Vaughn, Venables, Voshell. To: **Finance.**

The following legislation was introduced and assigned to committee on March 6, 1996:

SB 304 - AN ACT TO AMEND TITLE 14, DELAWARE CODE RELATING TO MANDATORY ATTENDANCE REQUIREMENTS FOR PUBLIC SCHOOL STUDENTS AND MANDATING SCHOOL RESPONSES TO STUDENT NON ATTENDANCE. Sponsor: Senator Sharp and Representative Spence. To: **Education.**

The following legislation was introduced and assigned to committee on March 12, 1996:

SB 306 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO PLANT PESTS. Sponsor: Senator Adams and Representative Caulk; Sens. Cook, Vaughn, Venables, Still, Bonini; Reps. Carey, Mack, Bunting, Schroeder. To: **Agriculture.**

SB 307 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NURSERIES AND NURSERY STOCK. Sponsor: Senator Adams and Representative Caulk; Sens. Cook, Vaughn, Venables, Still, Bonini; Reps. Carey, Mack, Bunting, Schroeder. To: **Agriculture.**

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On motion of Senator Sharp, the Senate recessed for Party Caucus at 2:56 p.m. and reconvened at 4:02 p.m. with Senator Cordrey presiding.

SB 283 was brought before the Senator for consideration on motion of Senator McBride.

SB 283 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WASTE-END ASSESSMENTS.

Lt. Governor Minner presiding at 4:03 p.m.

Senator Cordrey commented. Senator McBride requested the privilege of the floor for Nancy C. Marker, representing Department of Natural Resources and Environmental Control - Hazardous Waste.

Senators Sharp and Voshell questioned the witness, after which the witness was excused.

Senator McDowell was marked present and then commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 283** was declared passed the Senate and sent to the House for consideration.

At 4:18 p.m. on motion of Senator Sharp, the Senate recessed until 4:00 p.m. on March 13, 1996.

The Senate reconvened on March 13, 1996 at 4:13 p.m. with Senator Cordrey presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 397 w/HA 1; HB 398 w/HA 1; SB 242; SCR 37; SCR 46.**

A communication from Senator Vaughn was read for the purpose of the Senate Journal and other related records requesting Senator Still be added as a co-sponsor to **SB 206.**

At 4:15 p.m. the Lt. Governor presiding.

A communication from the Chief Clerk of the House was read at the direction of Representative Pamela S. Maier, requesting **HB 386** be returned to the House.

A communication from the Secretary of the Senate was read regarding the request of Representative Pamela S. Maier and with authorization from Richard S. Cordrey, President Pro Tempore, **HB 386** was returned to the House.

The following committee report was announced:
From Corrections: **SJR 17** - 3 Favorable, 2 Merits.
At 4:16 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 10th Legislative Day.

10TH LEGISLATIVE DAY March 13, 1996

The Senate convened at 4:16 p.m. with Lt. Governor Minner presiding.
A prayer was offered by Senator Sharp.
The Pledge of Allegiance to the Flag.
The call of the roll for the Legislative Day revealed the following attendance:
PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21

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

HB 280 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 280 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO IRREVOCABLE TRUST ACCOUNTS.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Amick, Bonini, Sorenson) ABSENT; therefore, **HB 280** was declared passed the Senate and returned to the House.

Senators Hauge and McBride marked present during the above roll call.

At 4:25 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:52 p.m. with Senator Cordrey presiding.

SJR 17 was brought before the Senate for consideration on motion of Senator Sharp.

SJR 17 - DIRECTING THE DEPARTMENT OF CORRECTION TO DEVELOP RULES AND REGULATIONS PROVIDING FOR ALTERNATIVE HOUSING TO ADDRESS PRISON OVERCROWDING PROBLEMS.

SA 1 to SJR 17 was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Sorenson) ABSENT; therefore, **SA 1 to SJR 17** was declared part of the bill.

Senators Bonini and Amick were marked present during the above roll call.

SJR 17 w/SA 1 was now before the Senate.

Lt. Governor Minner presiding at 5:02 p.m.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Sorenson) ABSENT; therefore, **SJR 17 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SR 23 was introduced and brought before the Senate for consideration and read in its entirety, on motion of Senator Sharp.

SR 23 - EXPRESSING THE CONTINUED CONFIDENCE OF THE SENATE IN THE MANAGEMENT OF THE STATE'S FUNDS BY THE CASH MANAGEMENT POLICY BOARD. Sponsor: Senators Sharp, Adams, Blevins, Cook, Cordrey, Henry, Marshall, McBride, McDowell, Sokola, Vaughn, Venables, and Voshell.

Several Senators commented. A roll call vote was taken revealed 13 Senators voting YES, 7 (Amick, Bair, Bonini, Connor, Hauge, Reed, Still) NOT VOTING, 1 (Sorenson) ABSENT; therefore, **SR 23** was declared adopted by the Senate and sent to the House for consideration.

At 5:29 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., March 14, 1996.

The Senate reconvened March 14, 1996, at 2:35 p.m. with Lt. Governor Minner presiding.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION March 13, 1996

The following legislation was introduced and assigned to committee on March 13, 1996:

SS 1 to SB 265 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO OUTDOOR ADVERTISING. Sponsor: Senator McBride. **Adopted in lieu of the original.**

SB 305 - AN ACT TO AMEND TITLE 14, DELAWARE CODE RELATING TO MAXIMUM CLASS SIZES. Sponsor: Senator Sharp. To: Education.

SB 308 - AN ACT TO AMEND SUBTITLE 11, TITLE 6 OF THE DELAWARE CODE RELATING TO OTHER LAWS RELATING TO COMMERCE AND TRADE; AND PROVIDING FOR A UNIFORM FRAUDULENT TRANSFER ACT. Sponsor: Senator Sharp. To: Judiciary.

HB 397 w/HA 1 - AN ACT TO AMEND SUBCHAPTER VI, CHAPTER 5 OF TITLE 11, DELAWARE CODE, RELATING TO CRIMES. Sponsor: Representative DiLiberto; Reps. Banning, Brady, Buckworth, Bunting, Davis, B. Ennis, Gilligan, Jonkiert, Lee, Plant, Schroeder, Scott, Spence, Van Sant, Wagner, West, Williams; Sens. Amick, Still. To: Judiciary.

HB 398 w/HA 1 - AN ACT TO AMEND SUBCHAPTER VI, TITLE 11 OF THE DELAWARE CODE RELATING TO ASSAULT. Sponsor: Representative DiLiberto; Reps. Banning, Brady, Buckworth, Bunting, Davis, B. Ennis, Gilligan, Jonkiert, Lee, Plant, Schroeder, Scott, Spence, Van Sant, Wagner, West, Williams; Sens. Amick, Still. To: Judiciary.

SA 1 to SB 206 - Sponsor: Senator Vaughn. Placed with the bill.

SA 1 to SJR 17 - Sponsor: Senator Sharp. Placed with the bill.

SB 292 - Reassigned to Labor from Natural Resources.

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The following committee reports were announced:

From Agriculture: **SB 306** - 5 Merits; **SB 307** - 5 Merits

Senator Sorenson was marked present.

The Secretary announced a message from the House informing the Senate that it had passed

HCR 39; SCR 44; SCR 45.

At 2:39 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 11th Legislative Day.

11TH LEGISLATIVE DAY

March 14, 1996

The Senate convened at 2:39 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 14, 1996

The following legislation was introduced and assigned to committee on March 14, 1996:

SB 309 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO DISTRIBUTION, DELIVERY, OR POSSESSION OF CONTROLLED SUBSTANCES IN OR WITHIN 300 FEET OF A COMMUNITY CENTER OR DAY CARE CENTER. Sponsor: Senator Marshall and Representative Spence; Reps. Jonkiert, Williams, Scott. To: Combat Drug Abuse.

SB 310 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTAGIOUS DISEASE GENERALLY. Sponsor: Senator Cook and McBride; Representative Davis; Sens. Vaughn, McDowell, Still and Sorenson; Reps. Buckworth, DiPinto, Maroney, Bunting and Jonkiert. To: Health and Social Services.

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SB 306 was brought before the Senate for consideration on motion of Senator Adams.

SB 306 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO PLANT PESTS.

Senator Adams requested the privilege of the floor for Dr. Donald Eggen, representing the Delaware Department of Agriculture.

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SB 306** was declared passed the Senate and sent to the House for consideration.

Senators Blevins and Bonini marked present during the above roll call.

SB 307 was brought before the Senate for consideration on motion of Senator Adams.

SB 307 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NURSERIES AND NURSERY STOCK.

SA 1 to SB 307 was introduced and brought before the Senate for consideration on motion of Senator Adams.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SA 1 to SB 307** was declared part of the bill.

SB 307 w/SA 1 was now before the Senate.

Senator Adams requested the privilege of the floor, once again for Dr. Donald Eggen, representing the Delaware Department of Agriculture.

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SB 307 w/SA 1** was declared passed the Senate and sent to the House for consideration.

At 2:53 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

The Senate reconvened at 4:03 p.m. with Lt. Governor Minner presiding,

HB 311 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 311 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIER FUEL TAX SURETY BONDS.

A roll call vote was taken and revealed 18 Senators voting YES, 2 (Bonini, Venables) NOT VOTING, 1 (Still) ABSENT; therefore, **HB 311** was declared passed the Senate and returned to the House.

SR 24 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

SR 24 - URGING PRESIDENT CLINTON AND CONGRESSIONAL LEADERSHIP TO REACH A BALANCED BUDGET AGREEMENT THAT PROTECTS THE WELL-BEING OF WORKING FAMILIES, THE MIDDLE CLASS, SENIOR CITIZENS, THE DISADVANTAGED, AND CHILDREN. Sponsor: Senator Marshall & Senator Bair; Sens. Adams, Blevins, Cook, Cordrey, Henry, McBride, McDowell, Sharp, Sokola, Vaughn, Venables, Voshell, Amick, Connor, Sorenson.

Senator Bair commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SR 24** was declared adopted.

HCR 39 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HCR 39 - COMMENDING EDDIE DAVIS OF SMYRNA, DELAWARE ON HIS SIX THOUSANDTH WIN AT DOVER DOWNS ON SUNDAY, FEBRUARY 4, 1996 AND FURTHER EXTENDING TO HIM A FUTURE FILLED WITH SUCCESS. Sponsor: Representative B. Ennis & Senator Vaughn; Senator Cook; Representative Welch.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **HCR 39** was declared adopted by the Senate and returned to the House.

At 4:13 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. until March 19, 1996.

The Senate reconvened at 2:42 p.m. March 19, 1996 with Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed

HB 370; HB 432; HB 434; SJR 13 w/HA 1.

A communication was read requesting withdrawal of sponsorship of Representative Scott on **HB 124.**

Senator Still was marked present.

A communication was read requesting withdrawal of sponsorship of Senator Venables on **SR 24.**

At 2:48 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 12th Legislative Day.

12TH LEGISLATIVE DAY March 19, 1996

The Senate convened at 2:48 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Still.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION March 19, 1996

The following legislation was introduced and assigned to committee on March 19, 1996:

SB 311 - ACT TO AMEND CHAPTER 89, TITLE 29, DELAWARE CODE RELATING TO MANDATORY SCREENING FOR ILLEGAL USE OF DRUGS. Sponsor: Senator Vaughn; Representative Lee; Sen. Sharp; Reps. Ewing and B. Ennis. To: **Combat Drug Abuse**.

SB 312 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO LICENSES FOR BREWERY-PUBS. Sponsor: Senator Blevins and Representative Capano; Sen. Sorenson; Reps. Roy and Smith. To: **Administrative Services**.

HB 370 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS FOR FREE PUBLIC SCHOOLS. Sponsor: Representative Spence & Senators Sharp & McBride; Reps. Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Fallon, Lee, Lofink, Mack, Maier, Oberle, Reynolds, Smith, Stone, Ulbrich, Wagner, Welch, Brady, B. Ennis, Houghton, Jonkiert, Plant, Van Sant, West; Sen. Connor. To: **Judiciary**.

