

Legislative Day.

36TH LEGISLATIVE DAY

June 9, 1993

The Senate convened at 3:45 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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 9, 1993

The following legislation was introduced and assigned:

SB 169 - AN ACT TO AMEND CHAPTER 1, TITLE 26 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF THE PUBLIC SERVICE COMMISSION TO ENACT REGULATIONS CONCERNING CABLE TELEVISION SYSTEMS. Sponsors: Senator McBride and Representative Taylor, Senators Blevins, Connor, Cook, Marshall, McDowell, Sokola, Torbert; Representatives Bennett, Bradley, Brady, Davis, Lee, Roy, Spence, West, Wojewodzki. To: **Administrative Services**

SB 170 - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE RELATING TO VOLUNTEER SERVICES. Sponsors: Senator Sokola & Representative DiPinto. To: **Community/County Affairs**

SB 171 - AN ACT TO AMEND CHAPTER 41, TITLE 21, DELAWARE CODE RELATING TO OPERATING MOTORCYCLES. (2/3 vote) Sponsor: Senator Knox. To: **Public Safety**

SB 172 - AN ACT TO AMEND VOLUME 27, CHAPTER 216, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE CITY OF NEW CASTLE AND THE POWER OF THE COUNCIL OF THE CITY OF NEW CASTLE TO REMIT ALL OR ANY PART OF CITY TAXES WHICH MAY BE LEVIED OR IMPOSED UPON ANY REAL ESTATE IN THE CITY OF NEW CASTLE. (2/3 vote)

Sponsors: Senator Connor; Representative Mack. To: **Community/County Affairs**

SB 173 - AN ACT TO AMEND CHAPTER 40, TITLE 14 OF THE DELAWARE CODE RELATING TO THE PUBLIC SCHOOL EMPLOYMENT RELATION ACT. Sponsors: Senator Sokola and Representative Sorenson; Senator Venables; Representatives Buckworth, Carey, Davis, B. Ennis, Lofink, Quillen, Reynolds, Spence, Schroeder, West. To: **Education**

SB 174 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Senator Marshall; Senators Connor, Holloway, McDowell, Martin, Sharp; Representatives Jonkiert, Oberle. To: **Insurance and Elections**

SB 175 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING PRIVILEGES; AND PROVIDING FOR CONDITIONAL LICENSES FOR CERTAIN PERSONS. Sponsors: Senator Marshall and Representative Jonkiert. To: **Public Safety**

SB 176 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE TO PROVIDE CONFORMITY WITH THE UNIFORM VICTIM OF CRIMES ACT. Sponsors: Senator McBride; Senators Adams, Blevins, Cook, Holloway, Marshall, Martin, McDowell, Sharp, Sokola, Torbert, Vaughn, Venables, Voshell, Bair, Connor, Hauge, Knox, Neal, Still; Representatives Amick, Buckworth, Carey, Caulk, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Sorenson, Spence, Taylor, Wagner, Banning, Bennett, Bradley, Brady, Bunting, Clark, DiLiberto, B. Ennis, George, Gilligan, Holloway, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West, Wojewodzki. To:

Judiciary

SB 177 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD. Sponsors: Senator Venables, Marshall, and Still. To: **Labor and Industrial Relations**

SB 178 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD. Sponsors: Senators Venables and Still. To: **Finance**

SB 179 - AN ACT TO AMEND TITLE 19, CHAPTER 23 OF THE DELAWARE CODE, RELATING TO WORKER'S COMPENSATION, BY PROTECTING AGAINST RETALIATORY DISCHARGE OR OTHER ACTION OF AN EMPLOYER IN RESPONSE TO THE EXERCISE BY EMPLOYEES OF RIGHTS UNDER THE WORKER'S COMPENSATION ACT. Sponsors: Senators Venables, Marshall, and Still. To: **Labor**

and Industrial Relations.

SB 180 - AN ACT TO AMEND SECTION 1451, TITLE 9 OF THE DELAWARE CODE TO INCREASE THE NUMBER OF NEW CASTLE COUNTY PERSONNEL BOARD MEMBERS. Sponsor: Senator Sokola. To: **Community/County Affairs**.

SB 181 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO PENALTIES FOR VIOLATIONS OF THAT CHAPTER. Sponsors: Senator Blevins; Representatives Spence and George. To: **Public Safety**.

SB 182 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE INSPECTION OF VEHICLES. Sponsors: Senator Blevins; Representatives Spence and George. To: **Public Safety**.

HB 2 w/HA 1 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS. Sponsors: Representatives Oberle and Davis. To: **Small Business**.

HB 85 w/HA 1, HA 3, HA 2 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (2/3 vote) Sponsors: Representative Spence and Senator Sharp. To: **Education**.

SA 3 to SB 115 - Sponsor: Senator Holloway. Placed with the bill.

SA 4 to SB 115 - Sponsor: Senator Holloway. Placed with the bill.

SA 2 to SB 139 - Sponsor: Senator Sharp. Placed with the bill.

SA 1 to SB 143 - Sponsor: Senator Sharp. Placed with the bill.

SA 1 to SB 153 - Sponsor: Senator Blevins. Placed with the bill.

SA 1 to SB 166 - Sponsor: Senator Vaughn. Placed with the bill.

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Senator Adams stated that **SB 115** would not be lifted from the table and considered today. He was waiting for amendments that could change the bill.

Senators Neal and Sharp commented on Senator Adams decision.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:53 p.m. and reconvened at 4:12 p.m. with Senator Cordrey presiding.

The following committee report was announced:

From Education: **HB 120 w/HA 1** - 3 Merits.

SB 142 was brought before the Senate for consideration on motion of Senator Holloway.

SB 142 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE.

Senators Venables and Blevins marked present.

Lt. Governor Minner presiding at 4:13 p.m.

Senator Holloway requested the privilege of the floor for Barbara Erskine, representing the National Organization of Women.

The witness was excused.

Senator Holloway requested the privilege of the floor for Julie Ann Hammond, representing the American Cancer Society. After brief comments, the witness was excused.

Senator Holloway requested the privilege of the floor for Kathryn McKenzie, representing Mammography of Delaware. Senator Neal questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **SB 142** was declared passed the Senate and sent to the House for consideration.

Senators Hauge, McBride, McDowell, Torbert, Voshell and Bair marked present during the above roll call.

On motion of Senator Holloway, the roll call on **SB 142** was rescinded. A call of the roll was again taken and revealed 21 Senators voting YES; therefore, **SB 142** was declared passed the Senate and sent to the House for consideration.

Senator Marshall marked present during the above roll call.

SB 156 was brought before the Senate for consideration on motion of Senator Blevins.

SB 156 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE CREATING A DOMESTIC VIOLENCE COORDINATING COUNCIL.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; therefore, **SB 156** was declared passed the Senate and sent to the House for consideration.

SB 154 was stricken on motion of Senator Blevins.

The necessary rules were suspended on motion of Senator Blevins, and **SB 184** was introduced and brought before the Senate for consideration.

SB 184 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO DOMESTIC VIOLENCE AND PROTECTION FROM ABUSE PROCEEDINGS. (2/3 vote) Sponsors: Senator Blevins; Representatives Maroney, Bradley, Senators Bair, Connor, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Voshell; Representatives Banning, Bennett, Brady, Davis, DiPinto, Gilligan, Holloway,

Houghton, Jonkiert, Plant, Sorenson, Van Sant, Wojewodzki, Wagner.

SA 1 to SB 184 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; therefore, **SA 1 to SB 184** was declared part of the bill.

SA 2 to SB 184 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; therefore, **SA 2 to SB 184** was declared part of the bill.

SB 184 w/SA 1 & 2 was now before the Senate.

Senator Blevins requested the privilege of the floor for Family Court Judge, Vincent Poppiti. Several Senators questioned the witness, after which the witness was excused.

Senator Blevins requested the privilege of the floor for Robert Goff, representing the Department of Justice. The witness was excused after he briefly addressed the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 184 w/SA 1, 2** 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 Blevins.

SB 153 - AN ACT TO AMEND TITLE 10, CHAPTER 9, OF THE DELAWARE CODE RELATING TO A DOMESTIC VIOLENCE DIVERSION PROGRAM IN THE FAMILY COURT.

SA 1 to SB 153, 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 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 1 to SB 153** was declared part of the bill.

SA 2 to SB 153 was introduced and brought before the Senate on motion of Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 2 to SB 153** was declared part of the bill.

SB 153 w/SA 1 & 2 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 153 w/SA 1 & 2** was declared passed the Senate and returned to the House for consideration.

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

SB 155 - AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE RELATING TO MANDATORY TRAINING OF DEPUTY ATTORNEYS GENERAL.

SA 1 to SB 155 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; 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.

SB 143 was brought before the Senate for consideration on motion of Senator Sharp.

SB 143 - AN ACT PROPOSING AN AMENDMENT TO THE DELAWARE CODE RELATING TO APPEALS TO THE DELAWARE SUPREME COURT BY PERSONS SENTENCED TO DEATH.

SA 1 to SB 143, 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 20 Senators voting YES, 1 (Holloway) NOT VOTING; therefore, **SA 1 to SB 143** was declared part of the bill.

SB 143 w/SA 1 was now before the Senate. Senator Sokola commented.

Senator Holloway requested privilege of the floor for Nancy J. Perillo, representing Delaware Bar Association.

Senator Sharp raised a point of order.

Senators Neal and Hauge questioned the witness, after which the witness was excused.

Senator Holloway requested privilege of the floor for Kevin O'Connell. Senator Sharp questioned the witnesses' affiliations. Mr. O'Connell continued with his statement.

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

Senator Hauge commented. A roll call vote was taken and revealed 8 Senators (Adams, Cook, Cordrey, McBride, Sharp, Torbert, Vaughn, Voshell) voting YES, 3 (Knox, McDowell, Venables) NO, 10 (Bair, Blevins, Connor, Hauge, Holloway, Marshall, Martin, Neal, Sokola, Still) NOT VOTING; therefore, **SB 143 w/SA 1** was defeated.

Senator Cordrey rose to introduce Senator Sharp's daughter Sharon to the Senate.

At 6:08 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 10, 1993.

The Senate reconvened at 2:17 p.m. June 10, 1993, with Lt. Governor Minner presiding.

The Secretary read a communication from Representative Spence requesting his name be removed as co-sponsor of **SB 181**.

The Secretary read a communication from Representative Spence requesting that his name be removed as a co-sponsor of **SB 182**.

The following committee report was announced:

From Health and Social Services Committee: **SB 167** - 4 Merits.

From Community/County Affairs: **SB 145** - 1 Merit, 2 Unfavorable.

A communication from the Division of Research was read to the Senate, dated June 9, 1993. It referenced the unveiling of the Portrait of former Governor Castle. Senator Cordrey motioned that so much be considered the reading of this communication. A copy of this communication is in the activity file for the legislative day.

Senator Adams requested that a petition concerning **HB 222** be read in part. This petition listed the names of citizens who did not want to see capital punishment abolished. This petition is on file for this legislative day.

At 2:20 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 37th Legislative Day.

37TH LEGISLATIVE DAY

June 10, 1993

The Senate convened at 2:20 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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 10, 1993

The following legislation was introduced and assigned:

SB 183 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, RELATING TO PARTICULAR REIMBURSEMENTS ON LOCAL SCHOOL TAXES. Sponsors: Senator McDowell and Martin. To: **Revenue and Taxation**.

SB 185 - AN ACT TO AMEND CHAPTER 41 OF TITLE 11 OF THE DELAWARE CODE BY REQUIRING THE REGISTRATION OF CONVICTED SEXUAL OFFENDERS. Sponsors: Senator Holloway and Representative Holloway. To: **Judiciary**.

SB 186 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THEFT OF RENTAL PROPERTY. Sponsors: Senator Vaughn; Representative Quillen. To: **Judiciary**.

SB 187 - AN ACT TO AMEND CHAPTER 90, TITLE 14, DELAWARE CODE, RELATING TO THE COLLEGE AND UNIVERSITY SECURITY INFORMATION ACT. Sponsors: Senator Sokola and Representative Sorenson. To: **Education**.

SB 188 - AN ACT TO AMEND CHAPTER 87, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF STATE. Sponsor: Senator Venables. To: **Executive**.

SJR 18 - COMMENDING CHRISTINA SCHOOL DISTRICT/GLASGOW HIGH SCHOOL FOR HOSTING THE 1993 NATIONAL ASSOCIATION OF STUDENT COUNCILS (NASC) CONFERENCE IN NEWARK, AND WELCOMING THE 2,000 STUDENTS AND FACULTY ADVISORS FROM 50 STATES, GUAM, PUERTO RICO, CANADA AND MEXICO WHO WILL VISIT DELAWARE DURING JUNE 26-30, 1993. Sponsors: Senators Neal, Martin, Connor, Vaughn, Knox; Representatives Oberle, Amick, Lofink, Davis, Wojewodzki. To: **Executive**.

HS 1 for HB 72 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS. (2/3 vote) Sponsors: Representative Schroeder and Senator McBride; Representative Bunting and Senator Cordrey. To: **Natural Resources**.

HB 102 - AN ACT TO AMEND CHAPTER 26, TITLE 6 OF THE DELAWARE CODE RELATING TO UNFAIR CIGARETTE SALES ACT. Sponsor: Senator Amick. To: **Health and Social Services**.

HB 229 - AN ACT AUTHORIZING AND DIRECTING THE SECRETARY OF STATE TO CONVEY TO THE CITY OF NEW CASTLE TITLE TO TWO PARCELS OF LAND BOTH OF WHICH ARE LOCATED IN THE CITY OF NEW CASTLE, DELAWARE, ONE OF WHICH IS COMMONLY KNOWN AS BULL HILL, AND THE OTHER BEING A SMALL TRIANGULAR PARCEL OF LAND LOCATED ADJACENT TO ROUTE 9, SAID LANDS HAVING BEEN GIVEN TO THE COMMISSIONERS OF THE TOWN OF NEW CASTLE IN TRUST BY TWO SEPARATE ACTS OF THE DELAWARE LEGISLATURE, BEING CHAPTER 587, VOLUME 10, LAWS OF DELAWARE, AND A SUBSEQUENT SUPPLEMENT TO THE

ACT, BEING CHAPTER 654, VOLUME 10, LAWS OF DELAWARE. (3/4 vote) Sponsors: Representative Mack and Senator Connor. To: Community/County Affairs

The Secretary announced that a message from the House informed the Senate that it had passed HB 102, HS 1 for HB 72, HB 229, HCR 31, HCR 32, HCR 33 and SB 58.