HB 432 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. Sponsor: Representative Gilligan; Reps. Banning, Boulden, Brady, Buckworth, Capano, Carey, Caulk, DiLiberto, Di Pinto, Ewing, Fallon, Jonkiert, Lee, Lofink, Mack, Oberle, Plant, Reynolds, Scott, Smith, Stone, Ulbrich, Wagner, West, Williams; Sens. Blevins, Connor, Cook, Henry, Marshall, McBride, Voshell. To: **Public Safety**.

HB 434 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF RECKLESS BURNING OR EXPLODING. Sponsor: Representative B. Ennis and Senator Vaughn; Reps. Banning, Brady, Houghton, Van Sant, D. Ennis, Wagner, Welch; Sen. Adams. To: **Judiciary**.

SA 1 to SB 261 Sponsor: Senator Voshell - Placed with the bill.

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SB 261 was brought before the Senate for consideration on motion of Senator Voshell.

SB 261 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF HEAVY MOTOR VEHICLES.

SA 1 to SB 261, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Voshell.

Several Senators commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 261** was declared part of the bill.

Senators Blevins, Marshall and McBride were marked present during the above roll call.

SB 261 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 17 Senators voting YES, 4 (Amick, Reed, Sharp, Still) voting NO; therefore, **SB 261 w/SA 1** was declared passed the Senate and sent to the House for consideration.

Senator Cook requested her name be added as a co-sponsor.

At 3:04 p.m. on motion of Senator Sharp, the Senate recess for Party Caucus.

The Senate reconvened at 4:32 p.m. with Lt. Governor Minner presiding.

SJR 13 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator McBride.

SJR 13 w/HA 1 - RELATING TO EXTENDING THE REPORTING DATE OF THE BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR A

STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 13 w/HA 1** was declared passed the Senate and sent to the Governor.

At 4:37 p.m. on motion of Senator Sharp, the Senate recessed until 4:00 p.m. on March 20, 1996.

The Senate reconvened at 4:29 p.m. March 20, 1996 with Lt. Governor Minner presiding.

A communication from the Office of the President Pro Tempore, Senator Richard S. Cordrey was read regarding Senate Committee Appointments. Senator Margaret Rose Henry to Chair the Senate Committee to Combat Drug Abuse. Senator Sharp will continue to serve as a member. April 1, 1996, Senator Margaret Rose Henry as a member of Joint Finance Committee, replacing Senator Harris B. McDowell. Senator Steven Amick as a member of the Bond Bill Committee, replacing Senator Margaret Rose Henry.

The Secretary announced a message from the House informing the Senate that it had passed **HB 419; HB 406 w/HA 1; HCR 41.**

The following committee reports were announced:

From Judiciary: **SB 243** - 4 Merits; **SB 256** - 4 Merits; **SB 257** - 4 Merits; **SB 297** - 4 Merits; **SB 303** - 4 Merits; **SB 308** - 3 Merits, 1 Unfavorable; **HB 150 w/HA 1** - 4 Merits; **HB 169** - 4 Merits; **HB 238** - 4 Merits; **HB 309 w/HA 2** - 3 Merits, 1 Unfavorable; **HB 370** - 4 Merits; **HB 397 w/HA 1** - 4 Merits; **HB 398 w/HA 1** - 4 Merits; **HB 434** - 4 Merits.

From Education: **SB 275** - 4 Merits; **SB 276** - 4 Merits; **SB 277** - 4 Merits.

From Children, Youth & Families: **SB 315** - 2 Favorable, 1 Unfavorable.

From Highways & Transportation: **HB 267 w/HA 1 & 3** - 3 Merits; **HCR 27** - 4 Merits.

From Public Safety: **HB 295 w/HA 1** - 3 Merits; **HB 432** - 3 Merits.

At 4:35 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 13th Legislative Day.

13TH LEGISLATIVE DAY

March 20, 1996

The Senate convened at 4:35 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Venables.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 20, 1996

The following legislation was introduced and assigned to committee on March 19, 1996:

SS 1 to SB 265 - Sponsor: Senator Vaughn. To: **Community/County Affairs.**

SB 313 - AN ACT TO AMEND CHAPTER 237, VOLUME 51, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO INCREASING THE POWER TO RAISE REVENUE.

Sponsor: Senator Adams and Representative Ewing. To: **Community/County Affairs.**

SB 314 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO EXEMPTIONS OF FARM TRUCKS FROM MOTOR FUEL TAX. Sponsor: Senator Adams; Senators Voshell, Venables, Cook, Cordrey, Vaughn and Representative Ewing. To:

Agriculture.

SB 315 - AN ACT TO AMEND CHAPTER 45, TITLE 6, DELAWARE CODE RELATING TO EQUAL ACCOMMODATIONS; AND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION. Sponsor: Senator McDowell; Representative DiPinto; Sens. Marshall, Henry, Sokola, Blevins; Reps. Scott, Plant, Williams, Jonkiert, Gilligan, Maroney, Houghton. To: **Children, Youth, and Families.**

The following legislation was introduced and assigned to committee on March 20, 1996:

SB 316 - AN ACT TO AMEND TITLE 28 OF THE DELAWARE CODE RELATING TO BINGO AND CHARITABLE GAMBLING. Sponsor: Senator Bair & Representative Brady; Sens. Blevins, McBride, Marshall; Reps. Quillen, Jonkiert, Cloutier. To: **Administrative Services.**

SB 317 - AN ACT TO AMEND TITLES 10, 11, AND 13 OF THE DELAWARE CODE RELATING TO CRIMINAL NON-SUPPORT. Sponsor: Senator Blevins and Representative Maroney; Sen. Bair. To: **Health and Social Services.**

SB 318 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO BOND FORFEITURE IN CHILD SUPPORT PROCEEDINGS. Sponsor: Senator Blevins and Representative Maroney; Sen. Bair; Rep. DiLiberto. To: **Health and Social Services.**

SB 319 - AN ACT TO AMEND TITLE 22 AND TITLE 9 OF THE DELAWARE CODE RELATING TO SUNSET ZONING. Sponsor: Senators Still & Connor & Sharp & Representative Lofink; Sens. Reed, Sorenson, Hauge, Bair; Reps. Spence, Reynolds, Mack, Davis, Maier. To: **Sunset.**

HB 406 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES. Sponsor: Representatives Banning & Spence; Reps. Brady, Bunting, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Van Sant, West; Sens. Vaughn, Venables. To: **Public Safety.**

HB 419 - AN ACT TO AMEND CHAPTER 21 OF TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. Sponsor: Representative Oberle. To: **Public Safety.**

SA 1 to SB 280 - Sponsor: Senator Sharp - Placed with the bill.

SA 1 to SB 304 - Sponsor: Senator Sharp - Placed with the bill.

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HB 248 was brought before the Senate for consideration on motion of the floor manager, Senator Adams.

HB 248 - AN ACT TO AMEND CHAPTER 59, TITLE 29, OF THE DELAWARE CODE RELATING TO COMPENSATION FOR UNUSED SICK LEAVE.

Senator Adams deferred to Senator Vaughn.

Senators Hauge and Connor commented. A roll call vote was taken and revealed 13 Senators voting YES, 7 (Amick, Bair, Connor, Sokola, Sorenson, Still, Venables) NO, 1 (Cordrey) ABSENT; therefore, **HB 248** was declared passed the Senate and returned to the House.

HB 335 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 335 - AN ACT TO AMEND CHAPTER 76, TITLE 7 OF THE DELAWARE CODE RELATING TO THE INLAND BAYS' WATERSHED ENHANCEMENT ACT.

Senator Marshall commented. Senator McBride requested the privilege of the floor for Phil Cherry, representing Department of Natural Resources and Environmental Control.

Senator Sorenson questioned the witness, after which the witness was excused.

Senator McBride then requested the privilege of the floor for John Cordrey, Esq., Senate Attorney.

Senator Amick questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 12 Senators voting YES, 8 (Amick, Bonini, Marshall, Reed, Sharp, Sorenson, Still, Vaughn) NO, 1 (Cordrey) ABSENT; therefore, **HB 335** was declared passed the Senate and returned to the House.

SB 195 was lifted from the table and before the Senate for consideration on motion of Senator Blevins.

SB 195 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE INSURANCE CODE RELATING TO LONG-TERM CARE INSURANCE.

SA 1 to SB 195 was stricken on motion of Senator Still.

SA 2 to SB 195 was introduced and before the Senate for consideration on motion of Senator Still.

Several Senators commented. A roll call vote was taken and revealed 17 Senators voting YES, 2 (McDowell, Sokola) NO, 2 (Cordrey, Sharp) ABSENT; therefore, **SA 2 to SB 195** was declared part of the bill.

SB 195 w/SA 2 was now before the Senate.

Senator McDowell commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SB 195 w/SA 2** was declared passed the Senate and was sent to the House for consideration.

HCR 43 was introduced and brought before the Senate for consideration on motion of Senator Voshell.

HCR 43 - HONORING THE FOUR NEW INDUCTEES TO THE DELAWARE WOMEN'S HALL OF FAME. Sponsor: Representative Quillen & Senator Voshell; On behalf of all Representatives and Senators.

Senator McBride commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **HCR 43** was declared adopted by the Senate and returned to the House.

SCR 50 was brought before the Senate for consideration on motion of Senator Adams.

SCR 50 - PROCLAIMING THE WEEK OF MARCH 18 THROUGH MARCH 24 DELAWARE AGRICULTURE WEEK FOR 1996 AND HONORING DELAWARE'S FARMERS, FARM FAMILIES AND AGRI-BUSINESSMEN FOR THEIR MANY CONTRIBUTIONS TO DELAWARE. Sponsor: Senator Adams & Representative Caulk; Senators Cook, Vaughn, Venables, Still & Bonini; Representatives Carey, Mack, Schroeder & West.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SCR 50** was declared adopted by the Senate and sent to the House for consideration

At 5:25 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. on March 21, 1996.

The Senate reconvened on March 21, 1996, at 2:28 p.m. with Lt. Governor Minner presiding. Senator Cordrey was marked present.

The following corrected committee report was announced:

From Education: **HB 370** - 4 Merits.

The Secretary announced a message from the House informing the Senate that the House had passed **HCR 42; HCR 43; HCR 44**.

At 2:33 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 14th Legislative Day.

14TH LEGISLATIVE DAY

March 21, 1996

The Senate convened at 2:33 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Bair.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 21, 1996

The following legislation was introduced and assigned to committee on March 20, 1996:

HB 370 - Reassigned to Education Committee.

The following legislation was introduced and assigned to committee on March 21, 1996:

SB 320 - AN ACT TO AMEND CHAPTER 23, SUBCHAPTER III, TITLE 19, DELAWARE CODE, RELATING TO LIMITATION PERIODS FOR CLAIMS. Sponsor: Senator Vaughn; Representative Spence. To: Insurance & Elections.

SB 321 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE COMPENSATION COMMISSION. Sponsor: Senator Still; Sens. Bonini, Reed, Hauge, Amick, Connor, Bair, Sorenson, Sokola; Reps. Wagner, Capano, Cloutier, Smith, Stone, Boulden, Maier, Ulbrich, Lee, Welch. To: Insurance & Elections.

SB 322 - AN ACT PROPOSING AN AMENDMENT TO §21, ARTICLE II OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO CONVICTION OF CRIME AS BAN TO PUBLIC OFFICE. Sponsor: Senator Still; Sens. Venables, Voshell, Connor, Bair; Reps. Wagner, Stone. To: **Judiciary**.

SA 1 to SB 247 - Sponsor: Senator Vaughn - Placed with the bill.

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HB 370 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 370 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS FOR FREE PUBLIC SCHOOLS.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HB 370** was declared passed the Senate and returned to the House.

Senators Cook, Venables and McBride were marked present during the above roll call.

HB 432 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 432 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. 3/5 VOTE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 432** was declared passed the Senate and returned to the House.

HB 434 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 434 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIME OF RECKLESS BURNING OR EXPLODING.

Senator Sharp deferred to Senator Vaughn.

Senator Cordrey commented. Senator Vaughn requested the privilege of the floor for John Cordrey, Esq., Senate Attorney.

Several Senators questioned the witness, after which the witness was excused.

On motion of Senator Vaughn, the bill was laid on the table.

At 3:08 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus.

The Senate reconvened at 4:08 p.m. with Senator Sharp presiding.

SB 247 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 247 - AN ACT TO AMEND TITLE 29 DELAWARE CODE RELATING TO THE DELAWARE COMMISSION OF VETERANS AFFAIRS.

A communication from Senator Vaughn was read for the purpose of the Senate Journal and any other records to add the name of Representative Pamela S. Maier as a co-sponsor to **SB 247**.

At 4:10 p.m. the Lt. Governor Minner presiding.

SA 1 to SB 247, which was previously placed with the bill was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SA 1 to SB 247** was declared part of the bill.

SA 2 to SB 247 was brought before the Senate for consideration on motion of Senator Vaughn.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SA 2 to SB 247** was declared part of the bill.

SB 247 w/SA 1 & 2 was now before the Senate.

Senators Still and Amick commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SB 247 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

SB 303 was brought before the Senate for consideration on motion of Senator Venables.

SB 303 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO PREMARITAL AGREEMENTS; AND PROVIDING FOR A UNIFORM PREMARITAL AGREEMENT ACT.

Several Senators commented. Senator Venables requested the privilege of the floor for Rebecca Batson, Senate Attorney.

Several Senators questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SB 303** was declared passed the Senate and sent to the House for consideration.

SR 25 was introduced and before the Senate for consideration on motion of Senator Voshell.

SR 25 - HONORING THOSE OUTSTANDING COMPANIES WHICH HAVE ASSISTED KENT-SUSSEX INDUSTRIES IN PROVIDING QUALITY EMPLOYMENT FOR

HUNDREDS OF DISABLED KENT AND SUSSEX COUNTY RESIDENTS. Sponsor: Senator Voshell; Senators Cordrey, Adams, Cook, & Venables.

Senators Bonini and McDowell requested their names be added as co-sponsors.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SR 25** was declared adopted.

SENATE CONSENT CALENDAR #10 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 48 - RECOGNIZING DELAWARE TECHNICAL AND COMMUNITY COLLEGE IN CELEBRATING NATIONAL COMMUNITY COLLEGE MONTH. Sponsor: Senator Sokola, on behalf of all Senators and Representative Reynolds, on behalf of all Representatives.

SCR 49 - RECOGNIZING MARCH 26, 1996 AS NATIONAL DIABETES ALERT DAY. Sponsor: Senator Marshall for All Senators; Representative Maroney for All Representatives.

HCR 42 - COMMENDING WAYNE A. STEEN, SR. OF THE MILL CREEK FIRE COMPANY FOR HIS OUTSTANDING VOLUNTEER SERVICE AS A FIREFIGHTER, HOLDING NUMEROUS AND VARIOUS LEADERSHIP POST, AND FURTHER EXTENDING TO HIM OUR BEST WISHES FOR A HEALTHY AND SUCCESSFUL FUTURE. Sponsor: Representatives Roy, Gilligan, Petrilli, Maier, Capano and Senators Sharp, Sokola, Blevins.

HCR 44 - MOURNING THE LOSS OF DR. S. WARD CASSCELLS, PIONEER IN ARTHROSCOPIC SURGERY. Sponsor: Representatives Capano & Di Pinto; Senator Sorenson on behalf of all Legislators.

A roll call vote was taken on **SENATE CONSENT CALENDAR #10** and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, the **Senate Consent Calendar** was declared adopted by the Senate. The Senate Concurrent Resolutions were sent to the House for consideration and the House Concurrent Resolutions were returned to the House.

HCR 41 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HCR 41 - CREATING A TASK FORCE TO INVESTIGATE AND ESTABLISH THE FORMULATION OF A STATEWIDE REFUND POLICY TO BE APPLICABLE TO RETAIL BUSINESSES WITHIN THE STATE. Sponsor: Representative Scott; Reps. Banning, Brady, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Gilligan, Houghton, Jonkiert, Lee, Lofink, Mack, Oberle, Plant, Reynolds, Spence, Van Sant, Welch, West, Williams; Senators Sokola, Venables.

Several Senators commented. A roll call vote was taken and revealed 6 Senators (Blevins, Henry, Marshall, McBride, McDowell, Sokola) voting YES, 14 NO, 1 (Cordrey) ABSENT; therefore, **HCR 41** was declared defeated by the Senate and returned to the House.

Senator Sharp made comments on the development in New Castle County, after which several other expressed their feeling about the matter.

At 4:53 p.m. on motion of Senator Sharp, the Senate recessed until March 26, 1996 at 2:00 p.m.

The Senate reconvened at 2:28 p.m. March 26, 1996 with Senator Cordrey presiding.

The following corrected committee report was announced:

From Highways and Transportation: **HB 267 w/HA 1 & 3** - 4 Merits.

LEGISLATIVE ADVISORY #41 from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #41, dated March 26, 1996, the Governor signed the following legislation on the date indicated:

SB #242 - 3/22/96 - AN ACT TO AMEND CHAPTER 2, TITLE 24 OF THE DELAWARE CODE RELATING TO LANDSCAPE ARCHITECTS. (Sponsor: Senator Blevins and Representative Ulbrich; Senator Voshell; Representative Maier) (Volume 70, Chapter 309, Laws of Delaware).

HB #280 - 3/22/96 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO IRREVOCABLE TRUST ACCOUNTS. (Sponsor: Representative Quillen) (Volume 70, Chapter 310, Laws of Delaware).

HB #311 - 3/22/96 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIER FUEL TAX SURETY BONDS. (Sponsor: Representative Lofink; Reps. Oberle, Smith; Sens. Voshell, Connor) (Volume 70, Chapter 311, Laws of Delaware).

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At 2:32 p.m. Lt. Governor Minner presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 458; HB 405 w/HA 1 & 2; HB 459; HB 414 w/HA 1; HB 411; HCR 38; HJR 21; SCR 50.**

The following committee report was announced:

From Judiciary: **SB 298** - 4 Merits.

At 2:37 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 15th Legislative Day.

15TH LEGISLATIVE DAY

March 26, 1996

The Senate convened at 2:37 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell – 20.

ABSENT: Senator Connor – 1.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 26, 1996

The following legislation was introduced and assigned to committee on March 26, 1996:

SB 323 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL AND/OR DRUGS.

Sponsor: Senator Voshell; Representative Ewing. To: **Public Safety.**

SB 324 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FALSELY REPORTING AN INCIDENT. Sponsor: Senators Sharp and Vaughn; Representatives Spence and Oberle. To: **Judiciary.**

SB 325 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF A VIDEOPHONE FUND. Sponsor: Senator Sharp; Representatives Spence, Roy and Oberle. To: **Judiciary.**

SB 326 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO TRANSPORTATION OF SPIRITS, WINES OR BEER. Sponsor: Senator Voshell; Representative Ewing. To: **Administrative Services.**

SB 327 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO SUPPLIER AND SALES REPRESENTATIVE LICENSE FEES. Sponsor: Senator Voshell; Representative Ewing. To: **Public Safety.**

SB 328 - AN ACT TO AMEND TITLES 4 AND 29 OF THE DELAWARE CODE RELATING TO ALCOHOLIC BEVERAGE CONTROL. Sponsor: Senator Sharp and Representative Spence. To: **Judiciary.**

SB 329 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO ISSUING A BAD CHECK. Sponsor: Senator Voshell; Representative Ewing. To: **Judiciary.**

SB 330 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SPECIAL ELECTIONS FOR SCHOOL TAXES AND SCHOOL BONDS. Sponsor: Senator Connor; Senators McBride, Reed; Representatives Spence, Lofink, Davis. To: **Education.**

SB 331 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE TATTOOING AND BODY PIERCING OF CHILDREN. Sponsor: Senator Connor; Senators McBride, Vaughn; Representatives Spence, Lofink, Reynolds, Davis. To: **Children, Youth & Families.**

HB 405 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO SPECIAL LICENSE PLATES FOR KOREAN WAR VETERANS. Sponsor: Representative Bunting; Reps. Brady, Buckworth, Di Pinto, B. Ennis, Ewing, Gilligan, Oberle, Plant, Quillen, Scott, Spence, Van Sant, Wagner, West; Senators Marshall, McBride, Still. To: **Public Safety.**

HB 411 - AN ACT TO AMEND CHAPTER 214, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF NEWPORT. Sponsor: Representative Gilligan and Senator Sharp. To: **Community/County Affairs**.

HB 414 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE DISPLAYING OF NUMBER PLATES. Sponsor: Representative Van Sant; Reps. Banning, Buckworth, Bunting, Capano, Carey, Cloutier, Davis, DiLiberto, Di Pinto, B. Ennis, Fallon, Gilligan, Houghton, Jonkiert, Lee, Lofink, Mack, Oberle, Plant, Quillen, Reynolds, Schroeder, Scott, Smith, Stone, Wagner, Welch, Williams; Sens. Amick, Hauge, Henry, McDowell, Reed, Vaughn, Venables, Voshell. To: **Public Safety**.

HB 458 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO SPECIAL LICENSE PLATES. Sponsor: Representative Quillen; Senator Voshell. To: **Public Safety**.

HB 459 - AN ACT TO AMEND CHAPTER 21, TITLE 21 DELAWARE CODE RELATING TO SPECIAL LICENSES FOR THE VIOLA RURITAN CLUB. Sponsor: Representative Quillen. To: **Public Safety**.

HCR 38 - MEMORIALIZING THE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AMEND THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE PUBLIC HEALTH SERVICE ACT TO FACILITATE THE DEVELOPMENT AND APPROVAL OF NEW DRUGS AND BIOLOGICS. Sponsor: Representative Wagner and Senator Still. To: **Health and Social Service**.

HJR 21 - EXPRESSING SHOCK AND SADNESS ON BEHALF OF ALL DELAWAREANS OVER THE MURDER OF SIXTEEN INNOCENT CHILDREN, PLUS THEIR TEACHER IN THE LITTLE THIRTEENTH CENTURY CATHEDRAL TOWN OF DUNBLANE, SCOTLAND AND EXTENDING TO THE ENTIRE POPULACE OF DUNBLANE, DELAWARE'S HEARTFELT CONDOLENCES DURING THEIR BEREAVEMENT. Sponsor: Representative Quillen and All Representatives; Senator Cordrey, and All Senators. To: **Executive**.

SA 1 to SB 315 - Sponsor: Senator McDowell - Placed with the bill.

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SB 243 was brought before the Senate for consideration on motion of Senator McBride.

SB 243 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL OFFENSES; AND MAKING THE POSSESSION OF OR DEALING IN CERTAIN DEVICES DESIGNED, FASHIONED OR OTHERWISE ADAPTED FOR THEFT OR BURGLARY A CRIMINAL OFFENSE. 2/3 VOTE.

Senator Bonini commented. Senator McBride requested the privilege of the floor for Sherri Schaeffer, Senate Attorney.

Senators Still and Reed questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Connor, Hauge) ABSENT; therefore, **SB 243** was declared passed the Senate and sent to the House for consideration.

At 2:53 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus.

The Senate reconvened at 4:00 p.m. with Lt. Governor Minner presiding.

SB 297 was brought before the Senate for consideration on motion of Senator Sharp.