SB 126 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 126 - AN ACT TO AMEND CHAPTERS 1 AND 4, TITLE 18 OF THE DELAWARE CODE RELATING TO THE DELAWARE INSURANCE AUTHORITY.

Senator Cordrey requested the privilege of the floor for Scott R. Harrison, representing the Department of Insurance. Senator Marshall requested that the Secretary of the Senate contact the Insurance Commissioner to appear before the Senate on this bill. Senator Cordrey objected. Senator Marshall made the same request again. Senator Cordrey again asked for the privilege of the floor for Scott Harrison.

Several Senators questioned the witness. A point of order was also raised, after which the witness was excused.

Senator Cordrey requested the privilege of the floor for Kevin K. Thomas, representing the Independent Insurance Agents of Delaware. The witness was excused.

SA 1 to SB 126 was introduced and brought before the Senate for consideration on motion of Senator Cordrey. Senator Blevins commented. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Holloway, Martin, McDowell) ABSENT; therefore, SA 1 to SB 126 was declared part of the bill.

Senators Cook, Knox, Neal, Sokola and Torbert were marked present during the above roll call.

Senator Marshall requested the privilege of the floor for Robert Sanders. Senator Cordrey raised a point of order. The witness was excused.

SA 2 to SB 126 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

Senator Blevins requested the privilege of the floor for Robert Sanders. Several Senators questioned the witness. Senator Still raised a point of order. The witness was excused.

The privilege of the floor was granted to Scott Harrison at the requested of Senator Cordrey.

Senator McDowell marked present.

Senator McDowell questioned the witness. Senators Cook and Cordrey both raised a point of order. The witness was then excused.

A roll call vote was taken and revealed 11 Senators voting YES, 10 (Adams, Bair, Connor, Cordrey, Hauge, Knox, Sharp, Still, Vaughn, Voshell) NO; therefore, SA 2 to SB 126 was declared part of the bill.

Senator Holloway was marked present during the above roll call.

Senator Cordrey moved to lay SB 126 w/SA 1 & 2 on the table.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 4:02 p.m. and reconvened at 4:31 p.m. with Lt. Governor Minner presiding.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

Robert J. Berndt - Senator Martin marked present. 21 Senators voting YES. Appointment confirmed.

Elizabeth A. Davis - 21 Senators voting YES. Appointment confirmed.

Mary M. Dudek - 21 Senators voting YES. Appointment confirmed.

Bettina L. Tweardy - 21 Senators voting YES. Appointment confirmed.

SB 139 was brought before the Senate for consideration on motion of Senator Sharp.

SB 139 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CASUALTY INSURANCE CONTRACTS.

SA 1 to SB 139 was stricken on motion of Senator Sharp.

SA 2 to SB 139, 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 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, SA 2 to SB 139 was declared part of the bill.

SB 139 w/SA 2 was now before the Senate. Senators Bair and McDowell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, SB 139 w/SA 2 was declared passed the Senate and sent to the House for consideration.

SB 113 was brought before the Senate for consideration on motion of Senator Torbert.

SB 113 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO ASSAULT IN THE SECOND DEGREE.

Senator Hauge commented. Senator Torbert requested the privilege of the floor for Major Keith I. Faulkner, representing the Dover City Police Department.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, SB 113 was declared passed the Senate and sent to the House for consideration.

SB 161 was brought before the Senate for consideration on motion of Senator Sharp.

SB 161 - AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE BY PROVIDING

FOR THE FORMATION, REGISTRATION, AND REGULATION OF REGISTERED LIMITED LIABILITY PARTNERSHIPS. 3/5 Vote

SA 1 to SB 161 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 161** was declared part of the bill.

SB 161 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 161 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HB 166 w/HA 1 was laid on the table on motion of Senator Voshell.

HB 166 w/HA 1 - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER, BEING CHAPTER 158, VOLUME 36, OF THE LAWS OF DELAWARE, AS AMENDED, BY PROVIDING THAT THE CITY TREASURER SHALL SIGN WARRANTS IN PLACE OF THE MAYOR; AND PROVIDING THAT THE MAYOR, MEMBERS OF COUNCIL, OR OTHER MEMBERS OF ANY COMMISSION OR BODY APPOINTED BY THE MAYOR OR COUNCIL AUTOMATICALLY RELINQUISHES THEIR OFFICE BY FILING FOR AN ELECTIVE COUNTY, STATE, OR FEDERAL POSITION.

SB 140 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 140 - AN ACT TO AMEND CHAPTER 9, SUBCHAPTER III, TITLE 10, DELAWARE CODE, RELATING TO THE PROSECUTION OF A DELINQUENT CHILD.

The privilege of the floor was extended to Charles Oberly, the Attorney General.

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

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 140** was declared passed the Senate and sent to the House for consideration.

SB 18 was brought before the Senate for consideration on motion of Senator Marshall.

SB 18 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO THE EMPLOYMENT OF STRIKEBREAKERS.

Senator Bair commented. A roll call vote was taken and revealed 13 Senators voting YES, 7 (Adams, Bair, Cordrey, Hauge, Knox, Neal, Still) NO, 1 (Venables) NOT VOTING; therefore, **SB 18** was declared passed the Senate and sent to the House for consideration.

HB 67 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 67 w/HA 1 - AN ACT TO AMEND CHAPTER 28, TITLE 24, DELAWARE CODE, RELATING TO PROFESSIONAL ENGINEERS.

SA 1 to HB 67 was introduced and brought before the Senate for consideration on motion of Senator Blevins. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 1 to HB 67** was declared part of the bill.

HB 67 w/HA 1 & SA 1 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 67 w/HA 1 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 162 was brought before the Senate for consideration on motion of the floor manager Senator Blevins.

HB 162 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, TO ALLOW SPECIAL PLATES FOR PEARL HARBOR SURVIVORS AND RETIRED STATE AND COUNTY POLICE OFFICERS. (3/5 vote)

Senator Sharp commented. Senator Blevins moved to lay the bill on the table.

SB 134 was brought before the Senate for consideration on motion of Senator Blevins.

SB 134 - AN ACT TO AMEND CHAPTER 29, TITLE 24, DELAWARE CODE RELATING TO REAL ESTATE BROKERS, SALESPERSONS AND APPRAISERS.

Senator Blevins requested the privilege of the floor for Mary Ann McGonigle, Staff Assistant to the Sunset Committee.

Several Senators questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Still, Vaughn) NO; therefore, **SB 134** was declared passed the Senate and sent to the House for consideration.

SENATE CONSENT CALENDAR #11 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SR 24 - CONGRATULATING OUR ESTEEMED COLLEAGUE, REPRESENTATIVE WILLIAM I. HOUGHTON, ON HIS RETIREMENT FROM THE NEW CASTLE COUNTY SHERIFF'S OFFICE AFTER 25 AND A HALF YEARS OF DISTINGUISHED SERVICE. Sponsors: Senators Blevins, Connor, Holloway.

SCR 36 - REQUESTING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO CONTINUE DEVELOPING DELAWARE'S ELECTRONIC BENEFITS TRANSFER SYSTEM AS A MEANS OF DISTRIBUTING BENEFITS TO CLIENTS AND REPORT ITS PROGRESS TO THE DELAWARE GENERAL ASSEMBLY. Sponsors: Senator Bair and Senator Holloway; Senator Connor; Representative Maroney, DiPinto, Schroeder.

SCR 38 - SALUTING MINOR LEAGUE BASEBALL FOR BANNING THE USE OF TABACCO PRODUCTS AT ALL LEVELS OF THE MINOR LEAGUES. Sponsors: Senator Sokola, Representatives

Amick, Taylor, Roy.

SCR 39 - COMMENDING KAY WOOD BAILEY, CAROLYN SMITHSON BURGER, AND VERA C. MURRAY, THREE PROFESSIONAL WOMEN RECENTLY HONORED AS RECIPIENTS OF THE "SHE KNOWS WHERE SHE'S GOING" AWARD BY GIRLS INC. OF DELAWARE AND THE WILMINGTON WOMEN IN BUSINESS ORGANIZATIONS. Sponsors: Senator Bair and Representative Sorenson, Senators Blevins, Cook, Holloway, Still, Neal, Hauge; Representatives Maroney, Wagner, Fallon, Amick, Smith, DiPinto, Bradley, Wojewodzki, Brady.

HCR 32 - EXTENDING MANY, MANY THANKS TO ROBERT B. HAWKINS, JR., CHAIRMAN OF THE U.S. ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS WHO WILL EVENTUALLY BE LEAVING THE POST OF CHAIRMAN OF THE COMMISSION. Sponsors: Representative Maroney and Senator Connor.

HCR 33 - CONGRATULATING THE 1993 GRADUATES OF THE JAMES H. GROVES ADULT HIGH SCHOOL. Sponsors: Representative Amick, Senator Neal, Representatives Oberle, DiLiberto, Wojewodzki, Senator Martin.

A roll call vote was taken on **SENATE CONSENT CALENDAR #11** and revealed 21 Senators voting YES; therefore, the 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.

At 5:41 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 15, 1993.

The Senate reconvened at 2:28 p.m. on June 15, 1993, with Lt. Governor Minner presiding.

The following committee reports were announced:

From Community/County Affairs: **SB 170** - 3 Merits; **SB 180** - 3 Merits.

From Education: **SB 173** - 3 Merits; **SB 187** - 3 Merits; **HB 186** - 4 Merits; **HB 85 w/HA 1, HA 3, HA 2 w/HA 1** - 3 Merits.

A communication from Senator Marshall was read requesting that he be added as a co-sponsor of **HB 2**.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 130, HS 1 for HB 189, HS 1 for HB 180 w/HA 1, HB 240**.

LEGISLATIVE ADVISORIES #14 and #15 from the Office of Counsel to the Governor were announced for the record partially read and copies were available to the members upon request.

LEGISLATIVE ADVISORY #14, dated June 14, 1993. Governor Thomas R. Carper vetoed the following legislation on the date indicated:

HB #188 aab HA #3 - 6/10/93 - AN ACT TO AMEND CHAPTER 7, TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (Rep. Roy; Reps. Spence, Petrilli, B. Ennis, Plant; Sens. Blevins, Holloway, Sokola, Neal).

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LEGISLATIVE ADVISORY # 15, dated June 14, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HS #1 for HB #18 - 6/11/93 - AN ACT TO AMEND CHAPTER 55, TITLE 15, DELAWARE CODE RELATING TO ABSENTEE BALLOTS FOR THE PHYSICALLY DISABLED. (Rep. Quillen) (Volume 69, Chapter 36, Laws of Delaware).

HS #1 for HB #32 aab HA #1 - 6/11/93 - AN ACT TO AMEND CHAPTER 15, TITLE 28, OF THE DELAWARE CODE RELATING TO THE DELAWARE GAMING CONTROL BOARD. (Rep. B. Ennis) (Volume 69, Chapter 37, Laws of Delaware).

HB #145 aab HA #1 - 6/11/93 - AN ACT TO AMEND CHAPTER 51, TITLE 29, DELAWARE CODE, RELATING TO LEAVE FOR VOLUNTEER EMERGENCY SERVICE. (Reps. B. Ennis, Clark, Van Sant, Banning, Lee, Houghton, West, Brady, D. Ennis, Oberle, Ewing; Senators Vaughn, Voshell, Marshall, McBride, Knox) (Volume 69, Chapter 38, Laws of Delaware).

HB #68 aab HA #1 and HA #1 to HA #1 - 6/11/93 - AN ACT TO AMEND CHAPTER 15, TITLE 14, DELAWARE CODE, RELATING TO SCHOOL DISTRICT QUARTERLY REPORTS. (Reps. Clark, Banning, B. Ennis, Gilligan, West, Davis, DiPinto, Maroney, Sorenson, Wagner, Sens. Venables, Still) (Volume 69, Chapter 39, Laws of Delaware).

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At 2:32 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 38th Legislative Day.

38TH LEGISLATIVE DAY

June 15, 1993

The Senate convened at 2:32 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Sokola.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall,

Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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, 1993

The following legislation was introduced and assigned:

SB 189 - AN ACT TO AMEND CHAPTER 64, TITLE 21 OF THE DELAWARE CODE RELATING TO ODOMETER MILEAGE DISCLOSURES AND RECORD RETENTION. (2/3 vote) Sponsors: Senators Voshell and Blevins; Representative Ewing. To: **Public Safety**.

SB 190 - AN ACT TO AMEND CHAPTERS 51 AND 55, TITLE 25, DELAWARE CODE, RELATING TO THE LANDLORD-TENANT CODE. Sponsors: Senator Torbert; Representative Buckworth; Senator Still; Representatives Brady, B. Ennis, Bennett, Banning, Plant. To: **Administrative Services**.

HB 130 - AN ACT TO AMEND CHAPTER 43, TITLE 11 OF THE DELAWARE CODE, RELATING TO THE DUTIES OF THE PAROLE BOARD. Sponsors: Representative Lee, Buckworth, Ewing, Banning; and Senator Vaughn. To: **Corrections**.

HS 1 for HB 180 w/HA 1 - AN ACT TO AMEND CHAPTER 66, TITLE 16 OF THE DELAWARE CODE RELATING TO SMOKE DETECTORS. Sponsors: Representative Lee and Senator Holloway; Representatives Buckworth, Carey, Davis, D. Ennis, Ewing, Fallon, Lofink, Mack, Oberle, Petrilli, Reynolds, Sorenson, Spence, Taylor, Wagner, Banning, Bradley, Bunting, Clark, DiPinto, B. Ennis, George, Gilligan, Holloway, Plant, Schroeder, Van Sant, West, Wojewodzki; Senators Blevins, Marshall, Martin, McBride, McDowell, Sharp, Voshell, Bair, Connor, Knox. To: **Health and Social Services**.

HS 1 for HB 189 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE, RELATING TO SPECIAL LICENSE PLATES FOR MEMBERS OF THE BENEVOLENT PROTECTIVE ORDER OF THE ELKS. Sponsors: Representative Wagner; Representatives Spence, Buckworth, Carey, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Lofink, Mack, Oberle, Quillen, Brady, Bunting, Jonkiert; Senator Still. To: **Public Safety**.

HB 240 - AN ACT TO AMEND CHAPTER 50, TITLE 18, DELAWARE CODE REGARDING THE PAYMENT OF DIVIDENDS BY INSURERS. Sponsors: Representatives D. Ennis & Senator Vaughn; Representative DiPinto, Smith, Wagner, Bennett, Jonkiert, Houghton. To: **Insurance and Elections**.

SA 1 to SB 151 - Sponsor: Senator McBride. Placed with the bill.

SA 1 to SB 173 - Sponsor: Senator Sokola. Placed with the bill.

SA 1 to HB 88 - Sponsor: Senator Vaughn. Placed with the bill.