SB 297 - AN ACT TO AMEND CHAPTER 92, TITLE 10 OF THE DELAWARE CODE RELATING TO COMPENSATION OF JUSTICES OF THE PEACE.

SA 1 to SB 297 was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Connor) ABSENT; therefore, **SA 1 to SB 297** was declared part of the bill.

Senator Hauge was marked present during the above roll call.

SB 297 w/SA 1 was now before the Senate.

Senator Sharp requested the privilege of the floor for Patricia Griffin and Edward Davis, representing Justice of the Peace Courts.

Several Senators questioned the witnesses.

Senator Sharp raised a point of order.

Senators Adams and Bonini questioned the witnesses, after which the witnesses were excused.

On motion of Senator Sharp, the bill was laid on the table, on count of speaker problems in the Senate Chamber.

At 4:29 p.m. on motion of Senator Sharp, the Senate recessed until March 27, 1996, at 4:00 p.m.

The Senate reconvened at 4:02 p.m. March 27, 1996 with Senator Cordrey presiding.

Lt. Governor Minner presiding at 4:03 p.m.

The following committee reports were announced:

From Community/County Affairs: **SB 294** - 3 Merits; **SB 295** - 3 Merits; **SB 296** - 3 Merits; **HB 411** - 3 Merits; **SB 313** - 3 Merits.

From Executive: **SB 300** - 1 Favorable, 3 Merits; **HJR 21** - 3 Favorable, 1 Merit.

From Public Safety: **SB 323** - 4 Merits; **HB 405 w/HA 1 & 2** - 4 Merits; **HB 406 w/HA 1** - 4 Merits; **HB 414 w/HA 1** - 4 Merits, **HB 419** - 3 Favorable, 1 Unfavorable; **HB 458** - 2 Merit, 1 Unfavorable; **SB 327** - 4 Merits.

From Banking: **SB 336** - 2 Favorable, 2 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HB 409 w/HA 1 & 2**; **HB 399**; **HB 435 w/HA 1 & 2**; **HCR 45**; **SB 202**.

Representative Quillen request that his name be removed as a co-sponsor of **SB 316**.

HCR 45 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Amick.

HCR 45 - MOURNING THE LOSS OF SARAH DUVAL RODNEY COOCH, DESCENDENT OF TWO SIGNERS OF THE DECLARATION OF INDEPENDENCE.

Sponsor: Representative Ulbrich and Senator Amick on behalf of all legislators.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Connor) ABSENT; therefore, **HCR 45** was declared adopted by the Senate and returned to House.

At 4:15 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 16th Legislative Day.

16TH LEGISLATIVE DAY

March 27, 1996

The Senate convened at 4:15 p.m. with Senator Cordrey presiding.

Lt. Governor Minner presiding at 4:16 p.m.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 27, 1996

The following legislation was introduced and assigned to committee on March 26, 1996:

SB 336 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BANKS AND OTHER FINANCIAL INSTITUTIONS, TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO ATTACHMENT, AND TO AMEND SECTION 1130 OF TITLE 12 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERM "BANKING ORGANIZATION". 2/3 VOTE Sponsor: Senator Cordrey; Representative D. Ennis. To: **Banking**.

The following legislation was introduced and assigned to committee on March 27, 1996:

SB 329 - Reassigned to **Banking** Committee.

SB 332 - AN ACT TO AMEND CHAPTER 38, TITLE 12 OF THE DELAWARE CODE RELATING TO BUSINESS TRUSTS. Sponsor: Senator Sharp; Senators Vaughn, Amick, Hauge; Reps. Roy, Cloutier, DiLiberto, Welch To: **Judiciary**.

SB 333 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO TELECOMMUNICATION SERVICES. 2/3 VOTE Sponsor: Senator Voshell; Representatives Ewing; Sens. Sharp, Adams, Cook, Blevins, Henry, Hauge, Bair, Bonini, Amick; Reps. Spence, D. Ennis, Smith, Oberle, Caulk, Roy, Plant, DiLiberto, Davis, Lee, Wagner, Banning, Welch. To: **Administrative Services**.

SB 334 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO EXEMPTIONS OF FARM TRUCKS FROM MOTOR FUEL TAX. Sponsor: Senator Adams; Sens. Voshell, Venables, Cook, Cordrey, Vaughn, and Representatives Ewing. To:

Agriculture.

SB 337 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DOMESTIC VIOLENCE COORDINATING COUNCIL. Sponsor: Senator Blevins and Representative Capano and Senator Sorenson; Sens. Vaughn, Sokola, Bair, and Henry; Reps. Wagner, Maier, Banning, Jonkiert, Spence and Schroeder. To: **Health and Social Services.**

SB 338 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE BY CREATING A NEW CHAPTER 34 ESTABLISHING THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT. 3/4 VOTE Sponsor: Senator Voshell and Representative Ewing. To: **Executive.**

SB 339 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO WEARING DISGUISES DURING THE COMMISSION OF A FELONY. Sponsor: Senators Sharp and Vaughn; Reps. Spence and Oberle. To: **Judiciary.**

SB 340 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO APPEALS BY THE STATE IN CRIMINAL CASES. Sponsor: Senator Sharp and Representative Roy. To: **Judiciary.**

SB 341 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO MAINTENANCE ASSOCIATIONS. Sponsor: Senator Connor; Sens. McBride, Vaughn; Reps. Spence, Lofink, Reynolds. To: **Community/County Affairs.**

SB 342 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES. Sponsor: Senator Venables and Representative Carey; Sens. Adams, and Voshell; Reps. Banning, Brady, Bunting, DiLiberto, B. Ennis, Ewing, Gilligan, Houghton, Jonkiert, Schroeder, Van Sant, and West. To: **Public Safety.**

SJR 18 - DESIGNATION SOLIDAGO ODORA (SWEET GOLDEN ROD), A PLANT COMMON TO DELAWARE'S COASTAL PLAIN FLORA, AS THE OFFICIAL STATE HERB. Sponsor: Senator Voshell; Representative Schroeder To: **Executive.**

HB 399 - AN ACT TO AMEND CHAPTER 21 OF TITLE 29 RELATING TO THE GOVERNOR'S AUTHORITY TO PROCLAIM SPECIAL DAYS. Sponsor: Representative DiLiberto; Reps. Banning, Brady, Buckworth, Bunting, Davis, Fallon, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Spence, Van Sant, Wagner, West, Williams; Senator Still. To: **Administrative Services.**

HB 409 w/SA 1 & 2 - AN ACT TO AMEND CHAPTER 47 OF TITLE 6 OF THE DELAWARE CODE RELATING TO TRANSIENT RETAILERS AND PEDDLERS. Sponsor: Representative Oberle; Reps. Buckworth, Davis, Ewing, Lofink, Mack, Maier, Reynolds, Roy, Spence, Bunting, B. Ennis, Gilligan, Houghton, Jonkiert, Plant & Van Sant. To: **Administrative Services.**

HB 435 w/HA 1 - AN ACT TO AMEND SUBCHAPTER IIIA OF CHAPTER 41, TITLE 21, DELAWARE CODE RELATING TO CONTROLLED-ACCESS HIGHWAYS. Sponsor: Representative B. Ennis & Senator Voshell; Reps. Banning, Brady, Bunting, DiLiberto, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West, Lofink, Ulbrich, Caulk, Cloutier, D. Ennis, Wagner; Senator Voshell. To: **Highways and Transportation.**

SA 1 to SS 1 to SB 265 - Sponsor: Senator McBride - Placed with the bill.

* * *

Senator Sharp made an announcement that there would be no session on April 2, 1996.

SB 297 w/SA 1 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp.

SB 297 w/SA 1 - AN ACT TO AMEND CHAPTER 92, TITLE 10 OF THE DELAWARE CODE RELATING TO COMPENSATION OF JUSTICES OF THE PEACE.

Senator Sharp requested the privilege of the floor for Patricia Griffin and Edward Davis, representing Justice of the Peace Courts.

Senators Cordrey and Bair questioned the witness, after which the witnesses were excused.

SB 297 w/SA 1 again was laid on the table on motion of Senator Sharp.

Senator Connor was marked present.

SB 298 was brought before the Senate for consideration on motion of Senator Sharp.

SB 298 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 29 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE TERM OF OFFICE OF JUSTICES OF THE PEACE.

Senators Still and Bonini commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 298** was declared passed the Senate and sent to the House for consideration.

Senator McBride was marked present during the above roll call.

SB 308 was brought before the Senate for consideration on motion of Senator Sharp.

SB 308 - AN ACT TO AMEND SUBTITLE 11, TITLE 6 OF THE DELAWARE CODE RELATING TO OTHER LAWS RELATING TO COMMERCE AND TRADE; AND PROVIDING FOR A UNIFORM FRAUDULENT TRANSFER ACT.

Senator Sharp requested the privilege of the floor for Sherri Schaeffer, Senate Attorney.

Senators Amick and McDowell questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (McDowell, Venables) NOT VOTING; therefore, **SB 308** was declared passed the Senate and sent to the House for consideration.

SB 256 was brought before the Senate for consideration on motion of Senator Sharp.

SB 256 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CORPUS DELICTI RULE.

Senator Sharp requested the privilege of the floor for Paul Wallace, representing Attorney General's office.

Senator Bair questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 256** was declared passed the Senate and sent to the House for consideration.

HB 150 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 150 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE OFFENSES OF STALKING, AGGRAVATED HARASSMENT AND HARASSMENT.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 150 w/HA 1** was declared passed the Senate and returned to the House.

SCR 52 was brought before the Senate for consideration on motion of Senator Sokola.

SCR 52 - RELATING TO WHETHER THE STATE OF DELAWARE SHOULD SUE TOBACCO COMPANIES TO RECOVER STATE MEDICAID COSTS FROM SMOKING-RELATED ILLNESSES. Sponsor: Senator Sokola and Representative Roy; Senators Sharp, Blevins, Bair, Hauge and Sorenson; Representatives DiLiberto and Gilligan.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 52** was declared adopted by the Senate and sent to the House for consideration.

SR 22 was brought before the Senate for consideration on motion of Senator Amick.

SR 22 - IN REFERENCE TO TEMPORARY RULES OF THE DELAWARE STATE SENATE. Sponsor: Senator Amick; Senators Bair, Connor, Hauge, Still, Reed, Sorenson, Bonini.

Senator Sharp objected on the motion.

A roll call on the motion to consider **SR 22** was taken and revealed 8 Senators (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) voting YES, 13 NO; therefore, the motion did not carry.

SCR 51 was brought before the Senate for consideration on motion of Senator McDowell.

SCR 51 - CONGRATULATING THE GREEK-AMERICAN COMMUNITY OF DELAWARE ON THE OCCASION OF THE 175TH OBSERVANCE OF GREEK INDEPENDENCE DAY, MARCH 31, 1996. Sponsor: Senator McDowell and Representative Di Pinto.

Senator McBride requested his name be added as a co-sponsor.

A roll call vote was taken and revealed 14 Senators voting YES, 7 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still) ABSENT; therefore, **SCR 51** was declared adopted by the Senate and sent to the House for consideration.

On motion of Senator Adams and without objection, the following nominations for appointment by the Governor were considered.

Suzanne Moore - 14 Senators voting YES, 7 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still) ABSENT. Appointment confirmed.

John Maiorano - 14 Senators voting YES, 7 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still) ABSENT. Appointment confirmed.

Paul Weatherly - 14 Senators voting YES, 7 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still) ABSENT. Appointment confirmed.

John McClelland - 14 Senators voting YES, 7 (Amick, Bair, Bonini, Hauge, Reed, Sorenson, Still) ABSENT. Appointment confirmed.

At 5:23 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. on March 28, 1996.

The Senate reconvened at 2:20 p.m. March 28, 1996 with Lt. Governor Minner presiding.

The following committee reports were announced:

From Children, Youth & Their Families: **SB 269** - 4 Merits.