SA 1 to HB 124 - Sponsor: Senator Holloway. Placed with the bill.

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SB 158 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 158 - AN ACT TO AMEND CHAPTER 23 OF TITLE 5, DELAWARE CODE, RELATING TO REGULATING THE SALE OF CHECKS, DRAFTS AND MONEY ORDERS.

Senator Cordrey requested the privilege of the floor for David S. Swayze, representing Citicorp. The witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Torbert) ABSENT; therefore, **SB 158** was declared passed the Senate and sent to the House for consideration.

Senators Blevins, Hauge, Knox, Martin, McBride and McDowell marked present during the above roll call.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 2:39 p.m. and reconvened at 4:25 p.m. with Senator Cordrey presiding.

SB 124 was lifted from the table and brought before the Senate for consideration on motion of Senator McBride.

Senator McBride requested the privilege of the floor be granted to Harry W. Otto, representing Department of Natural Resources and Environmental Control.

Lt. Governor Minner presiding at 4:28 p.m.

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

SA 1 to SB 124 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

Senator Venables requested the privilege of the floor for John Cordrey, Senate Attorney. Senators Neal, McBride and Still entered into a discussion with the witness, after which the witness was excused.

Senator McBride again requested the privilege of the floor for Harry W. Otto, to respond to the previous testimony. Senators Still and Connor questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Hauge) ABSENT; therefore, **SA 1 to SB 124** was declared part of the bill.

Senator Torbert marked present during the above roll call.

SA 2 to SB 124 was introduced and brought before the Senate for consideration on motion of Senator Sharp. Senator McBride once again requested the privilege of the floor for Harry W. Otto.

SA 2 to SB 124 was stricken on motion of Senator Sharp.

Senators continued to question the witness, after which the witness was excused.

On motion of Senator McBride, SB 124 w/SA 1 was laid on the table.

A messenger from the Governor was announced and admitted.

SCR 37 was brought before the Senate for consideration on motion of Senator Vaughn.

SCR 37 - DIRECTING THE BOARD OF TRUSTEES OF THE UNIVERSITY OF DELAWARE, IN COOPERATION WITH THE DELAWARE STATE LODGE OF THE FRATERNAL ORDER OF POLICE, TO MANDATE THAT THE UNIVERSITY OF DELAWARE POLICE OFFICERS CARRY FIREARMS IN CONNECTION WITH THEIR LAW ENFORCEMENT DUTIES. Sponsor: Senator Vaughn and Representative Oberle; Senators Cordrey, Sharp; Representatives B. Ennis, Ewing, Brady, Lee, Spence, Van Sant.

Senator Vaughn requested the privilege of the floor for Charles J. Wilson, representing the FOP Lodge.

Senators McBride, Knox and Neal questioned the witness.

At 5:42 p.m. on motion of Senator Cordrey, the Senate took a brief recess to change the audio tape and reconvened at 5:47 p.m. with Senator Cordrey presiding.

The witness was still before the Senate concerning SCR 37.

Lt. Governor Minner presiding at 5:50 p.m.

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

Senator Vaughn requested the privilege of the floor for Steve Bunting of the University of Delaware. He was excused after addressing the Senate.

Senator Martin requested privilege of the floor for David Roselle, the President of the University of Delaware.

Senator Vaughn and the witness had a discussion, after which the witness was excused.

A roll call vote was taken and revealed 4 Senators (Holloway, Sharp, Still, Vaughn) voting YES, 11 (Adams, Bair, Connor, Cook, Cordrey, Hauge, Knox, Neal, Sokola, Venables, Voshell) NO, 6 (Blevins, Marshall, Martin, McBride, McDowell, Torbert) NOT VOTING; therefore, SCR 37 was declared defeated by the Senate.

At 6:47 p.m. on motion of Senator Sharp, the Senate recessed until 3:30 p.m. June 16, 1993.

The Senate reconvened June 16, 1993 at 4:25 p.m. with Lt. Governor Minner presiding.

The following committee reports were announced:

From Executive: SB 138 - 1 Favorable, 4 Merits.

From Insurance and Elections: SB 174 - 4 Merits.

From Administrative Services: SB 194 - 3 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 177 w/HA 2 & 3, HB 190 w/HA 1 & 2, HB 168 w/HA 1, HB 192, HB 209, HB 142, HB 263, HB 210, HB 243, HB 220, SB 24 w/SA 1, SB 70, SB 98, SB 102, SB 97, SB 110 w/SA 1, SB 94 w/SA 1, SCR 22.

At 4:26 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 39th Legislative Day.

39TH LEGISLATIVE DAY

June 16, 1993

The Senate convened at 4:26 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Still.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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 16, 1993

The following legislation was introduced and assigned:

SB 192 - AN ACT TO AMEND SUBCHAPTER II, SUBPART D, CHAPTER 5 OF TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF "WITHOUT CONSENT" IN SEX CRIME PROSECUTIONS. Sponsors: Senator Sokola, Senator Blevins; Representatives Amick, Bradley. To:

Judiciary.

SB 193 - AN ACT TO AMEND CHAPTER 5, TITLE 31, DELAWARE CODE, RELATING TO EMERGENCY AND DISASTER ASSISTANCE. Sponsor: Senator Holloway. To: **Public Safety**.

SB 194 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE VEHICLES. Sponsors: Senator Torbert and Representative Davis; Senators Sokola, Hauge, Cook; Representatives Petrilli, George. To: **Administrative Services**.

SB 195 - AN ACT TO AMEND TITLE 7, CHAPTER 60, DELAWARE CODE RELATING TO THE CREATION AND FUNDING OF THE CLEAN AIR ACT TITLE V OPERATING PERMIT PROGRAM TO COMPLY WITH THE FEDERAL CLEAN AIR ACT AMENDMENTS OF 1990. Sponsors: Senators McBride, Cook, Neal, Sokola; Representatives George, Davis, Wojewodzki. To: **Natural Resources**.

HB 142 - AN ACT TO AMEND CHAPTER 20, TITLE 6 OF THE DELAWARE CODE RELATING TO TRADE SECRETS. Sponsor: Representative Amick. To: **Judiciary**.

HB 168 w/HA 1 - AN ACT TO AMEND CHAPTER 29, TITLE 24, DELAWARE CODE, RELATING TO REAL ESTATE BROKERS AND SALESPERSONS, AND CHAPTER 25, TITLE 6, RELATING TO PROHIBITED TRADE PRACTICES AND SELLER'S DISCLOSURE OF THE CONDITION OF REAL PROPERTY. Sponsors: Representative Amick; Representatives Buckworth, Carey, DiPinto, Lofink, Quillen, Wagner, Bunting, B. Ennis, Clark, Schroeder; Senators Torbert, Voshell, Neal, Still. To: **Judiciary**.

HB 177 w/HA 2 & 3 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO EXTENDED JURISDICTION OVER JUVENILE OFFENDERS BY THE FAMILY COURT. Sponsors: Representative Gilligan and Representative George and Representative Brady. To: **Judiciary**.

HB 190 w/HA 1 & 2 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THE BURNING OF CROSSES OR OTHER RELIGIOUS SYMBOLS. Sponsor: Representative Plant. To: **Judiciary**.

HB 192 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO ABSENTEE REGISTRATION AND ABSENTEE VOTING. Sponsors: Representative Buckworth and Senator Martin. To: **Insurance/Elections**.

HB 209 - AN ACT TO AMEND CHAPTERS 6, 11, AND 101 OF TITLE 29 OF THE DELAWARE CODE RELATING TO REGULATIONS AND CERTAIN OTHER GOVERNMENTAL INFORMATION. Sponsors: Representatives Clark, Banning, B. Ennis, Quillen, Smith, West; Senators Hauge, Neal. To: **Finance**.

HB 210 - AN ACT TO AMEND CHAPTER 13, TITLE 9, DELAWARE CODE RELATED TO THE NEW CASTLE COUNTY DEPARTMENT OF PARKS AND RECREATION. Sponsors: Representative Taylor; Senator Sokola. To: **Community/County Affairs**.

HB 220 - AN ACT TO AMEND TITLE 29 CHAPTER 52 DELAWARE CODE RELATING TO HEALTH CARE INSURANCE. Sponsors: Representatives Gilligan and Oberle; Senators McBride, Marshall. To: **Insurance and Elections**.

HB 243 - AN ACT TO AMEND CHAPTER 1, TITLE 3 OF THE DELAWARE CODE RELATING TO AGRICULTURE. Sponsors: Representative Caulk; Representatives Carey, DiPinto, Ewing, Fallon, Lee, Lofink, Oberle, Petrilli, Reynolds, Smith, Wagner, B. Ennis, Sorenson, West. To: **Agriculture**.

HB 263 - AN ACT TO AMEND CHAPTER 15, TITLE 7 OF THE DELAWARE CODE RELATING TO CONSERVATION. Sponsors: Representative Roy and Senator Adams. To: **Executive**.

The following nominations for appointment by the Governor were placed in the Executive Committee.

STATE OF DELAWARE

Office of the Governor

June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

J. Paul Bell, 705 Green Winged Trail, Wyoming, Delaware 19934, to be appointed to State Coastal Zone Industrial Control Board for a five year term expiring June 15, 1998 to replace Mrs. E. Lee Vought.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

STATE OF DELAWARE

Office of the Governor

June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

R. Jefferson Reed, 45 N. Prestwick Court, Dover, Delaware 19901, to be appointed to the State Coastal Zone Industrial Control Board for a five year term expiring June 15, 1998 to replace Mr. Harry Fisher.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

John D. Super, 307 Center Meeting Road, Wilmington, Delaware 19807, to be reappointed to the State Coastal Zone Industrial Control Board for a five year term expiring June 15, 1998.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Christine M. Waisanen, 1609 Mount Salem Lane, Wilmington, Delaware 19806, to be appointed to State Coastal Zone Industrial Control Board for a five year term expiring June 15, 1998 to replace Mr. Don Crossan.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Jean W. Allen, 916 Midway Lane, Seaford, Delaware 19973, to be appointed to the State Board of Education for a six year term expiring June 15, 1999, to replace Mr. Kent S. Price.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Nancy A. Doorey, 326 Hampton Road, Wilmington, Delaware 19803, to be appointed to the State Board of Education for a six year term expiring June 15, 1999 to replace Mr. Richard M. Farmer.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

John W. Jardine, Jr., 1963 Mitten Street, Dover, Delaware 19901, to be appointed to the State Board of Education for a six year term expiring June 15, 1999 to replace Mr. R. Jefferson Reed.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Joseph E. Reardon, 9 Lyells Court, Wilmington, Delaware 19808, to be appointed to the State Board of Education for a six year term expiring April 17, 1995 to replace Mr. Howard E. Cosgrove who resigned.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 15, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Claibourne D. Smith, 901 Barnstable Court, Hockessin, Delaware 19707, to be appointed to the State Board of Education for a six year term expiring June 15, 1999 to replace Ms. Dorothy H. Smith.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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SENATE CITATION ANNOUNCEMENT #2, containing S137: 65 - 117 inclusive was announced for the record, partially read and copies made available to the members upon request.

SJR 17 was brought before the Senate for consideration on motion of Senator Sharp.

SJR 17 - URGING GOVERNOR THOMAS R. CARPER TO APPOINT A TASK FORCE TO STUDY THE HIGH RATES OF CANCER IN DELAWARE.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Cook, Cordrey, Holloway, Martin, Venables) ABSENT; therefore, **SJR 17** was declared passed the Senate and sent to the House for consideration. Senators Bair, Connor, Marshall, McDowell and McBride marked present during the above roll call.

SB 124 w/SA 1 was lifted from the table on motion of Senator McBride.

SB 124 - AN ACT TO AMEND CHAPTER 80, TITLE 29 OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.

SB 124 w/SA 1 was laid on the table on motion of Senator McBride.

SB 168 was brought before the Senate for consideration on motion of Senator Sharp.

SB 168 - AN ACT TO AMEND CHAPTER 40, TITLE 14 OF THE DELAWARE CODE AND CHAPTERS 13 AND 16, TITLE 19 OF THE DELAWARE CODE RELATING TO ARBITRATION PROVISIONS IN COLLECTIVE BARGAINING AGREEMENTS.

Senator McDowell commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SB 168** was declared passed the Senate and sent to the House for consideration. Senators Holloway, Venables, Cook and Martin marked present during the above roll call.

HB 146 was brought before the Senate for consideration by the floor manager, Senator Sharp.

HB 146 - AN ACT TO AMEND CHAPTER 5, SUBCHAPTER II, SUBPART D, TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF VOLUNTARY SOCIAL COMPANION.

Senator Blevins rose in support of the bill. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **HB 146** was declared passed the Senate and returned to the House.

SB 163 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 163 - AN ACT TO AMEND CHAPTER 9, TITLE 29 OF THE DELAWARE CODE TO PROVIDE FOR IMPACT INFORMATION ON CRIMINAL JUSTICE RELATED LEGISLATION.

Senator Bair commented. A roll call vote was taken and revealed 17 Senators voting YES, 4 (Cordrey, Hauge, Knox, McDowell) ABSENT; therefore, **SB 163** was declared passed the Senate and sent to the House for consideration.

SB 166 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 166 - AN ACT TO AMEND TITLE 18, DELAWARE CODE TO BRING THE DELAWARE INSURANCE CODE INTO COMPLIANCE WITH NATIONAL SOLVENCY STANDARDS.

SA 1 to SB 166, which had been 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 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **SA 1 to SB 166** was declared part of the bill.

A roll call vote was then taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **SB 166 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HB 191 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 191 - AN ACT TO AMEND CHAPTER 59, VOLUME 63 LAWS OF DELAWARE, AS AMENDED, ENTITLED AN ACT TO INCORPORATE THE TOWN OF DEWEY BEACH. (2/3 vote)

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **HB 191** was declared passed the Senate and returned to the House.

HB 120 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 120 w/HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 14, DELAWARE CODE, RELATING TO THE PARENTS AS TEACHERS PROGRAM.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **HB 120 w/HA 1** was declared passed the Senate and returned to the House.

SB 138 was brought before the Senate for consideration on motion of Senator Holloway.

SB 138 - AN ACT TO AMEND CHAPTER 65, TITLE 14, DELAWARE CODE, RELATING TO CHANGING THE NAME OF DELAWARE STATE COLLEGE TO DELAWARE STATE UNIVERSITY.

SA 1 to SB 138, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Holloway.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Cordrey) ABSENT; therefore, **SA 1 to SB 138** was declared part of the bill.

SB 138 w/SA 1 was now before the Senate. The privilege of the floor was extended to Dr. William B. DeLauder, President of Delaware State College. Several Senators entered into a discussion with the witness.

Senators McDowell, Adams, Voshell and all remaining Senators requested to be added as co-sponsors. The witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cordrey) ABSENT; therefore, **SB 138 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 160 was brought before the Senate for consideration on motion of Senator Holloway.

SB 160 - AN ACT TO AMEND CHAPTER 39, TITLE 18, DELAWARE CODE, RELATING TO CASUALTY INSURANCE CONTRACTS BY REQUIRING CAR RENTAL COMPANIES OR FRANCHISES TO POST CERTAIN NOTICES. (2/3 vote)

Senator Bair commented. Senator Holloway moved to lay the bill on the table.

SB 124 w/SA 1 was lifted from the table on motion of Senator McBride.

SA 3 to SB 124 was introduced and brought before the Senate for consideration on motion of Senator McBride.

Senator Bair commented. A roll call vote was taken and revealed 16 Senators voting YES, 1 (McDowell) NO, 4 (Cordrey, Hauge, Knox, Marshall) ABSENT; therefore, **SA 3 to SB 124** was declared part of the bill.

SB 124 w/SA 1 & 3 was now before the Senate. Senator Sharp requested the privilege of the floor for John Cordrey, Senate Attorney. Several Senators entered into a discussion with the witness, after which he was excused.

Senator McBride requested privilege of the floor for Harry W. Otto. Senator McDowell questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 13 Senators voting YES, 5 (Blevins, McDowell, Sharp, Vaughn, Venables) NO, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **SB 124 w/SA 1 & 3** was declared passed the Senate and sent to the House for consideration.

SB 167 was brought before the Senate for consideration on motion of Senator Holloway.

SB 167 - AN ACT TO AMEND CHAPTER 5, TITLE 31, DELAWARE CODE, RELATING TO THE STATE PUBLIC ASSISTANCE CODE.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Hauge, Knox) ABSENT; therefore, **SB 167** was declared passed the Senate and sent to the House for consideration.

Senator Sharp commented on the erroneous headline in the day's News Journal. Senator Connor responded to the Senator's comments.

At 6:02 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 17, 1993.

The Senate reconvened at 2:14 p.m. June 17, 1993 with Senator Cordrey presiding.

A messenger from the Governor was announced and admitted.

Lt. Governor Minner presiding at 2:15 p.m.

Senator Cordrey marked present.

The Secretary announced that a message from the House informed the Senate that it has passed **HB 119**, **HCR 34**, **HCR 35**, **HCR 36**, **SCR 38** and **SCR 39**.

A communication from Representative Holloway was read requesting his name be removed as a co-sponsor to **SB 198**.

The following committee reports were announced:

From Natural Resources: **HS 1 for HB 72** - 3 Merits.

From Agriculture: **SB 206** - 3 Merits; **SB 203** - 4 Merits; **SB 202** - 4 Merits; **SB 200** - 4 Merits; **SB 201** - 4 Merits; **SB 204** - 4 Merits; **HB 243** - 4 Merits.

At 2:17 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 40th Legislative Day.

40TH LEGISLATIVE DAY

June 17, 1993

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

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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 17, 1993

The following legislation was introduced and assigned:

SB 191 - AN ACT TO AMEND TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A YOUTH JOB CORPS EMPLOYMENT AND TRAINING PROGRAM TO BE CALLED THE "DELAWARE YOUTH JOB CORPS ACT OF 1993. Sponsors: Senator McDowell and Representative Spence; Senator Marshall, Representatives Brady, DiPinto, Holloway, Plant and Reynolds. To: Labor.

SB 196 - AN ACT TO AMEND TITLE 29 DELAWARE CODE RELATING TO HEALTH CARE INSURANCE. Sponsors: Senator Blevins and Representative Van Sant. To: Insurance and Elections.

SB 197 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE POOLING FOR UNINSURABLES. Sponsors: Senator Still; Senators Bair, Connor, Hauge, Knox, Neal. To: Insurance and Elections.

SB 198 - AN ACT TO AMEND CHAPTERS 16, 25 AND 58, TITLE 29, DELAWARE CODE AND CHAPTER 417, VOLUME 67, LAWS OF DELAWARE BY ESTABLISHING THE STATE PUBLIC INTEGRITY COMMISSION AND DEFINING ITS AUTHORITY AND RESPONSIBILITIES, AND THE DUTIES OF PERSONS SUBJECT TO ITS AUTHORITY. Sponsors: Senators Voshell and Knox, Representatives Amick and Bradley; Senators Adams, Bair, Blevins, Cook, Hauge, Holloway, Marshall, McBride, McDowell, Neal, Sokola, Still and Torbert; Representatives Buckworth, Bunting, Davis, D. Ennis, Ewing, Fallon, Mack, Maroney, Petrilli, Plant, Reynolds, Roy, Schroeder, Sorenson, Spence, Taylor, Wagner, and Wojewodzki. To: Executive.

SB 199 - AN ACT TO AMEND CHAPTER 31, TITLE 15, DELAWARE CODE, RELATING TO NOMINATIONS OF CANDIDATES BY PARTIES. Sponsors: Senator Vaughn and Representative Spence. To: Insurance and Elections.

SB 200 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER RELATING TO REGISTERED PROFESSIONAL FORESTERS. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 201 - AN ACT TO AMEND CHAPTERS 1 AND 4, TITLE 3 OF THE DELAWARE CODE AND CHAPTERS 5, 9 AND 11, TITLE 7 OF THE DELAWARE CODE RELATING TO AQUACULTURE AND FISHING. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 202 - AN ACT TO AMEND §5129, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 203 - AN ACT TO AMEND CHAPTER 12, TITLE 3 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PESTICIDE USE AND APPLICATION. Sponsors: Senator Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 204 - AN ACT TO AMEND §5315, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO OFFENSES AND PENALTIES FOR VIOLATIONS OF THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 205 - AN ACT TO AMEND CHAPTER 40, TITLE 7 OF THE DELAWARE CODE RELATING TO EROSION AND SEDIMENTATION CONTROL. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 206 - AN ACT TO AMEND §3508, CHAPTER 35, TITLE 3 OF THE DELAWARE CODE RELATING TO EGG SANITATION. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: Agriculture.

SB 207 - AN ACT TO AMEND CHAPTER 31, TITLE 15, DELAWARE CODE, RELATING TO NOMINATIONS OF CANDIDATES BY PARTIES. Sponsors: Senator Cordrey. To: Insurance and Elections.

HB 119 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO LEROY O'NEAL, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE; AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE MADE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsors: Representative Van Sant; Representatives Banning, Brady B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Spence, West. To:

Finance.

SA 1 to SB 170 - Sponsor: Senator Sokola. Placed with the bill.

SA 1 to SB 176 - Sponsor: Senator McBride. Placed with the bill.

SA 2 to HB 88 - Sponsor: Senator Vaughn. Placed with the bill.

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The following committee report was announced:

From Agriculture: **SB 205** - 4 Merits.

SB 78 was brought before the Senate for consideration on motion of Senator Blevins.

SB 78 - AN ACT TO AMEND TITLE 16 AND TITLE 18 OF THE DELAWARE CODE PROVIDING FOR A CHILDHOOD LEAD POISONING PREVENTION ACT RELATING TO MANDATORY LEAD POISONING TESTING AND HEALTH INSURANCE COVERAGE.

SA 1 to SB 78, 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 (Cook, Martin) ABSENT; therefore, **SA 1 to SB 78** was declared part of the bill.

Senators Marshall, Neal, Torbert, Hauge and McBride marked present during the above roll call.

SA 2 to SB 78 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **SA 2 to SB 78** was declared part of the bill.

Senator Cook marked present during the above roll call.

SB 78 w/SA 1 & 2 was now before the Senate. Senator Blevins requested the privilege of the floor for William Bowser. After brief remarks the witness was excused.

Senator Blevins requested that the Wilmington City Council Resolution Number 93-025 be read in part and made part of the record.

This resolution referenced the Childhood Lead Poisoning Prevention Act. A copy is in file for this legislative day.

Several Senators commented on the City Council's Resolution.

Senator Blevins requested the privilege of the floor for John Cordrey, Senate Attorney. The witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) NOT VOTING, 1 (Martin) ABSENT; therefore, **SB 78 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

SB 151 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 151 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FISHING SEASONS.

SA 1 to SB 151, 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 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **SA 1 to SB 151** was declared part of the bill.

SB 151 w/SA 1 was now before the Senate. Senator Venables requested privilege of the floor for Gerald Blakeslee, representing the Delaware Captains Association.

The witness was excused. Senator McBride commented. A roll call vote was taken and revealed 14 Senators voting YES, 2 (McBride, Venables) NO, 3 (Blevins, Sharp, Still) NOT VOTING, 2 (Holloway, Torbert) ABSENT; therefore, **SB 151 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 145 was brought before the Senate for consideration on motion of Senator Marshall.

SB 145 - AN ACT TO AMEND CHAPTER 3, TITLE 22 OF THE DELAWARE CODE RELATING TO DISTANCE REQUIREMENTS FOR INSTITUTIONAL OR GROUP RESIDENTIAL FACILITIES.

The privilege of the floor was granted to Michael P. Reynolds, Esquire, representing the State Commission on Deinstitutionalization.

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

Senator Voshell requested the privilege of the floor for Catherine M. Gregory, representing Delaware State Housing Authority. Senator Neal commented. The witness was excused.

SA 1 to SB 145 was introduced and brought before the Senate for consideration on motion of Senator Neal. Senator Marshall commented. A roll call vote was taken and revealed 10 Senators (Adams, Bair, Connor, Cook, Holloway, Knox, Neal, Still, Torbert, Voshell) voting YES, 8 (Blevins, Cordrey, Hauge, Marshall, Martin, Sharp, Sokola, Vaughn) NO, 3 (McBride, McDowell, Venables) NOT VOTING; therefore, **SA 1 to SB 145** was declared defeated.

SA 2 to SB 145 was introduced and brought before the Senate for consideration on motion of Senator Neal. The privilege of the floor was granted to Brian Hartman, representing the Disabilities Program. Senator Marshall questioned the witness. The witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (McBride, Sharp) NO; therefore, **SA 2 to SB 145** was declared part of the bill.

SA 3 to SB 145 was introduced and brought before the Senate for consideration on motion of Senator Neal. The privilege of the floor was extended again to Brian Hartman. The witness was excused.

The privilege of the floor was extended to Michael Reynolds, Esq. The witness was excused after he made brief comments.

Senator Neal moved to lay SA 3 to SB 145 on the table.

SA 4 to SB 145 was introduced and brought before the Senate for consideration on motion of Senator Neal. The privilege of the floor was granted once again to Brian Hartman. The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Hauge) ABSENT; therefore, SA 4 to SB 145 was declared part of the bill.

SB 145 w/SA 2 & 4 was now before the Senate. A roll call vote was taken and revealed 2 Senators (Marshall, McDowell) voting YES, 18 NO, 1 (Still) ABSENT; therefore, SB 145 w/SA 2 & 4 was declared defeated.

SA 3 to SB 145 was stricken on motion of Senator Neal.

SCR 41 was brought before the Senate for consideration on motion of Senator McDowell.

SCR 41 - WISHING A SPEEDY RECOVERY TO PENNSYLVANIA GOVERNOR ROBERT P. CASEY AFTER SUCCESSFUL HEART AND LIVER TRANSPLANT SURGERY.

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.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 5:07 p.m. and reconvened at 5:18 p.m. with Senator Cordrey presiding.

SB 170 was brought before the Senate for consideration on motion of Senator Sokola.

SB 170 - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE RELATING TO VOLUNTEER SERVICES.

Lt. Governor Minner presiding at 5:19 p.m.

SA 1 to SB 170, 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 (Holloway, Vaughn) ABSENT; therefore, SA 1 to SB 170 was declared part of the bill.

SB 170 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, SB 170 w/SA 1 was declared passed the Senate and sent to the House for consideration.

SB 173 was brought before the Senate for consideration on motion of Senator Sokola.

SB 173 - AN ACT TO AMEND CHAPTER 40, TITLE 14 OF THE DELAWARE CODE RELATING TO THE PUBLIC SCHOOL EMPLOYMENT RELATION ACT.

SA 1 to SB 173, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

Senator Still commented. Senator Sokola requested privilege of the floor for Earlene Gillan-Smith, representing Delaware State Education Association. Senator Bair commented. The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, SA 1 to SB 173 was declared part of the bill.

SB 173 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, SB 173 w/SA 1 was declared passed the Senate and sent to the House for consideration.

SB 180 was brought before the Senate for consideration on motion of Senator Sokola.

SB 180 - AN ACT TO AMEND SECTION 1451, TITLE 9 OF THE DELAWARE CODE TO INCREASE THE NUMBER OF NEW CASTLE COUNTY PERSONNEL BOARD MEMBERS.

Senator Connor commented. Senator Sokola moved to lay the bill on the table.

SB 187 was brought before the Senate for consideration on motion of Senator Sokola.

SB 187 - AN ACT TO AMEND CHAPTER 90, TITLE 14, DELAWARE CODE, RELATING TO THE COLLEGE AND UNIVERSITY SECURITY INFORMATION ACT.

The privilege of the floor was extended to Barbara Erskine. Several Senators entered into a discussion with the witness, after which the witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Neal) ABSENT; therefore, SB 187 was declared passed the Senate and sent to the House for consideration.

SENATE CONSENT CALENDAR #12 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 40 - MOURNING THE DEATH AND COMMEMORATING THE LIFE OF HELEN BYRD ACHTENBERG GOURLEY, FORMER MEMBER OF THE HOUSE AND SENATE STAFFS AND DEMOCRATIC ACTIVIST. Sponsors: Senator Torbert on behalf of All Senators, Representative Bennett on behalf of All House members.

HCR 34 - EXTENDING CONGRATULATIONS TO THE HONORABLE ROBERT H. WAHL UPON HIS RETIREMENT AS CHIEF JUDGE OF THE COURT OF COMMON PLEAS FOR THE STATE OF DELAWARE. Sponsors: Representatives Houghton, Jonkiert, Maroney and Senator Bair, on Behalf of all Representatives; Senators Adams, Blevins, Cook, Cordrey, Holloway, Marshall, McBride, McDowell, Sharp,

Sokola, Torbert, Vaughn, Venables, Voshell, Connor, Hauge, Knox, Neal, Still.

HCR 35 - HONORING STATE REPRESENTATIVE BRUCE C. ENNIS UPON BEING NAMED "PRESIDENT EMERITUS" OF THE DELAWARE VOLUNTEER FIREMAN'S ASSOCIATION, INC. AT ITS 72ND ANNUAL CONVENTION. Sponsors: Representatives Clark, Banning; Senators Vaughn and Cook.