From Committee to Combat Drug Abuse: **SB 309** - 1 Favorable, 5 Merits; **SB 311** - 5 Merits.

From Public Safety: **SB 342** - 3 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 47**.

The following committee reports were announced:

From Health and Social Services: **SB 317** - 2 Favorable, 2 Merits; **SB 318** - 4 Merits.

At 2:26 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 17th Legislative Day.

17TH LEGISLATIVE DAY

March 28, 1996

The Senate convened at 2:26 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Henry.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 28, 1996

The following legislation was introduced and assigned to committee on March 28, 1996:

SB 335 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. Sponsor: Sens. Venables and Marshall; Reps. Smith and West; Sens. Adams, Blevins, Cook, Cordrey, Henry, McBride, McDowell, Sharp, Sokola, Vaughn, Voshell, Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson and Still; Reps. Boulden, Buckworth, Capano, Davis, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Spence, Stone, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, and Williams. To: **Revenue and Taxation**.

SA 1 to HB 405 - Sponsor: Senator Voshell - Placed with the bill.

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Senator Sharp made comments on remarks that were made by the Minority Caucus which were quoted in the newspaper.

Senator Reed responded to the comments Senator Sharp made.

Lt. Governor made some comments toward the issue.

Several Senators then made their comments.

Senator Sharp raised a point of order.

Senator Henry introduced several young men of Howard High School Basketball Team - State Champions.

The Secretary announced a message from House informing the Senate that it had passed **SCR 48; SCR 49**.

HCR 47 was introduced and brought before the Senate for consideration and read in its entirety on motion of the floor manager, Senator Henry.

HCR 47 - COMMENDING HOWARD HIGH SCHOOL'S BASKETBALL TEAM ON THEIR STATE CHAMPIONSHIP SEASON. Sponsor: Representative Plant, on behalf of all Representatives and Senator Henry, on behalf of all Senators.

Senator Bair made comments regarding the members. Each member was introduced by Coach Brown.

Several Senators congratulated the team on their accomplishment.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HCR 47** was declared passed the Senate and returned to the House.

Senators McBride and Venables were marked present during the above roll call.

The Coach and members were excused.

SB 336 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 336 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BANKS AND OTHER FINANCIAL INSTITUTIONS, TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO ATTACHMENT, AND TO AMEND SECTION 1130 OF TITLE 12 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF THE TERM "BANKING ORGANIZATION".

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 336** was declared passed the Senate and sent to the House for consideration.

At 2:55 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus.

The Senate reconvened at 3:37 p.m. with Lt. Governor Minner presiding.

SB 315 was brought before the Senate for consideration on motion of Senator McDowell.

SB 315 - AN ACT TO AMEND CHAPTER 45, TITLE 6, DELAWARE CODE, RELATING TO EQUAL ACCOMMODATIONS; AND CHAPTER 30, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HUMAN RELATIONS COMMISSION.

SA 1 to SB 315 was brought before the Senate for consideration on motion of Senator McDowell.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 315** was declared part of the bill.

SB 315 w/SA 1 was now before the Senate.

Senator McDowell requested the privilege of the floor for Andre Bouchard, representing State Human Relations Commission.

Senator Bair questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 315 w/SA 1** was declared passed the Senate and sent to the House for consideration.

Senator Sharp request communications referencing the return of **SB 250** from the House be read:

Senator Sharp moves the roll call on **SB 250** be rescinded. No objections.

SS 1 for SB 250 was introduced and adopted in lieu of the original and brought before the Senate for consideration on motion of Senator Sharp, under the suspension of the necessary rules.

SS 1 for SB 250 – AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS.

Sponsors: Sens. Sharp, Cordrey and Cook, Reps Spence and Davis; Sens. Adams, Blevins, Henry, Marshall, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, and Still; Reps. Boulden, Buckworth, Capano, Carey, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith Stone, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, VanSant, West, and Williams.

Senators Bair and Connor commented.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SS 1 for SB 250** passed the Senate and sent to the House for consideration.

SB 294 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 294 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CLARIFY LONG-TERM BORROWING POWER. 2/3 VOTE

Senator Bair commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SB 294** was declared passed the Senate and sent to the House for consideration.

SB 295 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 295 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CHANGE THE TITLE OF THE TOWN CLERK TO TOWN MANAGER. 2/3 VOTE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SB 295** was declared passed the Senate and sent to the House for consideration.

SB 296 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 296 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO PROVIDE ALTERNATIVE METHODS FOR COLLECTION OF UNPAID TAXES, FEES AND OTHER CHARGES. 2/3 VOTE.

SA 1 to SB 296 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SA 1 to SB 296** was declared part of the bill.

SB 296 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SB 296 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 311 was brought before the Senate on consideration on motion of Senator Vaughn.

SB 311 - AN ACT TO AMEND CHAPTER 89, TITLE 29, DELAWARE CODE RELATING TO MANDATORY SCREENING FOR ILLEGAL USE OF DRUGS.

Senators Bonini and Connor commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 311** was declared passed and sent to the House for consideration.

SB 342 was brought before the Senate for consideration on motion of Senator Venables.

SB 342 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES.

The bill was immediately tabled on motion of Senator Venables.

SB 323 was brought before the Senate for consideration on motion of Senator Voshell.

SB 323 - AN ACT TO AMEND CHAPTER 41, TITLE 21, OF THE DELAWARE CODE RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL AND/OR DRUGS.

SA 1 to SB 323 was introduced and brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 323** was declared part of the bill.

SB 323 w/SA 1 was now before the Senate.

Senator Voshell requested the privilege of the floor for Paul Wallace, representing the Attorney General's office.

Several Senators questioned the witness, after which the witness was excused.

A roll call vote was taken and tabled.

The following bill was introduced and placed in the **Health and Social Service** Committee:

HB 440 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE AND DISTRIBUTION OF TOBACCO PRODUCTS. Sponsor: Representative Maroney & Senator Blevins; Representatives Spence, Petrilli, Quillen, Buckworth, Capano, Carey, Di Pinto, Davis, Lee, Lofink, Mack, Maier, Bunting, DiLiberto, Gilligan, Plant, Schroeder, West; Senators Henry, Sokola, Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still.

Senator Sokola requested that his name be added as a co-sponsor to **SB 341**.

Senator Connor moved that **SR 22** be brought before the Senate for consideration, under the suspension of the necessary rules.

SR 22 - IN REFERENCE TO TEMPORARY RULES OF THE DELAWARE STATE SENATE.

Lt. Governor Minner announced that the resolution was still in committee.

Senator Sharp objected to Senator Connor's motion, after which a roll call was taken and revealed 8 Senators (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) voting YES, 13 NO; therefore, the motion did not carry.

Senator McBride made comments on the continuous growth of New Castle County and also, the lack of the Department of Transportation's study.

SB 235 was stricken on motion of Senator Vaughn.

The following legislation was introduced and placed in the **Judiciary** Committee:

SB 345 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO ZONING. Sponsor: Senator Sharp & Representative Oberle; Senators Blevins, McBride, Sokola & Vaughn; Representatives Gilligan & Van Sant.

At 5:14 p.m. on motion of Senator Sharp, the Senate recessed until April 3, 1996 at 2:00 p.m.

The Senate reconvened at 2:33 p.m. April 3, 1996 with Senator Cordrey presiding.

LEGISLATIVE ADVISORY #42, from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

At 2:34 p.m. Lt. Governor Minner presiding.

LEGISLATIVE ADVISORY #42, dated April 3, 1996, the Governor signed the following legislation on the date indicated:

HB #370 (3/29/96) - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS FOR FREE PUBLIC SCHOOLS. (Sponsor: Representative Spence & Senators Sharp & McBride; Reps. Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Fallon, Lee, Lofink, Mack, Maier, Oberle, Reynolds, Smith, Stone, Ulbrich, Wagner, Welch, Brady, B. Ennis, Houghton, Jonkiert; Reps. Plant, Van Sant, West; Senator Connor) (Volume 70, Chapter 312, Laws of Delaware).

SJR #13 AS AMENDED BY HA #1 (3/29/96) - RELATING TO EXTENDING THE REPORTING DATE OF THE BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR A STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE. (Sponsor: Senator McBride and Representative Mack; Senators Bair, Sokola, Venables, Voshell; Representative Di Pinto).

HB #335 (3/29/96) - AN ACT TO AMEND CHAPTER 76, TITLE 7 OF THE DELAWARE CODE RELATING TO THE INLAND BAYS' WATERSHED ENHANCEMENT ACT. (Sponsor: Representatives Schroeder & Bunting) (Volume 70, Chapter 313, Laws of Delaware).

HB #248 (3/29/96) - AN ACT TO AMEND CHAPTER 59, TITLE 29, OF THE DELAWARE CODE RELATING TO COMPENSATION FOR UNUSED SICK LEAVE. (Sponsor: Representative B. Ennis, Senator Vaughn; Reps. Banning, Brady, Houghton, Jonkiert, Van Sant, Ewing, Lee, Caulk, Oberle, Spence, Wagner) (Volume 70, Chapter 314, Laws of Delaware).

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The Secretary announced a message from House informing the Senate that it had passed **HB 440 w/HA 1; HB 293 w/HA 1; HB 424; HB 446; SS 1 to SB 250 w/HA 1; SCR 51**.

The following committee report was announced:

From Corrections: **SB 285** - 5 Merits.

Senator Adams requested that **SB 314** be stricken. No objections.

SCR 53 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

SCR 53 - EXTENDING TO COLONEL THOMAS P. GORDON, CHIEF OF THE NEW CASTLE COUNTY POLICE DEPARTMENT, THE SINCERE THANKS AND COMMENDATION OF THE GENERAL ASSEMBLY FOR A JOB WELL-DONE. Sponsor: Senator Sharp on behalf of all Senators; Representative Spence on behalf of all Representatives.

Senator Sorenson commented. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Bair, Henry, McDowell) ABSENT; therefore, **SCR 53** was declared adopted by the Senate and sent to the House for consideration.

The following committee report was announced:

From Agriculture: **SB 334** - 4 Favorable, 1 Merit.

At 2:45 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 18th Legislative Day.

18TH LEGISLATIVE DAY

April 3, 1996

The Senate convened at 2:45 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

April 3, 1996

The following legislation was introduced and assigned to committee on April 3, 1996:

SB 343 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO CRIMINAL PENALTIES. Sponsor: Senator McBride, Representative Mack, Senators Bair and Amick. To: **Judiciary**.

SB 344 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ACCESS TO POLLING PLACES. Sponsor: Senator Reed & Representative Maier, Senators Amick, Bair, Bonini, Connor, Still, Voshell; Representative Ulbrich. To: **Insurance & Elections**.

SJR 19 - REQUIRING THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO PREPARE A PLAN AND AN ESTIMATE OF ASSOCIATED COSTS TO HELP THE POPULATION BETTER UNDERSTAND THEIR HEALTH RISKS ASSOCIATED WITH CANCER THROUGH COMPREHENSIVE SCHOOL HEALTH EDUCATION PROGRAMS, SCHOOL-BASED HEALTH CENTERS, AND PUBLIC EDUCATION PROGRAMS. Sponsor: Senators McBride, Sharp, Representative Spence; Sens. Bair, Blevins, Connor, Cordrey, Hauge, Henry, Marshall, McDowell, Reed, Sokola, Sorenson, Still, Vaughn, Venables, Voshell; Reps. Boulden, Brady, Buckworth, Bunting, Capano, Carey, Davis, DiLiberto, Fallon, Gilligan, Mack, Maier, Maroney, Oberle, Reynolds, Roy, Schroeder, Scott, Spence, Stone, Quillen, Wagner, West, Petrilli, Welch, Jonkiert. To: **Health & Social Services**.