HCR 36 - COMMENDING ELIZABETH R. SCHANTZ AND BARBARA P. BENNETT BY THE STATE COUNCIL FOR PERSONS WITH DISABILITIES IN RECOGNITION OF THEIR SERVICE TO DISABLED DELAWAREANS. Sponsors; Representative Maroney and Senator Sokola.

A roll call vote was taken on **SENATE CONSENT CALENDAR #12** and revealed 21 Senators voting YES; therefore, the Senate Consent Calendar was declared adopted by the Senate. The Senate Concurrent Resolution was sent to the House for consideration and the House Concurrent Resolutions were returned to the House.

HCR 37 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HCR 37 - COMMENDING DELEGATES FOR THE 1993 BOYS' STATE PROGRAM AND THANKING THE AMERICAN LEGION, DEPARTMENT OF DELAWARE, FOR CONTINUING THIS VALUABLE EDUCATIONAL EXPERIENCE. Sponsor: Representative Roy, Senator Marshall and On Behalf of All Representatives and Senators.

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.

SA 5 to SB 115 - Sponsor: Senator Adams was placed with the bill.

SA 2 to HB 88 was stricken on motion of Senator Vaughn.

At 5:53 p.m. on motion of Senator Sharp, the Senate recessed until 1:00 p.m. June 22, 1993.

The Senate reconvened June 22, 1993 at 1:04 p.m. with Senator Cordrey presiding.

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

LEGISLATIVE ADVISORY #16, dated June 18, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #58 - 6/17/93 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO BUILDING AND LOAN ASSOCIATIONS. (Sen. Adams; Representative Ewing) (Volume 69, Chapter 40, Laws of Delaware).

The following committee reports were announced:

From Executive: **SB 198** - 4 Merits; **HB 263** - 4 Merits.

From Public Safety: **SB 175** - 4 Merits.

From Sunset: **SB 55** - 3 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 242 w/HA 1, HB 301, HB 123 w/HA 2, HB 33, HCR 37, SCR 41, SB 161 w/SA 1, SB 26 w/SA 1 w/HA 1**.

At 1:05 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 41st Legislative Day.

41ST LEGISLATIVE DAY June 22, 1993

The Senate convened at 1:05 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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, 1993

The following legislation was introduced and assigned:

SS 1 for SB 65 - AN ACT TO AMEND CHAPTER 13, TITLE 19 AND CHAPTER 40, TITLE 14 OF THE DELAWARE CODE RELATING TO THE RIGHT OF PUBLIC EMPLOYEES TO ORGANIZE FOR PURPOSES OF COLLECTIVE BARGAINING. Sponsors: Senator Marshall and Representative Oberle; Senators Blevins, McBride, McDowell, Connor; Representatives Davis, Lofink, Mack, Reynolds, Spence, Banning, Brady, B. Ennis, Plant, Van Sant, Jonkiert. To: **At Sponsor's request, adopted in lieu of original**

which is on the ready list.

SB 208 - AN ACT TO AMEND CHAPTER 9, TITLE 19 OF THE DELAWARE CODE RELATING TO THE MINIMUM WAGE. Sponsors: Senator Marshall and Representative Oberle. To: **Labor and Industrial Relations**.

SB 209 - AN ACT TO AMEND CHAPTER 11, TITLE 19 OF THE DELAWARE CODE, RELATING TO THE PAYMENT OF WORKERS ON REGULAR PAYDAYS. Sponsors: Senator Marshall and Representative Oberle. To: **Labor and Industrial Relations**.

SB 210 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR PUBLIC SCHOOL RELATED EMPLOYMENT. Sponsors: Senator Sokola and Representative Sorenson; Senators Blevins, Bair, Hauge, Marshall, McBride; Representatives Amick, Gilligan, Jonkiert, Petrilli, Smith. To: **Education**.

SB 211 - AN ACT TO AMEND SECTION 4301, TITLE 29 OF THE DELAWARE CODE RELATING TO NOTARIES PUBLIC. Sponsor: Senator Sharp. To: **Judiciary**.

SB 212 - AN ACT PROPOSING AN AMENDMENT TO THE DELAWARE CODE RELATING TO APPEALS TO THE DELAWARE SUPREME COURT BY PERSONS SENTENCED TO DEATH. Sponsors: Senator Sharp and Representative Spence. To: **Judiciary**.

SJR 20 - ESTABLISHING A COMMISSION TO REVIEW THE FEASIBILITY OF ESTABLISHING AN EDUCATION TRUST FUND FOR FUTURE FUNDING OF PUBLIC EDUCATION IN THE STATE OF DELAWARE. Sponsors: Senator Voshell; Senators Blevins, Sokola; Representatives Banning, Bennett, Bradley, Oberle, Van Sant, Sorenson, B. Ennis, West. To: **Education**.

HB 33 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO LIMITING EXPOSURE TO TOBACCO SMOKE IN PUBLIC PLACES THROUGH THE CREATION OF A CLEAN INDOOR AIR ACT. Sponsors: Representatives Roy and Gilligan; Representatives Amick, Carey, Davis, D. Ennis, Lee, Mack, Caulk, Maroney, Taylor; Senators Marshall, Knox, Bair, Connor, Sokola. To: **Health and Social Services**.

HB 123 w/HA 2 - AN ACT TO AMEND TITLES 16 AND 19 OF THE DELAWARE CODE RELATING TO THE HEALTH, SAFETY, EMPLOYMENT AND PRIVACY RIGHTS OF NON-SMOKERS AND SMOKERS; AND PROVIDING FOR BALANCED PROTECTION AND ACCOMMODATION SAFEGUARDS THEREFORE THROUGH CLEAN INDOOR AIR PROHIBITIONS AND REQUIREMENTS IN PUBLIC PLACES AND IN THE WORK PLACE; AND FURTHER PROVIDING PROTECTION AGAINST UNWARRANTED GOVERNMENT INTRUSION INTO AND REGULATION OF PRIVATE SPHERES OF CONDUCT AND CHOICE WITH RESPECT TO THE USE OR NONUSE OF TOBACCO PRODUCTS IN CERTAIN DESIGNATED PUBLIC AND PRIVATE PLACES; AND FURTHER AFFORDING PROTECTIONS TO PERSONS FROM DISCRIMINATORY AND RETALIATORY EMPLOYERS' ACTIONS FOR PRIVATE CONDUCT AND CHOICE CONCERNING TOBACCO PRODUCT USE OR NONUSE. Sponsors: Representative DiPinto, Bennett, Ewing, Petrilli, Quillen, Van Sant, Buckworth, Caulk; Senators Holloway, Cordrey, Adams, McBride, Connor, Sharp, Vaughn, Martin, Marshall. To: **Health and Social Services**.

HB 242 w/HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 7, OF THE DELAWARE CODE RELATING TO STATE PARKS. Sponsors: Representative Caulk and Senator Torbert; Representatives Buckworth, Lee, Carey, DiPinto, Smith, Reynolds, Fallon, Gilligan, Bunting, Clark, Schroeder, B. Ennis, West, Brady. To: **Natural Resources**.

HB 301 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF DELMAR", BEING CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO INCREASE THE AMOUNT WHICH MAY BE RAISED BY THE TAXATION OF REAL ESTATE, TO PROVIDE FOR ABSENTEE VOTING AT THE MUNICIPAL ELECTION TO PROVIDE FOR A DEPUTY MAYOR AND TO INCREASE THE AMOUNT WHICH MAY BE EXPENDED BY THE TOWN COUNCIL WITHOUT COMPETITIVE BIDDING. Sponsors: Representative Lee and Senator Venables. To: **Community/County Affairs**.

SA 6 to SB 115 - Sponsor: Senator Venables. Placed with the bill.

SA 3 to SB 126 - Sponsor: Senator Cordrey. Placed with the bill.

SA 1 to SB 194 - Sponsor: Senator McBride. Placed with the bill.

SA 2 to HB 124 - Sponsor: Senator Holloway. Placed with the bill.

The following nomination by the Governor was read and placed in the Executive Committee.

STATE OF DELAWARE
Office of the Governor
June 17, 1993

To the Senate of the 137th General Assembly

of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Thomas I. Barrows, 471 Troon Road, Dover, Delaware 19901, to be re-appointed as the Chairman of the State Consumer Affairs Board for a four year term expiring June 17, 1997.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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Senators Bair and Cook marked present.

SB 115 w/SA 2 was lifted from the table and brought before the Senate for consideration on motion of Senator Adams.

SB 115 w/SA 2 - AN ACT SUPPLEMENTING THE PROVISIONS OF TITLE 26 OF THE DELAWARE CODE ANNOTATED RELATING TO THE REGULATION OF PUBLIC UTILITIES PROVIDING TELECOMMUNICATIONS SERVICES.

Senator Holloway marked present.

SA 3 to SB 115 and **SA 4 to SB 115** were stricken on motion of Senator Holloway.

SA 5 to SB 115, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Adams.

The privilege of the floor was granted to Carolyn S. Burger, representing Diamond State Telephone.

Lt. Governor Minner presiding at 1:14 p.m.

Several Senators questioned the witness.

Senator Neal marked present.

Senator McBride requested that a letter from the AFL-CIO be read in part signed by Edward F. "Pete" Peterson, President, Delaware State AFL-CIO. A copy is on file for this legislative day.

Senator Marshall marked present.

The witness was excused.

Senator Adams requested the privilege of the floor for Alexander Apostolina, representing AARP. The witness was excused.

SA 5 to SB 115 was laid on the table on motion of Senator Adams.

Senator Adams requested the privilege of the floor for Edwin J. Bauer. The witness was excused.

Senator Adams requested the privilege of the floor for Nancy M. Norling, representing the Delaware Public Service Commission. Several Senators questioned the witness, after which the witness was excused.

Senator Adams requested the privilege of the floor for Vincent J. Maisono, representing the Communications Workers of America. The witness was excused.

SA 5 to SB 115 was lifted from the table on motion of Senator Adams. A roll call vote was taken and revealed 20 Senators voting YES, 1 (McBride) ABSENT; therefore, **SA 5 to SB 115** was declared part of the bill.

Senators Blevins, Hauge, Knox, Martin and McDowell marked present.

SA 6 to SB 115, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Venables.

Senator Venables requested privilege of the floor for Patricia Stowell. Senator Blevins questioned the witness, after which the witness was excused.

Senators Knox and Cook commented. Senator Adams requested the privilege of the floor for Carolyn Burger. The witness was excused.

A roll call vote was taken and revealed 9 Senators (Blevins, Cook, Hauge, Marshall, McBride, Sokola, Still, Venables, Voshell) voting YES, 12 NO, therefore, **SA 6 to SB 115** was declared defeated.

SA 7 to SB 115 was introduced and brought before the Senate for consideration on motion of Senator Adams.

The privilege of the floor was granted again to Carolyn Burger. The witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 7 to SB 115** was declared part of the bill.

SB 115 w/SA 2, 5 & 7 was now before the Senate. Senator Adams requested the privilege of the floor once again for Carolyn Burger. Several Senators questioned the witness, after which the witness was excused.

A roll call was taken and revealed 15 Senators voting YES, 5 (Blevins, Martin, McBride, Venables, Voshell) NO, 1 (Hauge) NOT VOTING; therefore, **SB 115 w/SA 2, 5 & 7** was declared passed the Senate and sent to the House for consideration.

Senator Neal requested the privilege of the floor for Samuel A. Brunelli, representing American Legislative

Exchange Council. Before the witness took the floor, there was a five minute recess for the purpose of changing the tape.

The Senate reconvened at 3:33 p.m. with Lt. Governor Minner presiding.

The witness was excused after he made remarks and Several Senators responded.

HCR 39 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HCR 39 - COMMENDING CLEALYN B. WILSON FOR BEING SELECTED DELAWARE TEACHER OF THE YEAR.

The privilege of the floor was extended to Clealyn B. Wilson, Teacher of the Year. The witness was excused after she briefly addressed the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **HCR 39** was declared adopted by the Senate and returned to the House.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:48 p.m. and reconvened at 4:44 p.m. with Lt. Governor Minner presiding.

A messenger from the Governor was announced and admitted.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 39**.

SB 213 was brought before the Senate for consideration under suspension of rules, on motion of Senator Marshall.

SB 213 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE ILLEGAL POSSESSION OF CONTROLLED SUBSTANCES IN OR WITHIN 300 FEET OF A PARK OR RECREATION AREA. Sponsor: Senator Marshall; Representatives Jonkiert and Spence.

The privilege of the floor was granted to James Appastolaco, representing the Attorney General's Office. Senator Bair questioned the witness, after which the witness was excused.

Senator Marshall moved to lay the bill on the table.

SB 150 was stricken on motion of Senator Marshall.

SB 180 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

SB 180 - AN ACT TO AMEND SECTION 1451, TITLE 9 OF THE DELAWARE CODE TO INCREASE THE NUMBER OF NEW CASTLE COUNTY PERSONNEL BOARD MEMBERS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 180** 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 Torbert.

SB 194 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE VEHICLES.

SA 1 to SB 194, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator McBride.

Senator Torbert commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SA 1 to SB 194** was declared part of the bill.

SA 2 to SB 194 was introduced and brought before the Senate for consideration on motion of Senator Torbert.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 2 to SB 194** was declared part of the bill.

SB 194 w/SA 1 & 2 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 194 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

SB 174 was brought before the Senate for consideration on motion of Senator Marshall.

SB 174 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Several Senators commented. A roll call vote was taken and revealed 18 Senators voting YES, 3 (Adams, Cordrey, Hauge) NO; therefore, **SB 174** was declared passed the Senate and sent to the House for consideration.

HS 1 for HB 72 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HS 1 for HB 72 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HS 1 for HB 72** was declared passed the Senate and returned to the House.

SB 191 was brought before the Senate for consideration on motion of Senator McDowell.

SB 191 - AN ACT TO AMEND TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A YOUTH JOB CORPS EMPLOYMENT AND TRAINING PROGRAM TO BE CALLED THE "DELAWARE YOUTH JOB CORPS ACT OF 1993."

SA 1 to SB 191 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

A roll call vote was taken and revealed 20 Senators voting YES, 1(Still) NO; therefore, **SA 1 to SB 191** was declared part of the bill.

SB 191 w/SA 1 was laid on the table on motion of Senator McDowell.

SB 202 was brought before the Senate for consideration on motion of Senator Adams.

SB 202 - AN ACT TO AMEND §5129, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE.

Senator Connor commented. 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.

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

SB 203 - AN ACT TO AMEND CHAPTER 12, TITLE 3 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PESTICIDE USE AND APPLICATION.

Senator Sokola commented. Senator Adams requested privilege of the floor for John Cordrey, Senate Attorney. Senators Holloway and Connor questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 203** was declared passed the Senate and sent to the House for consideration.

SB 200 was brought before the Senate for consideration on motion of Senator Adams.

SB 200 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER RELATING TO REGISTERED PROFESSIONAL FORESTERS.

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

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 1 to SB 200** was declared part of the bill.

SB 200 w/SA 1 was now before the Senate. Senator Connor commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 200 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 204 was brought before the Senate for consideration on motion of Senator Adams.

SB 204 - AN ACT TO AMEND §5135, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO OFFENSES AND PENALTIES FOR VIOLATIONS OF THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 204** was declared passed the Senate and sent to the House for consideration.

SB 205 was stricken on motion of Senator Adams.

SB 206 was brought before the Senate for consideration on motion of Senator Adams.

SB 206 - AN ACT TO AMEND §3508, CHAPTER 35, TITLE 3 OF THE DELAWARE CODE RELATING TO EGG SANITATION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 206** was declared passed the Senate and sent to the House for consideration.

SB 207 was stricken on motion of Senator Cordrey.

At 5:53 p.m. on motion of Senator Sharp, the Senate recessed until June 23, 1993 at 2:00 p.m.

The Senate reconvened June 23, 1993 at 3:05 p.m. with Lt. Governor Minner presiding.

The following committee reports were announced:

From Education: **SB 210** - 3 Merits.

From Natural Resources: **SB 106** - 3 Merits; **SB 195** - 5 Merits.

From Judiciary: **SB 176** - 3 Merits; **SB 185** - 3 Merits; **SB 186** - 3 Merits; **SB 192** - 3 Merits; **SB 211** - 3 Merits; **SB 212** - 3 Merits; **HB 142** - 3 Merits; **HB 159 w/HA 1** - 3 Merits; **HB 168 w/HA 1** - 3 Merits; **HB 177 w/HA 2 & 3** - 3 Merits; **HB 185** - 3 Merits; **HB 190 w/HA 1 & 2** - 3 Merits.

From Executive: **SJR 18** - 2 Favorable, 2 Merits; **SB 188** - 4 Merits.

From Labor: **SB 216** - 3 Merits; **SB 208** - 3 Merits; **SB 209** - 3 Merits.

From Community/County Affairs: **SJR 21** - 3 Merits; **SJR 22** - 3 Merits.

From Insurance and Elections: **SB 199** - 4 Merits; **SB 196** - 4 Merits; **HB 125** - 4 Merits; **HB 240** - 4 Merits; **HB 220** - 4 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed **HS 1 for HB 51, HB 230, HB 265, HB 275, HB 93, HB 278, HB 292, HB 235 w/HA 1, SB 104, SB 105, SB 93 w/SA 1 & 2, SB 22 w/SA 1, SB 167, SB 46 w/SA 1, HA 1, SJR 1**.

A communication from Senator Sokola was read requesting that Representative Schroeder be added as a co-sponsor to **SB 215**.

At 3:10 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 42nd Legislative Day.

42ND LEGISLATIVE DAY June 23, 1993

The Senate convened at 3:10 p.m. with Lt. Governor Minner presiding.
A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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 23, 1993

The following legislation was introduced and assigned:

SB 214 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE, RELATING TO THE OFFENSE OF PATRONIZING A PROSTITUTE. (2/3 vote) Sponsor: Senator McBride. To: **Judiciary**.

SB 215 - AN ACT TO AMEND CHAPTER 9 AND CHAPTER 11, TITLE 13, OF THE DELAWARE CODE RELATING TO ADOPTION AND PROVIDING THAT ADOPTEE'S AND BIRTH PARENTS HAVE ACCESS TO CERTAIN INFORMATION. (3/5 vote) Sponsor: Senator Sokola. To: **Administrative Services**.

SB 216 - AN ACT TO AMEND §5903(17), CHAPTER 59, TITLE 29 OF THE DELAWARE CODE RELATING TO THE TERM OF EMPLOYMENT OF TEMPORARY, CASUAL, AND SEASONAL EMPLOYEES. Sponsors: Senator Marshall and Representative Oberle. To: **Labor**.

SB 217 - 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 PARK OR RECREATION AREA. Sponsors: Senator Marshall; Representatives Jonkiert and Spence. To: **Laid on the Table**.

SB 218 - AN ACT TO AMEND CHAPTERS 4, 6, AND 51, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGY AND BARBERING. Sponsors: Senator Blevins and Representative Amick, Senators Sokola, Torbert, Voshell; Representatives Buckworth and Jonkiert. To: **Sunset**.

SJR 21 - RECOGNIZING THE EVENT ENTITLED "DELAWARE DECOY FESTIVAL AND CARVING CHAMPIONSHIP" AS DELAWARE'S OFFICIAL STATE DECOY CARVING CHAMPIONSHIP.

Sponsors: Senator Vaughn and Representative Banning. To: **Community/County Affairs**.

SJR 22 - ESTABLISHING A KENT COUNTY TASK FORCE TO REVIEW THE PROVISIONS OF TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY LEVY COURT AND CONSIDER WHETHER A COUNTY COUNCIL FORM OF GOVERNMENT SHOULD BE CREATED. Sponsors: Senator Torbert & Representative Quillen; Senators Adams, Cook, Vaughn, Still; Representatives Buckworth, Ewing, Wagner, Bennett. To: **Community/County Affairs**.

HS 1 for HB 51 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL AND SPECIAL FUEL TAX LAW. Sponsors: Representatives Roy, Taylor, DiPinto, Davis, Ewing, Oberle; Senators Martin, Marshall, Sokola. To: **Revenue/Taxation**.

HB 93 - AN ACT TO AMEND CHAPTER 33, TITLE 24, DELAWARE CODE, RELATING TO THE BOARD OF VETERINARIANS. Sponsor: Representative Amick. To: **Agriculture**.

HB 230 - AN ACT TO AMEND TITLE 9, CHAPTER 69, OF THE DELAWARE CODE RELATING TO THE POWER OF THE BOARD OF ADJUSTMENTS OF SUSSEX COUNTY, TO HEAR VARIANCES. Sponsors: Representatives Carey, Ewing, Lee; Senators Adams, Venables. To: **Community/County Affairs**.

HB 235 w/HA 1 - AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING TO FEES AND TAXES IMPOSED TO FUND THE CLEANUP OF HAZARDOUS SUBSTANCES. (3/5 vote) Sponsors: Representative Mack; Representatives D. Ennis, Smith; Senator Vaughn. To: **Natural Resources**.

HB 265 - AN ACT TO AMEND TITLE 15, CHAPTER 20, SECTIONS 2011, 2041, 2049 TO PROVIDE FOR A UNIFORMED CLOSURE PERIOD FOR REGISTRATION PRIOR TO GENERAL ELECTION. Sponsors: Representative Petrilli & Senator Vaughn. To: **Insurance and Elections**.

HB 275 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §106(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JACQUELINE LOUGHMAN AND NORMAN POWELL. Sponsors: Representative George and Senator McDowell. To: **Executive**.

HB 278 - AN ACT TO AMEND CHAPTER 17, TITLE 24, SECTION 1768 OF THE DELAWARE CODE RELATING TO DISCLOSURE OF RECORD OF THE BOARD OF MEDICAL PRACTICE. To: **Health and Social Services**.

HB 292 - AN ACT TO AMEND TITLE 16, DELAWARE CODE RELATING TO NOTIFICATION OF FIRE FIGHTERS, AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, CORRECTIONAL OFFICERS, LAW ENFORCEMENT OFFICERS AND OTHER PERSONNEL OF EXPOSURE TO CONTAGIOUS OR INFECTIOUS DISEASE OR VIRUS. Sponsors: Representative B.

Ennis and Senator Vaughn; Representatives Davis, Oberle, Banning, Houghton, Van Sant, West; Senator Torbert. To: Public Safety.

SA 3 to SB 26 - Sponsor: Senator Sharp. Placed with the bill.
SA 1 to SB 55 - Sponsor: Senator Holloway. Placed with the bill.
SA 1 to SB 195 - Sponsor: Senator McBride. Placed with the bill.
SA 1 to HB 101 - Sponsor: Senator Torbert. Placed with the bill.

The following nominations by the Governor were read and placed in the Executive Committee.

STATE OF DELAWARE
Office of the Governor
June 22, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Marilyn P. Whittington, 2605 N. Franklin Street, Wilmington, Delaware 19802, to be appointed to the New Castle County Board of Elections for a four year term expiring May 15, 1995 to replace Mr. Ruffin N. Noisette.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 22, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Leah Betts, 113 Magnolia Street, Milton, Delaware 19968, to be reappointed to the Violent Crimes Compensation Board for a three year term expiring June 22, 1996.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 22, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Judith J. Gallagher, 100 Cambridge Drive, Wilmington, Delaware 19803, to be appointed to the New Castle County Board of Elections for a four year term expiring June 22, 1997 to replace Mrs. Marie D. Rapposelli.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE

Office of the Governor
June 22, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. Ross E. Austin, 205 Wilshire Lane, Newark, Delaware 19711, to be appointed to the New Castle County Board of Elections for a four year term expiring June 22, 1997 to replace Robert S. Smith.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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Lt. Governor Minner introduced the members of Girls State who were present in the chamber.

SB 201 was stricken on motion of Senator Adams.

SB 221 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Adams.

SB 221 - AN ACT TO AMEND TITLE 3 AND TITLE 7 OF THE DELAWARE CODE RELATING TO AQUACULTURE AND FISHING.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 221** was declared passed the Senate and sent to the House for consideration.

Senator Holloway marked present during the above roll call.

HB 243 was brought before the Senate for consideration on motion of Senator Adams, the floor manager.

HB 243 - AN ACT TO AMEND CHAPTER 1, TITLE 3 OF THE DELAWARE CODE RELATING TO AGRICULTURE.

Senators Sharp and Bair commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 243** was declared passed the Senate and returned to the House.

SB 55 was brought before the Senate for consideration on motion of Senator Holloway.

SB 55 - AN ACT TO AMEND CHAPTER 23, TITLE 30, DELAWARE CODE, RELATING TO OCCUPATIONAL LICENSES AND FEES.

SA 1 to SB 55, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Holloway.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 55** was declared part of the bill.

SB 55 w/SA 1 was now before the Senate. Several Senators commented. A roll call vote was taken and revealed 10 Senators (Adams, Cordrey, Holloway, Marshall, Martin, McBride, Sharp, Torbert, Vaughn, Voshell) voting YES, 10 Senators (Bair, Blevins, Connor, Cook, Hauge, Knox, McDowell, Neal, Sokola, Venables) NO, 1 (Still) ABSENT. The vote was tied, Lt. Governor Minner cast the deciding NO vote; therefore, **SB 55 w/SA 1** was declared defeated.

HB 263 was brought before the Senate for consideration on motion of Senator Adams, the floor manager.

HB 263 - AN ACT TO AMEND CHAPTER 15, TITLE 7 OF THE DELAWARE CODE RELATING TO CONSERVATION.

SA 1 to HB 263 was introduced and brought before the Senate for consideration on motion of Senator Adams.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HB 263** was declared part of the bill.

HB 263 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 263 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

SB 101 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Vaughn.

SB 101 - AN ACT TO AMEND TITLES 11 AND 21, DELAWARE CODE, RELATING TO THE PROCEEDS FROM VIOLATIONS OF CHAPTER 48 OF TITLE 21 AND CREATING THE "VICTIMS' RIGHTS FUND".

Senator Adams requested that he be added as a co-sponsor.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 101** was declared passed the Senate and sent to the House for consideration.

SB 164 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 164 - AN ACT TO AMEND CHAPTER 9, SUBCHAPTER III, TITLE 10, DELAWARE CODE,

RELATING TO GRANDPARENTS VISITATION RIGHTS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 164** was declared passed the Senate and sent to the House for consideration.

SB 213 was lifted from the table on motion of Senator Marshall, under suspension of the necessary rules. Senator Marshall moved to strike **SB 213**.

SB 217 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 217 - 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 PARK OR RECREATION AREA.

SA 1 to SB 217 was introduced and brought before the Senate for consideration on motion of Senator Marshall. Several Senators commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 217** was declared part of the bill.

SB 217 w/SA 1 was now before the Senate. Several Senators questioned the sponsor. Senator Marshall requested the privilege of the floor for John Paradee, Senate Attorney.

The witness was excused. A roll call vote was taken and revealed 16 Senators voting YES, 2 (Knox, Venables) NO, 3 (McDowell, Still, Torbert) NOT VOTING; therefore, **SB 217 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SJR 18 was brought before the Senate for consideration on motion of Senator Neal.

SJR 18 - COMMENDING CHRISTINA SCHOOL DISTRICT/GLASGOW HIGH SCHOOL FOR HOSTING THE 1993 NATIONAL ASSOCIATION OF STUDENT COUNCILS (NASC) CONFERENCE IN NEWARK, AND WELCOMING THE 2,000 STUDENTS AND FACULTY ADVISORS FROM 50 STATES, GUAM, PUERTO RICO, CANADA AND MEXICO WHO WILL VISIT DELAWARE DURING JUNE 26-30, 1993.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 18** was passed the Senate and sent to the House for consideration.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 4:28 p.m. and reconvened at 5:05 p.m. with Lt. Governor Minner presiding.

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

SB 195 - AN ACT TO AMEND TITLE 7, CHAPTER 60, DELAWARE CODE RELATING TO THE CREATION AND FUNDING OF THE CLEAN AIR ACT TITLE V OPERATING PERMIT PROGRAM TO COMPLY WITH THE FEDERAL CLEAN AIR ACT AMENDMENTS OF 1990. (3/5 vote)

The privilege of the floor was extended to Christophe Tulou, Secretary, DNREC.

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

The privilege of the floor was extended to Verne Shortell, representing Delmarva Power/Delaware State Chamber of Commerce. Senator Neal entered into a brief discussion with the witness, after which the witness was excused.

SA 1 to SB 195 was stricken on motion of Senator McBride.

SA 2 to SB 195 was introduced and brought before the Senate for consideration on motion of Senator McBride.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 2 to SB 195** was declared passed the Senate.

SA 3 to SB 195 was introduced and brought before the Senate for consideration on motion of Senator McBride. A roll call vote was taken and revealed 6 Senators (Connor, Holloway, McBride, McDowell, Sharp, Still) voting YES, 15 NO; therefore, **SA 3 to SB 195** was declared defeated.