HB 293 w/HA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 19, OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES; AND PROVIDING FOR A QUALITY IN HIRING ACT. Sponsor: Representative Smith; Representatives Boulden, Capano, D. Ennis, Lofink. To: **Labor**.

HB 424 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsor: Representative Oberle & Senator Marshall. To: **Labor**.

HB 446 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. Sponsor: Representative Smith & Senator Marshall. To: **Revenue & Taxation**.

SA 1 to SB 342 - Sponsor: Senator Venables - Placed with the bill.

SA 1 to SB 327 - Sponsor: Senator Voshell - Placed with the bill.

SA 1 to SB 276 - Sponsor: Senator Sokola - Placed with the bill.

SA 1 to SB 277 - Sponsor: Senator Sokola - Placed with the bill.

SA 1 to HB 405 w/HA 1 & 2 - Sponsor: Senator Voshell - Placed with the bill.

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SB 327 was brought before the Senate for consideration on motion of Senator Voshell.

SB 327 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO SUPPLIER AND SALES REPRESENTATIVE LICENSE FEES.

SA 1 to SB 327, which was previously place with the bill, was brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Henry) ABSENT; therefore, **SA 1 to SB 327** was declared part of the bill.

Senator McDowell marked present during the above roll call.

SB 327 w/SA 1 was now before the Senate.

Senator Bair requested the privilege of the floor for Donald J. Bowman, Sr., representing the Delaware Alcoholic Beverage Control Commission.

Senator Sharp questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cordrey, Henry) ABSENT; therefore, **SB 327 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 313 was brought before the Senate for consideration on motion of Senator Adams.

SB 313 - AN ACT TO AMEND CHAPTER 237, VOLUME 51, LAWS OF DELAWARE, AS AMENDED ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO INCREASING THE POWER TO RAISE REVENUE. 2/3 VOTE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Henry) ABSENT; therefore, **SB 313** was declared passed the Senate and sent to the House for consideration.

HB 405 w/HA 1 & 2 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 405 w/HA 1 & 2 - ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, RELATING TO SPECIAL LICENSE PLATES FOR KOREAN WAR VETERANS. 3/5 VOTE

SA 1 to HB 405, which previously was placed with the bill, was brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Henry, McDowell) ABSENT; therefore, **SA 1 to HB 405** was declared part of the bill

HB 405 w/HA 1 & 2 & SA 1 was now before the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Henry) ABSENT; therefore, **HB 405 w/HA 1 & 2 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 411 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 411 - AN ACT TO AMEND CHAPTER 214, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF NEWPORT. 2/3 VOTE.

Senators Bair and Sharp questioned the floor manager, after which Senator Sokola requested the bill be laid on the table. No objections.

At 3:05 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

The Senate reconvened at 4:35 p.m. with Lt. Governor Minner presiding.

HB 414 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 414 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE DISPLAYING OF NUMBER PLATES. 2/3 VOTE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 414 w/HA 1** was declared passed the Senate and returned to the House.

Senator Henry was marked present during the above roll call.

SB 342 was lifted from the table and brought before the Senate for consideration on motion of Senator Venables.

SB 342 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES.

SA 1 to SB 342 was brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 342** was declared part of the bill

SB 342 w/SA 1 was now before the Senate.

Senator Venables deferred to Senator Still. Senator Still requested his name be added as a co-sponsor to the bill. No objection.

Senator Sokola commented.

A roll call was taken and revealed 21 Senators voting YES; therefore, **SB 342 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HJR 21 was brought before the Senate for consideration on motion the floor manager, Senator Adams.

HJR 21 - EXPRESSING SHOCK AND SADNESS ON BEHALF OF ALL DELAWAREANS OVER THE MURDER OF SIXTEEN INNOCENT CHILDREN, PLUS THEIR TEACHER IN THE LITTLE THIRTEENTH CENTURY CATHEDRAL TOWN OF DUNBLANE, SCOTLAND AND EXTENDING TO THE ENTIRE POPULACE OF DUNBLANE, DELAWARE'S HEARTFELT CONDOLENCES DURING THEIR BEREAVEMENT. Sponsor: Representative Quillen; All Representatives, Senator Cordrey, All Senators.

A roll call was taken and revealed 21 Senators voting YES; therefore, **HJR 21** was declared passed the Senate and returned to the House.

SB 269 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 269 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HOMICIDES OF CHILDREN WHICH OCCUR THROUGH ABUSE OR NEGLECT.

Senator Cordrey requested the privilege of the floor for Paul Wallace, representing the Attorney General's office.

The witness was excused after addressing the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 269** was declared passed the Senate and sent to the House for consideration.

HB 411 was lifted from the table and brought before the Senate on motion of the floor manager, Senator Sokola.

HB 411 - AN ACT TO AMEND CHAPTER 214, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF NEWPORT. 2/3 VOTE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) NO; therefore, **HB 411** was declared passed the Senate and returned to the House.

HB 440 w/HA 1 was brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Blevins.

HB 440 w/HA 1 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE AND DISTRIBUTION OF TOBACCO PRODUCTS. 2/3 VOTE.

SA 1 to HB 440 was introduced and brought before the Senate for consideration on motion of Senator Bair.

Senators Sokola and Blevins commented.

A roll call vote was taken and revealed 8 Senators (Amick, Bair, Connor, Hauge, McDowell, Sharp, Sorenson, Still) voting YES, 12 NO, 1 (Sokola) NOT VOTING; therefore, **SA 1 to HB 440** was defeated.

Senators Sokola and Bonini commented. Senator Blevins requested the privilege of the floor for Leo Strine, representing the Governor's office.

Several Senators questioned the witness, after which the witness was excused.

Senator Blevins requested the privilege of the floor for Donald J. Bowman, Sr., representing the Delaware Alcoholic Beverage Control Commission.

Senator Amick questioned the witness, after which the witness was excused.

Senator McDowell requested the privilege of the floor for Donald B. Sedivec, representing the Universal Amusement Company.

Several Senators questioned the witness, after which the witness was excused.

HB 440 w/HA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 440 w/HA 1** was declared passed the Senate and returned to the House.

SCR 54 was brought before the Senate for consideration on motion of Senator Connor.

SCR 54 - RECOGNIZING APRIL 21 THROUGH APRIL 27 AS PROFESSIONAL SECRETARIES WEEK, AND ENCOURAGING ALL THOSE WHO ARE FORTUNATE ENOUGH TO HAVE SECRETARIES TO HONOR THESE UNSUNG HEROES DURING THIS WEEK. Sponsor: Senator Connor; Senators Cordrey, Sharp, Marshall, Bair on behalf of All Senators; Representatives Spence, Petrilli, Quillen, Gilligan, Van Sant on behalf of all Representatives.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 54** was declared adopted by the Senate and sent to the House for consideration.

At 5:40 p.m. on motion of Senator Sharp, the Senate recessed until April 4, 1996, at 2:00 p.m.

The Senate reconvened on April 4, 1996 at 2:16 p.m. with Lt. Governor Minner presiding.

The Secretary announced a message from House informing the Senate that it had passed **SCR 53**.

The following committee report were announced:

From Revenue & Taxation: **SB 335** - 2 Favorable, 1 Merit.

From Health & Social Services: **SB 337** - 4 Merits; **HCR 38** - 4 Merits; **SJR 19** - 4 Merits.

From Labor: **HB 356** - 3 Merits.

At 2:19 p.m. on motion of Senator Sharp the Senate adjourned to immediately convene for the 19th Legislative Day.

19TH LEGISLATIVE DAY

April 4, 1996

The Senate convened at 2:19 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Venables.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

April 4, 1996

The following legislation was introduced and assigned to committee on April 4, 1996:

SB 347 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SALE OF MOTOR VEHICLES. Sponsor: Senator Henry; Senators Sokola, Voshell, and Hauge; Representatives Ewing and Williams. To: **Public Safety**.

SB 348 - AN ACT TO AMEND TITLE 9, DELAWARE CODE RELATING TO ZONING AND SUBDIVISION APPROVAL. Sponsor: Senators Sharp, Sokola, Blevins, McBride, Vaughn; Reps. Oberle, Gilligan, Van Sant. To: **Judiciary**.

SB 349 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO UNIT COUNTS. Sponsor: Senators Venables, Voshell, Adams, Cordrey; Representatives Ewing, Bunting, Schroeder. To: **Education**.

SJR 20 - RELATING TO A STATEWIDE MORATORIUM ON REZONING. Sponsor: Senators Sharp, Vaughn and Reed, Representatives Oberle, Gilligan and Van Sant. To: **Community/County Affairs**.

SS 2 to SB 223 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC PROCUREMENT OF GOODS, MATERIALS AND SERVICES AND THE DEPARTMENT OF ADMINISTRATIVE SERVICES. Sponsor: Senator Voshell; Representative Davis; Senators Amick, Venables, Sokola, Blevins, Henry; Representatives Schroeder, Ewing, Lofink, Banning. Adopted in Lieu of the Original. To: **Administrative Services**.

SA 2 to SB 323 - Sponsor: Senator Voshell - Placed with the bill.

SA 1 to HB 356 - Sponsor: Senator Marshall - Placed with the bill.

SA 1 to HB 398 - Sponsor: Senator Still - Placed with the bill.

SA 2 to SB 276 - Sponsor: Senator Hauge - Placed with the bill.

SA 3 to SB 276 - Sponsor: Senator Hauge - Placed with the bill.

* * *

SS 1 for SB 250 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration on motion of Senator Sharp, under the suspension of the necessary rules.

SS 1 for SB 250 w/HA 1 - AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS.

The bill was laid on the table on motion of Senator Sharp.

SB 334 was brought before the Senate for consideration on motion of Senator Adams.

SB 334 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO EXEMPTIONS OF FARM TRUCKS FROM MOTOR FUEL TAX.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **SB 334** was declared passed the Senate and sent to the House for consideration.

Senators Blevins, Cordrey and McDowell were marked present during the above roll call.

HCR 38 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HCR 38 - MEMORIALIZING THE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AMEND THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE PUBLIC HEALTH SERVICE ACT TO FACILITATE THE DEVELOPMENT AND APPROVAL OF NEW DRUGS AND BIOLOGICS. Sponsor: Representative Wagner and Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HCR 38** was declared adopted by the Senate and returned to the House.

SB 276 was brought before the Senate for consideration on motion of Senator Sokola.

SB 276 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL CALENDARS.

SA 1 to SB 276 was brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 276** was declared part of the bill.

SA 2 to SB 276, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Hauge.

Several Senators commented. Senator Cook requested for the privilege of the floor for John Cordrey, Senate Attorney.

After addressing the Senate the witness was excused.

Lt. Governor Minner commented on the amendment and ruled that it was in fact broader than the title.

Senator Hauge objected to the ruling of the chair.

A roll call was taken on the chair's ruling and revealed 13 Senator voting YES, 8 (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) NO; therefore, the ruling of the chair reviled.

SA 3 to SB 276, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Hauge.

Senator Sokola commented.

A roll call vote was taken and revealed 9 Senators (Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still, Venables) voting YES, 12 NO; therefore, SA 3 to SB 276 was defeated.

SB 276 w/SA 1 was now before the Senate.

Senator Still commented.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, SB 276 w/SA 1 was declared passed the Senate and sent to the House for consideration.

Senator Sharp requested the privilege of the floor for State Senator James Neal.

Senator Neal made several introductions of students from the University of Delaware program.

SS 1 for SB 250 w/HA 1 was lifted from the table on motion of Senator Sharp.

SS 1 for SB 250 w/HA 1 - AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS.

SA 1 to SS 1 for SB 250 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

Several Senators commented.

A roll call vote was taken and revealed 14 Senators voting YES, 7 (Amick, Bair, Connor, Hauge, Reed, Sorenson, Still) NO; therefore, SA 1 to SS 1 for SB 250 was part of the bill.

SS 1 for SB 250 w/HA 1 & SA 1 was now before the Senate.