SA 4 to SB 195 was introduced and brought before the Senate for consideration on motion of Senator Hauge. Senator Bair requested privilege of the floor for Christophe Tulou, Secretary of DNREC. Senators Connor and Cook questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 9 Senators (Connor, Hauge, Holloway, McBride, McDowell, Neal, Sharp, Sokola, Still) voting YES, 11 (Adams, Blevins, Cook, Cordrey, Knox, Marshall, Torbert, Vaughn, Venables, Voshell) NO, 1 (Bair) NOT VOTING; therefore, **SA 4 to SB 195** was declared defeated.

SB 195 w/SA 2 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 195 w/SA 2** was declared passed the Senate and sent to the House for consideration.

At 6:07 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 24, 1993.

The Senate reconvened at 2:25 p.m. June 24, 1993 with Senator Cordrey presiding.

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 24, 1993

The following legislation was introduced and assigned:

SS 1 for SB 80 - AN ACT TO AMEND CHAPTERS 55 AND 56, TITLE 29 OF THE DELAWARE CODE AND SUBCHAPTER III, CHAPTER 83 TITLE 11 OF THE DELAWARE CODE TO PROVIDE A MECHANISM TO FUND POST RETIREMENT INCREASES FOR RETIRED STATE EMPLOYEES.

Sponsors: Senators Cook, Vaughn, Cordrey, Sharp, Holloway, Adams, Blevins, Marshall, Martin, McBride, McDowell, Sokola, Torbert, Venables, Voshell, Bair, Connor, Hauge, Knox, Neal, Still; Representatives Oberle, Petrilli, Spence, Quillen, Davis, George, Gilligan, Amick, Banning, Bennett, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Holloway, Jr., Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Plant, Reynolds, Roy, Schroeder, Smith, Sorenson, Taylor, Van Sant, Wagner, West, Wojewodzki. To: Adopted in lieu of original and placed in Finance.

SB 219 - AN ACT RELATING TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A YOUTH JOB CORPS EMPLOYMENT AND TRAINING PROGRAM TO BE CALLED THE "DELAWARE YOUTH JOB CORPS ACT OF 1993." Sponsors: Senator McDowell and Representative Spence; Senator Marshall, Representatives Brady, DiPinto, Holloway, Plant and Reynolds. To: Laid on the Table.

SB 220 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES. Sponsors: Senator McDowell, Blevins, Bair, and Holloway; Representative Maroney. To: Children, Youth, and their Families.

SB 222 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE ELDERLY AND DISABLED. Sponsors: Senator Bair; Senators Blevins, Holloway, Torbert; Representatives Amick, Maroney, Schroeder. To: Health and Social Services.

SB 223 - AN ACT TO AMEND CHAPTER 39, TITLE 18 OF THE DELAWARE CODE RELATING TO CASUALTY INSURANCE CONTRACTS. Sponsors: Senators Still and Vaughn; Representative D. Ennis. To: Insurance and Elections.

SB 224 - AN ACT TO REINCORPORATE THE TOWN OF SLAUGHTER BEACH. (2/3 vote) Sponsors: Senator Voshell; Representative Carey. To: Community/County Affairs.

SB 225 - AN ACT TO AMEND CHAPTER 5, TITLE 10 OF THE DELAWARE CODE RELATING TO THE SUPERIOR COURT. Sponsors: Senator McDowell; Representatives Amick, Ewing, Lee, DiLiberto, Banning, Plant. To: Judiciary.

SB 226 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE-OWNED MATERIEL. Sponsors: Senator Torbert & Representative Petrilli. To: Administrative Services.

SB 228 - AN ACT TO AMEND CHAPTER 14 OF TITLE 24 OF THE DELAWARE CODE RELATING TO THE APPOINTMENT OF MEMBERS TO THE BOARD OF ELECTRICAL EXAMINERS. Sponsors: Senator Blevins and Representative Amick. To: Sunset.

SB 229 - AN ACT TO AMEND TITLE 22, OF THE DELAWARE CODE RELATING TO HOME RULE AND FIREARMS. Sponsor: Senator McDowell. To: Community/County Affairs.

SJR 23 - AUTHORIZING AND DIRECTING THE DELAWARE CORRECTIONS COMMISSIONER, ROBERT J. WATSON, TO NAME THE PRE-TRIAL ANNEX AT GREENBANK AS THE JOHN L. WEBB CORRECTIONAL FACILITY. Sponsors: Senators Vaughn, Holloway, Cook, Blevins; Representative Sorenson. To: Corrections.

SJR 24 - ESTABLISHING A KENT COUNTY TASK FORCE TO REVIEW THE PROVISIONS OF TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY LEVY COURT AND CONSIDER WHETHER A COUNTY COUNCIL FORM OF GOVERNMENT SHOULD BE CREATED. Sponsors: Senator Torbert & Representative Quillen; Senators Adams, Cook, Vaughn, Still; Representatives Buckworth, Ewing, Wagner, Bennett, B. Ennis. To: Community/County Affairs.

HB 54 w/HA 1 - AN ACT TO AMEND TITLE 18, DELAWARE CODE RELATING TO INSURANCE AND CREATING THE HIV TESTING FOR INSURANCE ACT. Sponsors: Representatives Davis, Oberle, D. Ennis, DiPinto, Jonkiert, Van Sant; Senator Holloway. To: Insurance and Elections.

HB 75 - AN ACT TO AMEND CHAPTER 8, TITLE 29, DELAWARE CODE RELATING TO THE COMPOSITION OF AND REAPPORTIONMENT OF THE GENERAL ASSEMBLY. Sponsors: Representative Bennett & B. Ennis. To: Executive.

HB 82 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION. Sponsors: Representatives Spence, Mack; Senator Sharp. To: Education.

HB 153 w/HA 1 & 3 - AN ACT TO AMEND CHAPTER 21, TITLE 24, DELAWARE CODE, RELATING TO THE DEFINITION OF THE PRACTICE OF OPTOMETRY, THE USE OF DRUGS OR SURGERY IN THE PRACTICE OF OPTOMETRY, AND THE LICENSING AND CERTIFICATION THEREOF. Sponsors: Representative D. Ennis and Senator Holloway; Representatives Carey, Davis, Ewing, Lofink, Mack, Petrilli, Quillen, Reynolds, Banning, Brady, Bradley, Bunting, Plant, Houghton, Van Sant, west; Senators Hauge, Still, Blevins, Marshall, Sharp, McBride, Torbert. To: Health and Social Services.

HB 203 w/HA 1 - AN ACT TO AMEND CHAPTER 272, 66 LAWS OF DELAWARE, RELATING TO

THE BEVERAGE CONTAINER ACT. Sponsors: Representatives West, B. Ennis, Banning, Van Sant, Lee.

To: **Natural Resources**.

HB 212 w/HA 1 - AN ACT TO AMEND TITLE 21, DELAWARE CODE TO PERMIT ISSUANCE OF INSURANCE I.D. CARDS FOR ONE YEAR IF THE INSURANCE HAS BEEN PAID IN ADVANCE FOR ONE YEAR. Sponsors: Representatives D. Ennis and Reynolds; Representatives DiPinto, Wagner, Smith, Jonkiert, Houghton, Bennett. To: **Insurance and Elections**.

HB 228 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE BRINGING OR SENDING OF NONRESIDENT CHILDREN INTO THE STATE OF DELAWARE.

Sponsor: Representative Maroney. To: **Children/Youth and their Families**.

HB 236 - AN ACT TO AMEND CHAPTER 1, TITLE 13, DELAWARE CODE TO PROVIDE FOR THE ESTABLISHMENT OF A MARRIAGE LICENSE SURCHARGE FOR THE DELAWARE CHILDREN'S TRUST FUND. Sponsor: Representative Maroney. To: **Finance**.

HB 241 w/HA 1, 3 & 4 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION LOSS COSTS RATING. Sponsors: Representative Bennett; Representatives Houghton, Jonkiert, DiPinto, D. Ennis, Smith, Wagner; Senator Cordrey. To: **Insurance and Elections**.

HB 251 - AN ACT TO AMEND CHAPTER 48A, TITLE 16, DELAWARE CODE RELATING TO THE SUBSTANCE ABUSE REHABILITATION, TREATMENT, EDUCATION AND PREVENTION FUND.

Sponsors: Representative Davis & Vaughn. To: **Judiciary**.

HB 286 - AN ACT TO AMEND CHAPTER 4, TITLE 31, OF THE DELAWARE CODE TO EXPAND THE COMPOSITION OF THE DELAWARE CHILDREN'S TRUST FUND BOARD OF DIRECTORS AND TO ELIMINATE MATCHING REQUIREMENTS. Sponsors: Representative Maroney and Senator Holloway; Representatives Carey, Davis, DiPinto, Lofink, Smith, Sorenson, Wagner, Banning, Plant, West.

To: **Children, Youth and Their Families**.

HB 291 - AN ACT TO AMEND TITLE 6 RELATING TO CONTRACTS. Sponsors: Representative Ewing & Senator Vaughn. To: **Administrative Services**.

HB 294 - AN ACT TO AMEND AN ACT BEING CHAPTER 170, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF LEWES" TO REVISE THE PROCEDURE FOR ANNEXATION WHEN ALL PROPERTY OWNERS ARE IN FAVOR AND TO PROVIDE A PROCEDURE FOR ANNEXATION WHEN ONLY THE EXEMPT LAND IS INVOLVED, TO ELIMINATE THE WEIGHTED VOTE IN ANNEXATION AND BOND ELECTIONS, TO ELIMINATE PROPERTY OWNERSHIP AS A QUALIFICATION TO HOLD OFFICE, TO REQUIRE THAT NO PERSON MAY FILE AS A CANDIDATE PRIOR TO FEBRUARY 1, TO DESIGNATE THE MEMBERS OF CITY COUNCIL AS COUNCIL PERSONS, AND TO AUTHORIZE THE CITY COUNCIL TO SIT AND ACT UPON THE RECOMMENDATION OF THE CITY MANAGER CONCERNING THE QUALIFICATIONS OF CANDIDATES, TO PERMIT A PERSON WHO HOLDS ELECTIVE OFFICE TO SEEK ANOTHER ELECTIVE OFFICE IN THE CITY WITHOUT VACATING HIS PRESENT OFFICE, TO CHANGE THE NAME OF THE VICE-PRESIDENT OF THE CITY COUNCIL TO DEPUTY MAYOR, TO PROVIDE REGULATIONS FOR CONDUCTING THE ANNUAL MUNICIPAL ELECTION, TO AUTHORIZE THE ASSESSMENT OF TAXES WITHOUT LIMITATION TO PAY BONDED INDEBTEDNESS, TO REDUCE THE AGE FOR BEING ASSESSED, TO PROVIDE THAT APPEALS FROM THE TAX ASSESSMENT SHALL BE IN WRITING AND REQUIRING THE CITY COUNCIL TO FIX A TIME AND DATE TO HEAR THOSE APPEALS, TO EXTEND THE TIME FOR THE PAYMENT OF PROPERTY TAXES, TO ADD ALL UTILITY CHARGES AS CREATING A LIEN ON REAL ESTATE, TO PERMIT BORROWING AGAINST ANTICIPATED REVENUES TO TEN PERCENT OF ASSESSED VALUATION OF REAL ESTATE, TO CONFIRM THE PROCEDURE FOR PUBLIC STREETS, TO AUTHORIZE THE CITY COUNCIL TO PROVIDE FOR A BOARD OF ADJUSTMENT AND TO REVISE THE DUTIES AND RESPONSIBILITIES OF THE DIRECTOR OF PUBLIC SAFETY. (2/3 vote) Sponsors: Representative Schroeder, Senator Voshell. To: **Community/County Affairs**.

SA 1 to SS 1 for SB 65 - Sponsor: Senator Connor. Placed with the bill.

SA 1 to SB 196 - Sponsor: Senator Blevins. Placed with the bill.

SA 1 to SB 198 - Sponsor: Senator Voshell. Placed with the bill.

SA 1 & 2 to SB 210 - Sponsor: Senator Sokola. Placed with the bill.

SA 1 to HS 1 for HB 51 - Sponsor: Senator Sokola. Placed with the bill.

The following committee reports were announced:

From Community/County Affairs: **HB 230** - 3 Merits; **SB 172** - 3 Merits; **SB 224** - 3 Merits; **SJR 24** - 3 Merits; **HB 294** - 3 Merits.

From Public Safety: **HB 292** - 4 Merits; **SB 193** - 4 Merits; **SB 189** - 3 Merits.

From Sunset: **SB 218** - 3 Merits.

From Administrative Services: **SB 190** - 3 Merits; **SB 215** - 3 Merits; **SB 169** - 3 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 54 w/HA 1, HB 251, HB 291, HB 286, HB 294, HB 82, HB 75, HB 228, HB 236, HB 203 w/HA 1, HB 241 w/HA 1, 3 & 4, HB 212 w/HA 1, HB 153 w/HA 1 & 3; SB 54, SB 158, SB 119 w/SA 1 & 2, SB 128, SB 165, SB 127, SB 146, SB 129, SB 131, SB 133; HCR 38, HCR 40; SCR 2, SCR 36, SCR 40; SJR 18, SJR 17, SJR 12.**

A communication from the office of Senator Blevins was read requesting that her name be removed as a co-sponsor of **HB 194**.

At 2:28 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 43rd Legislative Day.

43RD LEGISLATIVE DAY

June 24, 1993

The Senate convened at 2:28 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

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

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

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

SB 152 was brought before the Senate for consideration on motion of Senator Sokola.

SB 152 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO CONDEMNATION PROCEDURES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 152** was declared passed the Senate and sent to the House for consideration.

Senators Martin, McDowell, Torbert, Connor and Hauge marked present during the above roll call.

SB 219 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator McDowell.

SB 219 - AN ACT RELATING TO THE ALLOCATION OF SUBURBAN STREET MONEY AND CREATING A YOUTH JOB CORPS EMPLOYMENT AND TRAINING PROGRAM TO BE CALLED THE "DELAWARE YOUTH JOB CORPS ACT OF 1993".

Senator McDowell requested that part of a news article from the paper City & State be read. No objection. A copy of this article is on file for this legislative day.

Senators Bair, Neal and Marshall commented. A roll call vote was taken; however, was tabled before it was announced.

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

SB 210 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR PUBLIC SCHOOL RELATED EMPLOYMENT.

SA 1 to SB 210, which had been previously placed with the bill, was stricken on motion of Senator Sokola.

SA 2 to SB 210, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Sokola.

Senator Still commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **SA 2 to SB 210** was declared part of the bill.

SB 210 w/SA 2 was now before the Senate. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **SB 210 w/SA 2** was declared passed the Senate and sent to the House for consideration.