Senator Still commented.

A roll call was taken and revealed 21 Senators voting YES; therefore, SS 1 for SB 250 w/HA 1 & SA 1 was declared passed the Senate and returned to the House for reconsideration.

SCR 56 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

SCR 56 - ENDORSING THE NATIONAL LOW EMISSION VEHICLE AND URGING THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO SUBMIT ONLY THE NATIONAL LOW EMISSION VEHICLE IN DELAWARE'S STATE IMPLEMENTATION PLAN, DUE FEBRUARY 15, 1996, TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY. Sponsor: Senator McDowell and Representative Di Pinto; Senator McBride, Representatives Carey, Quillen, Spence, Davis and Roy.

Several Senators commented. Senator Reed requested the privilege of the floor for Leo Strine, representing the Counsel to the Governor.

Senator Sharp raised a point of order.

Senator Bair questioned the witness, after which the witness was excused.

Senator Voshell questioned the sponsor, after which Senator McBride requested the privilege of the floor for Phil Cherry, representing Delaware Department of Natural Resources and Environmental Control.

After addressing the Senate the witness was excused.

Senator Bair requested the privilege of the floor for State Representative Joseph Di Pinto.

After addressing the Senate the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, SCR 56 was declared adopted by the Senate and sent to the House for consideration.

SB 277 was brought before the Senate for consideration on motion of Senator Sokola.

SB 277 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SATELLITE SCHOOLS.

SA 1 to SB 277 was brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, SA 1 to SB 277 was declared part of the bill.

SB 277 w/SA 1 was now before the Senate.

Senator Henry commented.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cook, Henry, McDowell) NO; therefore, **SB 277 w/SA 1** was declared passed the Senate and sent to the House for consideration.

A messenger from the Governor was announced and admitted.

SJR 19 was brought before the Senate for consideration on motion of Senator McBride.

SJR 19 - REQUIRING THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO PREPARE A PLAN AND AN ESTIMATE OF ASSOCIATED COSTS TO HELP THE POPULATION BETTER UNDERSTAND THEIR HEALTH RISKS ASSOCIATED WITH CANCER THROUGH COMPREHENSIVE SCHOOL HEALTH EDUCATION PROGRAMS, SCHOOL-BASED HEALTH CENTERS, AND PUBLIC EDUCATION PROGRAMS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 19** was declared passed the Senate and sent to the House for consideration.

A communication from the President Pro Tempore, Richard S. Cordrey was read into the permanent record: Senator Liane Sorenson was appointed a member of the **Health and Social Service** Committee, Senator Donna Reed was appointed a member of the **Children, Youth and Families** Committee, Senator Myrna L. Bair was appointed a member of the **Labor and Industrial Relations** Committee and Senator Colin R.J. Bonini was appointed a member of the **Public Safety** Committee. No objection.

SS 1 for SB 223 was stricken on motion of Senator Voshell.

At 4:05 p.m. on motion of Senator Sharp, the Senate recessed until April 23, 1996 at 2:00 p.m. or to the call of the President Pro Tempore.

The Senate reconvened on April 23, 1996 at 2:31 p.m. with Lt. Governor Minner presiding.

LEGISLATIVE ADVISORY #43 through #48 from the Office of Counsel to the Governor were announced for the record, partially read and copies were made available to the members upon request.

LEGISLATIVE ADVISORY #43, dated April 4, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #202 - (4/3/96) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD. (Sponsor: Senator Venables; Senators Adams, Cook, Vaughn, Marshall & Voshell; Representatives Davis, Ewing, West, Schroeder, Bunting, Lee, Carey & Oberle.) (Volume 70, Chapter 315, Laws of Delaware).

HB #150 AS AMENDED BY HA #1 - (4/3/96) - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO THE OFFENSES OF STALKING, AGGRAVATED HARASSMENT AND HARASSMENT. (Sponsor: Representative Oberle & Senator Blevins; Representatives Petrilli, Quillen, Boulden, Buckworth, Carey, Capano, Ewing, Lee, Lofink, Maier, Smith, Ulbrich, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant; Senators Marshall, McDowell, McBride, Sharp, Sokola, Vaughn, Voshell, Amick, Bair, Cook, Hauge, Reed, Still) (Volume 70, Chapter 316, Laws of Delaware).

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LEGISLATIVE ADVISORY #44, dated April 4, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #432 - (4/4/96) - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. (Sponsor: Representative Gilligan; Representatives Banning, Boulden, Brady, Buckworth, Capano, Carey, Caulk, DiLiberto, Di Pinto, Ewing, Fallon, Jonkiert, Lee, Lofink, Mack, Oberle, Plant, Reynolds, Scott, Smith, Stone, Ulbrich, Wagner, West, Williams; Senators Blevins, Connor, Cook, Henry, Marshall, McBride, Voshell) (Volume 70, Chapter 317, Laws of Delaware).

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LEGISLATIVE ADVISORY #45, dated April 10, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #440 AS AMENDED BY HA #1 - (4/5/96) - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE AND DISTRIBUTION OF TOBACCO PRODUCTS. (Sponsor: Representative Maroney & Senator Blevins; Representatives Spence, Petrilli, Quillen, Buckworth, Capano, Carey, Di Pinto, Davis, Lee, Lofink, Mack, Maier, Bunting, DiLiberto, Gilligan, Plant, Schroeder, West; Senators Henry, Sokola, Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still) (Volume 70, Chapter 318, Laws of Delaware).

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LEGISLATIVE ADVISORY #46, dated April 15, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #24 AS AMENDED BY HA 2 - (4/15/96) - AN ACT TO AMEND CHAPTER 9, TITLE 19, OF THE DELAWARE CODE, RELATING TO THE MINIMUM WAGE. (Sponsor: Senator Marshall & Representative Oberle) (Volume 70, Chapter 319, Laws of Delaware).

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LEGISLATIVE ADVISORY #47, dated April 17, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HJR #21 - (4/11/96) - EXPRESSING SHOCK AND SADNESS ON BEHALF OF ALL DELAWAREANS OVER THE MURDER OF SIXTEEN INNOCENT CHILDREN, PLUS THEIR TEACHER IN THE LITTLE THIRTEENTH CENTURY CATHEDRAL TOWN OF DUNBLANE, SCOTLAND AND EXTENDING TO THE ENTIRE POPULACE OF DUNBLANE, SCOTLAND, DELAWARE'S HEARTFELT CONDOLENCES DURING THEIR BEREAVEMENT. (Sponsor: Representative Quillen and All Representatives, Senator Cordrey and All Senators.)

HB #414 AS AMENDED BY HA #1 - (4/11/96) - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE DISPLAYING OF NUMBER PLATES. (Sponsor: Representative Van Sant; Representatives Banning, Buckworth, Bunting, Capano, Carey, Cloutier, Davis, DiLiberto, Di Pinto, B. Ennis, Fallon, Gilligan, Houghton, Jonkiert, Lee, Lofink, Mack, Oberle, Plant, Quillen, Reynolds, Schroeder, Scott, Smith, Stone, Wagner, Welch, Williams; Senators Amick, Hauge, Henry, McDowell, Reed, Vaughn, Venables, Voshell) (Volume 70, Chapter 320).

HB #411 - (4/15/96) - AN ACT TO AMEND CHAPTER 214, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF NEWPORT. (Sponsor: Representative Gilligan & Senator Sharp) (Volume 70, Chapter 321).

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LEGISLATIVE ADVISORY #48, dated April 23, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #405 AAB HA 1, HA 2 AND SA 1 - (4/22/96) - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, RELATING TO SPECIAL LICENSE PLATES FOR KOREAN WAR VETERANS. (Sponsor: Representative Bunting; Representatives Brady, Buckworth, Di Pinto, B. Ennis, Ewing, Gilligan, Oberle, Plant, Quillen, Scott, Spence, Van Sant, Wagner, West; Senators Marshall, McBride, Still.) (Volume 70, Chapter 322, Laws of Delaware).

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The Secretary announced a message from the House informing the Senate that the House had passed **HB 391; HB 453 w/HA 1; HCR 46; HB 512; SB 283; SB 342 w/SA 1; SB 336; SS 1 for SB 250 w/HA 1 & SA 1; SCR 56; SCR 54.**

At 2:35 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 20th Legislative Day.

20TH LEGISLATIVE DAY

April 23, 1996

The Senate convened at 2:35 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Bair, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell - 21.

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

Senator Cordrey requested a moment of silence for Mrs. Ann Nellius.

Senator Reed made a formal apology to Senator Cordrey by reading her statement to members of the General Assembly.

Senator Cordrey accepted the apology, after which Senator Sharp made some remarks.

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

April 23, 1996

The following legislation was introduced and assigned to committee on April 23, 1996:

SB 350 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE, RELATING TO MORTGAGE LOAN BROKERS AND LICENSED LENDERS. Sponsor: Senator Cordrey and Representative D. Ennis; Senators Adams, Sokola, Sorenson and Still; Representatives Di Pinto, Capano, Smith, Stone, Wagner, Brady, and Jonkiert. To: **Banking**.

SB 351 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO MAINTENANCE ORGANIZATIONS. Sponsor: Senator Connor; Senators McBride, Sokola, Vaughn; Representatives Lofink, Spence, Reynolds, Davis. To: **Community/County Affairs**.

SB 352 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO ENCROACHMENT. Sponsor: Senator Connor; Representative Mack. To: **Judiciary**.

SS 1 to SB 332 - Adopted in lieu of the original. Sponsor: Senator Sharp. To: **Judiciary**.

HB 391 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, REGARDING THE FINANCIAL REPORTING REQUIREMENTS OF REORGANIZED SCHOOL DISTRICTS. Sponsor: Representative Davis & Senator Sokola & Representative Reynolds & Senator Cook & Representative Schroeder & Senator Connor; Representatives Buckworth, Capano, Carey, Cloutier, Di Pinto, Ewing, Lee, Mack, Maier, Ulbrich, Wagner; Senators Blevins, Voshell, Bair, Bonini, Connor, Hauge, Reed, Sorenson, Still. To: **Education**.

HB 453 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO CONTRACTORS AND DEVELOPERS. Sponsor: Representative Smith & Senator Venables. To: **Small Business**.

HB 512 - AN ACT TO AMEND THE LAWS OF DELAWARE BY REQUIRING THE SCHOOL DISTRICTS TO ESTABLISH ACCOUNTABILITY POLICIES REGARDING THE LOSS OR DESTRUCTION OF BOOKS PURCHASED WITH MONIES FROM THE PUBLIC EDUCATION TEXT BOOK FUND. Sponsor: Representative Ulbrich & Senator Bair; Representatives Spence, Boulden, Buckworth, Carey, Caulk, Cloutier, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maier, Maroney, Oberle, Quillen, Reynolds, Roy, Smith, Stone, Wagner, Welch, Gilligan, Brady, Bunting, Plant, Van Sant, Williams; Senators Connor, Amick, Hauge, Bonini, Reed, Sorenson, Still. To: **Education**.

HC 46 - CREATING A TASK FORCE TO INVESTIGATE AND ESTABLISH A POLICY ON THE USE OF NON-VIOLENT INMATES FOR CERTAIN MAINTENANCE PROJECTS. Sponsor: Representative Scott; Representatives Banning, Boulden, Brady, Buckworth, Bunting, Capano, Carey, Caulk, Cloutier, Di Pinto, B. Ennis, Ewing, Gilligan, Houghton, Jonkiert, Lee, Lofink, Mack, Maier, Plant, Quillen, Reynolds, Schroeder, Smith, Stone, Ulbrich, Van Sant, Wagner, West, Williams; Senators Amick, Bair, Hauge, Reed. To: **Corrections**.

SA 1 to SB 331 - Sponsor: Senator Connor - Placed with the bill.

SA 1 to HB 406 - Sponsor: Senator Voshell - Placed with the bill.

The following letters of nomination was assigned in the **Executive** Committee.

STATE OF DELAWARE
Office of the Governor
April 4, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

John J. Nold, 25 Winged Foot Road, Dover, Delaware 19904, to be appointed Executive Director of the Office of Information Systems to serve during the pleasure of the Governor.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Tom Carper
Thomas R. Carper
Governor

STATE OF DELAWARE
Office of the Governor
April 4, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Thomas Lodge, 2 Fols Crescent, New Castle, Delaware 19720, to be reappointed to the Board of Elections of New Castle County for a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Tom Carper
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
Office of the Governor
April 4, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Robert Moore, 142 W. Netherfield Road, Wilmington, Delaware 19804, to be reappointed to the Board of Elections of New Castle County to serve a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Tom Carper
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
Office of the Governor
April 4, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

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

Dorothy Pritchett, 2108 North Spruce Street, Wilmington, Delaware 19802, to be reappointed to the Board of Elections of New Castle County for a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Tom Carper
Thomas R. Carper
Governor

* * *

STATE OF DELAWARE
Office of the Governor
April 4, 1996

To the Senate of the 138th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Gwynne Smith, 1419 Fresno Road, Wilmington, Delaware 19803, to be appointed to the Board of Elections of New Castle County for a four-year term.

Your consideration of this nomination is appreciated.

(Signed) Sincerely,
Tom Carper
Thomas R. Carper
Governor
* * *

Senator Vaughn made an introduction of the National Commissioner of the VFW, Mr. Paul Sperra, after which he requested the privilege of the floor for Mr. Paul Sperra.

The witness was excused after addressing the Senate.

SB 317 was brought before the Senate for consideration on motion of Senator Blevins.

SB 317 - AN ACT TO AMEND TITLES 10, 11 AND 13 OF THE DELAWARE CODE RELATING TO CRIMINAL NON-SUPPORT. 2/3 VOTE.

Senator Blevins requested the privilege of the floor for Peter S. Feliceangeli, representing the Attorney General's office.

Several Senators questioned the witness, after which the witness was excused.

Senator Blevins requested to lay the bill on the table. No objection.

Senators McBride and Adams were marked present.

At 3:41 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus.

The Senate reconvened at 4:50 p.m. with Lt. Governor Minner presiding.

SB 318 was brought before the Senate for consideration on motion of Senator Blevins.

SB 318 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO BOND FORFEITURE IN CHILD SUPPORT PROCEEDINGS.

A roll call was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **SB 318** was declared passed the Senate and sent to the House for consideration.

At 4:57 p.m. on motion of Senator Sharp, the Senate recessed until April 24, 1996 at 4:00 p.m.

The Senate reconvened at 4:34 p.m. April 24, 1996 with Lt. Governor Minner presiding.

The following committee reports were announced:

From Public Safety - **SB 347** - 3 Merits.

From Education - **HB 391** - 3 Merits; **HB 512** - 3 Merits.

From Highways & Transportation - **HB 435 w/HA 1 & 2** - 4 Merits.

The Secretary announced a message from the House informing the Senate that the House had passed **HB 333 w/HA 1 & 2**; **HB 448 w/HA 2**; **HB 395 w/HA 1**; **SB 306**; **SB 311**.

LEGISLATIVE ADVISORY #43 from the Office of Counsel to the Governor was announced for the record, partially read and copies were made available to members upon request.

LEGISLATIVE ADVISORY #43, dated April 23, 1996. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SS #1 TO SB 250 AAB HA 1 & SA 1 - (4/23/96) - AN ACT MAKING AN APPROPRIATION FOR SCHOOL DISTRICTS FOR THE PURCHASE OF BOOKS AND SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS. (Sponsor: Senators Sharp, Cordrey, and Cook; Representatives Spence, and Davis; Senators Adams, Blevins, Henry, Marshall, McBride, McDowell, Sokola, Vaughn, Venables, Voshell, Amick, Bair, Bonini, Connor, Hauge, Reed, Sorenson, and Still; Representatives Boulden, Buckworth, Capano, Carey, Caulk, Di Pinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Stone, Wagner, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Scott, Van Sant, West and Williams) (Volume 70, Chapter 323, Laws of Delaware.)

* * *

A communication from the Chief Clerk of the House was read for the record informing that Representative Mack signed **SCR 56** as an additional sponsor while the resolution was in the House.

At 4:39 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 21st Legislative Day.

21ST LEGISLATIVE DAY

April 24, 1996

The Senate convened at 4:39 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Reed.

The Pledge of Allegiance to the Flag.

The call of the roll for the Legislative Day revealed the following attendance:

PRESENT: Senators Adams, Amick, Blevins, Bonini, Connor, Cook, Cordrey, Hauge, Henry, Marshall, McBride, McDowell, Reed, Sharp, Sokola, Sorenson, Still, Vaughn, Venables, Voshell – 20 **ABSENT** – Bair - 1.

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

On motion of Senator Sharp, the President Pro Tempore's List of Pre-Filed Legislation was introduced for the permanent record, partially read and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

April 24, 1996

The following legislation was introduced and assigned to committee on April 23, 1996:

SB 354 - AN ACT TO AMEND CHAPTER 43 OF TITLE 11 OF THE DELAWARE CODE RELATING TO SEX OFFENDERS. Sponsor: Senators Sharp and Sokola; Representatives Buckworth and Roy; Senators Blevins, Cook, McBride, Vaughn, Bonini, and Sorenson; Representatives Capano, Ewing, Lofink, Maier, and Spence. To: Judiciary.

SB 355 - AN ACT TO AMEND § 4120 OF TITLE 11 OF THE DELAWARE CODE AND TITLE 21 OF THE DELAWARE CODE RELATING TO SEX OFFENDERS. Sponsor: Senators Sharp and Sokola; Representatives Buckworth and Roy; Senators Blevins, Cook, McBride, Vaughn, Bonini, and Sorenson; Representatives Capano, Ewing, Lofink, Maier, and Spence. To: Judiciary.

The following legislation was introduced and assigned to committee on April 24, 1996:

SB 353 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO DEPENDENT OR NEGLECTED CHILDREN AS WARDS OF THE STATE, AND TITLE 31 OF THE DELAWARE CODE RELATING TO DELINQUENT YOUTH. Sponsor: Senator McDowell and Representative Maroney; Senators Blevins, Henry, Sorenson; Representatives DiLiberto, Reynolds, Schroeder. To: Children, Youth & Families.

SB 356 - AN ACT TO AMEND AN ACT BEING CHAPTER 288, VOLUME 64, LAWS OF DELAWARE, AS AMEND, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF LAUREL," TO ALLOW THE MONITION METHOD TO BE USED AS AN ALTERNATE METHOD TO COLLECT DELINQUENT TAXES. 2/3 VOTE. Sponsor: Senator Venables; Representative Lee. To: Community/County Affairs.

SB 357 - AN ACT TO AMEND CHAPTER 19 AND 23, TITLE 7, DELAWARE CODE RELATING TO NON-RESIDENT COMMERCIAL SHELLFISHING LICENSES AND RECIPROCITY FOR COMMERCIAL NON-RESIDENT LICENSES. Sponsor: Senator Vaughn, Senator Still; Representatives Carey, B. Ennis. To: Natural Resources.

SJR 21 - RELATING TO THE ESTABLISHMENT OF THE CORRECTIONS FACILITIES CONSTRUCTION TASK FORCE. Sponsor: Senator Vaughn; Senators Adams, Sharp, Cook, Still; Representatives Ewing, Lee, Buckworth, Davis. To: Corrections.

SJR 22 - DESIGNATING SOLIDAGO ODORA (SWEET GOLDEN ROD), A PLANT COMMON TO DELAWARE'S COASTAL PLAIN FLORA, AS THE OFFICIAL STATE HERB. Sponsor: Voshell; Representative Schroeder. To: Executive.

HB 333 w/HA 1 & 2 - AN ACT TO AMEND CHAPTERS 41, 42 AND 43, TITLE 11 OF THE DELAWARE CODE RELATING TO ELIGIBILITY FOR PAROLE; AND PROVIDING EARLY COMPASSIONATE PAROLE RELEASE FOR TERMINALLY ILL PRISONERS. Sponsor: Representative Jonkiert and Senator Marshall. To: Corrections.

HB 395 w/HA 1 - AN ACT TO AMEND TITLE 3, DELAWARE CODE, RELATING TO GRAIN CONTRACTS OF SALE, DISCOUNT RATES, AND TEST WEIGHT RATES. Sponsor: Representative Caulk; Representatives Quillen, Buckworth, Carey, Ewing, Fallon, Lee, Lofink, Welch, Banning, Bunting, B. Ennis, Schroeder, West; Senators Cook, Cordrey, Vaughn, Venables, Voshell, Bonini, Still. To: Agriculture.

HB 448 w/HA 2 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO STUDENTS WHO HAVE BEEN EXPELLED FROM PUBLIC SCHOOL. Sponsor: Representative Wagner and Senator Voshell; Representatives Boulden, Buckworth, Capano, Carey, Caulk, Cloutier, Davis, Di Pinto, D. Ennis, Ewing, Lee, Lofink, Mack, Maier, Maroney, Oberle, Petrilli, Reynolds, Roy, Smith, Spence, Stone, Ulbrich, Welch, Banning, Brady, Bunting, DiLiberto, B. Ennis, Jonkiert, Plant, Scott. To: **Education**.

SA 1 to SB 234 - Sponsor Senator Adams - Placed with the bill.

SA 1 to SB 333 - Sponsor Senator Voshell - Placed with the bill.

SA 1 to SR 22 - Sponsor Senator Amick - Placed with the bill.

Senator Connor was marked present.

HB 458 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 458 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO SPECIAL LICENSE PLATES.

Several Senators questioned the floor manager, after which the Senator Voshell requested the bill be laid on the table.

HB 419 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 419 - AN ACT TO AMEND CHAPTER 21, OF TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES.

Senator Voshell requested the bill be laid on the table.

HB 406 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 406 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES. 3/5 VOTE.

SA 1 to HB 406 was brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and declared 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **SA 1 to HB 406** was declared part of the bill.

Senators Marshall and McDowell were marked present during the above roll call.

SA 2 to HB 406 was introduced and brought before the Senate for consideration on motion of Senator Voshell.

Several Senators questioned the sponsor, after which a roll call vote was taken and declared 17 Senators voting YES, 2 (Vaughn, Venables) NO, 2 (Bair, Sharp) ABSENT; therefore, **SA 2 to HB 406** was declared part of the bill.

HB 406 w/HA 1, SA 1 & 2 was now before the Senate.

Several Senators commented.

A roll call vote was taken and declared 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 406 w/HA 1, SA 1 & 2** was declared passed the Senate and returned to the House for reconsideration.

SB 309 was brought before the Senate for consideration on motion of Senator Marshall.

SB 309 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO DISTRIBUTION, DELIVERY, OR POSSESSION OF CONTROLLED SUBSTANCES IN OR WITHIN 300 FEET OF A COMMUNITY CENTER OR DAY CARE CENTER.

Senator Henry requested her name be added as a co-sponsor. No objection.

SA 1 to SB 309 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

A roll call vote was taken and declared 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **SA 1 to SB 309** was declared part of the bill.

SB 309 w/SA 1 was now before the Senate.

Several Senators questioned the sponsor. Senator Marshall requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Marshall request the bill be laid on the table.

At 5:45 p.m. on motion of Senator Sharp, the Senate recessed until April 25, 1996 at 2:00 p.m.

The Senate reconvened at 2:33 p.m. April 25, 1996 with Senator Cordrey presiding.

The following committee reports were announced:

From Banking - **SB 350** - 5 Merits; **SB 359** - 6 Merits; **SB 361** - 6 Merits.

From Judiciary - **SB 354** - 5 Merits; **SB 355** - 5 Merits.