SB 46 w/SA 1, 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 46 w/SA 1, w/HA 1 - AN ACT TO AMEND CHAPTERS 15, 37, AND 39 OF TITLE 12, DELAWARE CODE, BY REPEALING CHAPTER 37 IN ITS ENTIRETY AND BY ENACTING CERTAIN LAWS RELATING TO THE APPOINTMENT OF GUARDIANS FOR DISABLED PERSONS.

Senator Vaughn commented on the House Amendment.

A roll vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Marshall) ABSENT; therefore, **SB 46 w/SA 1, w/HA 1** was declared passed the Senate and sent to the Governor.

SB 26 w/SA 1 & 2, 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 26 w/SA 1 & 2, w/HA 1 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION INSURER'S SUBROGATION RIGHTS AND TITLE 21 OF THE DELAWARE CODE RELATING TO INSURANCE BENEFITS.

Senator Sharp requested **SA 3 to SB 26** be brought before the Senate for consideration.

The Senate took a brief recess at 3:10 p.m.

The Senate reconvened at 3:11 p.m. with Senator Cordrey presiding.

SB 26 w/SA 1 & 2 w/HA 1 was still before the Senate and **SA 3 to SB 26** was read in. The privilege of the

floor was extended to John Cordrey, Senate Attorney. Senator Still questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **SA 3 to SB 26** was declared part of the bill.

A roll call vote was taken and revealed 17 Senators voting YES, 2 (Adams and Cordrey) NO, 1 (Still) NOT VOTING. 1 (Marshall) ABSENT; therefore, **SB 26 w/SA 1 & 2 w/HA 1, w/SA 3** was declared passed the Senate and sent to the House for reconsideration.

SB 106 was brought before the Senate for consideration on motion of Senator Torbert.

SB 106 - AN ACT TO AMEND CHAPTER 64, TITLE 7, DELAWARE CODE, TO REQUIRE THE SOLID WASTE AUTHORITY TO RESTUDY THE DANGERS AND COST OF A PROPOSED WASTE INCINERATOR BEFORE PROCEEDING WITH SITE SELECTION AND CONSTRUCTION OF SUCH PROPOSED INCINERATOR.

Senator Sharp presiding at 3:18 p.m.

Several Senators commented. The privilege of the floor was granted to John Paradee, Senate Attorney.

The witness was excused and the bill was laid on the table.

SB 126 w/SA 1 & 2 was lifted from the table and brought before the Senate for consideration on motion of Senator Cordrey.

SB 126 - AN ACT TO AMEND CHAPTERS 1 AND 4, TITLE 18 OF THE DELAWARE CODE RELATING TO THE DELAWARE INSURANCE AUTHORITY.

SA 3 to SB 126 was brought before the Senate for consideration on motion of Senator Cordrey.

Lt. Governor Minner presiding at 3:37 p.m.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **SA 3 to SB 126** was declared part of the bill.

SB 126 w/SA 1, 2 & 3 was now before the Senate. Senators Neal and Still commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 126 w/SA 1, 2 & 3** was declared passed the Senate and sent to the House for consideration.

SB 162 was brought before the Senate for consideration on motion of Senator Sokola.

SB 162 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF SURPLUS PROPERTY.

Senator Sokola moved the bill be laid on the table.

SS 1 for SB 80 was brought before the Senate for consideration on motion of Senator Cook, under suspension of the necessary rules.

SS 1 for SB 80 - AN ACT TO AMEND CHAPTERS 55 AND 56, TITLE 29 OF THE DELAWARE CODE AND SUBCHAPTER III, CHAPTER 83, TITLE 11 OF THE DELAWARE CODE TO PROVIDE A MECHANISM TO FUND POST RETIREMENT INCREASES FOR RETIRED STATE EMPLOYEES.

Senators Holloway and Voshell commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SS 1 for SB 80** was declared passed the Senate and sent to the House for consideration.

SB 169 was brought before the Senate for consideration on motion of Senator McBride.

SB 169 - AN ACT TO AMEND CHAPTER 1, TITLE 26 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF THE PUBLIC SERVICE COMMISSION TO ENACT REGULATIONS CONCERNING CABLE TELEVISION SYSTEMS.

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

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 169** was declared passed the Senate and sent to the House for consideration.

SB 176 was brought before the Senate for consideration on motion of Senator McBride.

SB 176 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE TO PROVIDE CONFORMITY WITH THE UNIFORM VICTIM OF CRIMES ACT.

SA 1 to SB 176, which was 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 21 Senators voting YES; therefore, **SA 1 to SB 176** was declared part of the bill.

SB 176 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 176 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 178 was brought before the Senate for consideration on motion of Senator Venables, under the suspension of the necessary rules.

SB 178 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD.

SA 1 to SB 178 was introduced and brought before the Senate for consideration on motion of Senator Venables.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; therefore, **SA 1 to SB 178** was declared part of the bill.

SB 178 w/SA 1 was now before the Senate. Senator Sokola commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 178 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 177 was brought before the Senate for consideration on motion of Senator Venables, under suspension of the necessary rules.

SB 177 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO THE INDUSTRIAL ACCIDENT BOARD.

SA 1 to SB 177 was introduced and 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 177** was declared part of the bill.

SB 177 w/SA 1 was now before the Senate. Senator Holloway commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 177 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 179 was brought before the Senate for consideration on motion of Senator Venables, under the suspension of the necessary rules.

SB 179 - AN ACT TO AMEND TITLE 19, CHAPTER 23 OF THE DELAWARE CODE, RELATING TO WORKER'S COMPENSATION, BY PROTECTING AGAINST RETALIATORY DISCHARGE OR OTHER ACTION OF AN EMPLOYER IN RESPONSE TO THE EXERCISE BY EMPLOYEES OF RIGHTS UNDER THE WORKER'S COMPENSATION ACT.

Senator Venables moved to lay the bill on the table.

SB 162 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola, under the suspension of the necessary rules.

SB 162 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF SURPLUS PROPERTY.

SA 1 to SB 162 was introduced and 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 162** was declared part of the bill.

SB 162 w/SA 1 was now before the Senate. Senator Sokola requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 162 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 186 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 186 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THEFT OF RENTAL PROPERTY.

SA 1 to SB 186 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 1 to SB 186** was declared part of the bill.

SB 186 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 186 w/SA 1** was declared passed the Senate and sent to the House for consideration.

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

SB 196 - AN ACT TO AMEND TITLE 29 DELAWARE CODE RELATING TO HEALTH CARE INSURANCE.

SA 1 to SB 196 was introduced and brought before the Senate for consideration on motion of Senator Blevins. Senator Bair commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 196** was declared part of the bill.

SB 196 w/SA 1 was now before the Senate. Senators Bair and Connor commented. The privilege of the floor was granted to Michael Morton, representing Controller General's office. Several Senators questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Adams) NO; therefore, **SB 196 w/SA 1** was declared passed the Senate and sent to the House for consideration.

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

SB 199 - AN ACT TO AMEND CHAPTER 31, TITLE 15, DELAWARE CODE, RELATING TO NOMINATIONS OF CANDIDATES BY PARTIES.

Senator Bair commented. 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 189 was brought before the Senate for consideration on motion of Senator Voshell.

SB 189 - AN ACT TO AMEND CHAPTER 64, TITLE 21 OF THE DELAWARE CODE RELATING TO ODOMETER MILEAGE DISCLOSURES AND RECORD RETENTION.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 189** was declared passed the

Senate and sent to the House for consideration.

A communication from Senator Voshell was read requesting the return of **SB 4** from the House.

A communication from the Chief Clerk of the House informed the Senate that the House is returning **SB 4** per Senator Voshell's request.

The Secretary announced that a message from the House informed the Senate that it had returned **SB 4**.

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

SB 224 - AN ACT TO REINCORPORATE THE TOWN OF SLAUGHTER BEACH. (2/3 vote)

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 208 was brought before the Senate for consideration on motion of Senator Marshall.

SB 208 - AN ACT TO AMEND CHAPTER 9, TITLE 19 OF THE DELAWARE CODE RELATING TO THE MINIMUM WAGE.

Several Senators commented. A roll call vote was taken and revealed 13 Senators voting YES, 8 (Adams, Bair, Cordrey, Hauge, Knox, Neal, Still, Voshell) NO; therefore, **SB 208** was declared passed the Senate and sent to the House for consideration.

SB 175 was brought before the Senate for consideration on motion of Senator Marshall.

SB 175 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING PRIVILEGES; AND PROVIDING FOR CONDITIONAL LICENSES FOR CERTAIN PERSONS.

SA 1 to SB 175 was introduced and brought before the Senate for consideration on motion of Senator Marshall.

The privilege of the floor was granted to John Paradee, Senate Attorney. Several Senators entered into a discussion with Mr. Paradee, after which the witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 175** was declared part of the bill.

SB 175 w/SA 1 was now before the Senate. Several Senators commented, after which **SB 175 w/SA 1** was laid on the table.

SB 172 was brought before the Senate for consideration on motion of Senator Connor.

SB 172 - AN ACT TO AMEND VOLUME 27, CHAPTER 216, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE CITY OF NEW CASTLE AND THE POWER OF THE COUNCIL OF THE CITY OF NEW CASTLE TO REMIT ALL OR ANY PART OF CITY TAXES WHICH MAY BE LEVIED OR IMPOSED UPON ANY REAL ESTATE IN THE CITY OF NEW CASTLE. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 172** was declared passed the Senate and sent to the House for consideration.

SB 225 was brought before the Senate for consideration on motion of Senator McDowell, under the suspension of the necessary rules.

SB 225 - AN ACT TO AMEND CHAPTER 5, TITLE 10 OF THE DELAWARE CODE RELATING TO THE SUPERIOR COURT.

Senator Cook commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 225** was declared passed the Senate and sent to the House for consideration.

SJR 21 was brought before the Senate for consideration on motion of Senator Vaughn.

SJR 21 - RECOGNIZING THE EVENT ENTITLED "DELAWARE DECOY FESTIVAL AND CARVING CHAMPIONSHIP" AS DELAWARE'S OFFICIAL STATE DECOY CARVING CHAMPIONSHIP.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 21** 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 Blevins.

SB 218 - AN ACT TO AMEND CHAPTERS 4, 6 AND 51, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGY AND BARBERING.

SA 1 to SB 218 was introduced 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 218** was declared part of the bill.

SB 218 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 218 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 179 was lifted from the table and brought before the Senate for consideration on motion of Senator Venables.

SB 179 - AN ACT TO AMEND TITLE 19, CHAPTER 23 OF THE DELAWARE CODE, RELATING TO WORKER'S COMPENSATION, BY PROTECTING AGAINST RETALIATORY DISCHARGE OR OTHER ACTION OF AN EMPLOYER IN RESPONSE TO THE EXERCISE BY EMPLOYEES OF RIGHTS UNDER THE WORKER'S COMPENSATION ACT.

SA 1 to SB 179 was introduced and 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 179** was declared part of the bill.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 179 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SENATE CONSENT CALENDAR #13 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 42 - RECOGNIZING "SQUARE DANCING AS DELAWARE'S OFFICIAL AMERICAN FOLK DANCE, AND ENCOURAGING ALL DELAWAREANS TO PARTICIPATE IN THIS MOST POPULAR DANCE. Sponsors: Senator Connor; Representatives Spence, Mack, Reynolds.

SCR 43 - WISHING A HAPPY SEMI-RETIREMENT TO DR. C. ROY "DOC" RYLANDER, THE UNIVERSITY OF DELAWARE'S MEN'S TENNIS COACH, AFTER 41 YEARS OF REMARKABLE ACCOMPLISHMENTS. Sponsors: Senator Martin and All Senators; Representative Amick and All Representatives.

SCR 44 - CONGRATULATING LAURA LEROY THE WINNINGEST SINGLES PLAYER IN UNIVERSITY OF DELAWARE TENNIS HISTORY, ON HER APPOINTMENT AS THE FIRST WOMAN TO SERVE AS HEAD COACH OF A MEN'S SPORT. Sponsors: Senator Martin and All Senators; Representative Amick and All Representatives.

SCR 45 - COMMENDING DR. WILLIAM J. GEPPERT, JR., WHO IS RETIRING AS STATE SUPERVISOR OF MATHEMATICS IN THE DEPARTMENT OF PUBLIC INSTRUCTION. Sponsors: Senator Sokola and Representative Sorenson.

SCR 46 - EXTENDING THE LIFE ON THE DELAWARE RIVER AND BAY OVERSIGHT COMMITTEE FOR THE PURPOSE OF STUDYING AND CONSIDERING ADDITIONAL MATTERS, INCLUDING THE EFFECT OF THE FEDERAL OIL POLLUTION ACT AMENDMENTS OF 1990 AND THE ESTABLISHMENT OF A PERMANENT DELAWARE RIVER AND BAY OVERSIGHT COMMISSION. Sponsors: Senators McBride, Vaughn, Voshell; Representatives D. Ennis, Carey, Mack.

SCR 47 - COMMENDING OUR COLLEAGUE SENATOR ROBERT T. CONNOR AND WISHING HIM A PRODUCTIVE TERM OF OFFICE AS PRESIDENT OF THE NATIONAL CONFERENCE OF STATE LEGISLATORS. Sponsors: Senators Neal, Bair, Hauge, Knox, Still, Cordrey, Holloway; Representatives Davis, Lofink, Mack, Pettrilli, Quillen, Reynolds, Spence, Wagner, Houghton.

SCR 49 - CALLING FOR THE CREATION OF A COMMITTEE TO DRAFT LEGISLATION ADDRESSING THE PROBLEM OF ILLEGAL DISPOSAL OF USED TIRES. Sponsors: Senator Martin; Senators Torbert, Knox, McBride, Blevins, Neal, Hauge, Sokola, Vaughn, Holloway.

SCR 38 - CREATING A STUDY COMMITTEE TO MAKE A COMPREHENSIVE ANALYSIS OF THE LANDLORD TENANT LAW AND PROPOSE NECESSARY REVISIONS AS IT RELATED TO MANUFACTURED HOUSING. Sponsors: Representatives DiPinto; Representatives Bunting, Spence, Caulk, Davis, D. Ennis, Lee, Smith, Wagner, Clark, Jonkiert, Schroeder, Van Sant; Senators Bair, Voshell.

SCR 40 - HONORING THE 1993 PARTICIPANTS OF GIRLS STATE AND THANKING THE LADIES' AUXILIARY OF THE DELAWARE CHAPTER OF THE AMERICAN LEGION FOR PROVIDING SUCH A REWARDING EXPERIENCE FOR OUR STATE'S YOUTH. Sponsors; Representative Sorenson, Senator Sokola.

SCR 48 was included on the Consent Calendar at the request of Senator McBride.

SCR 48 - ENCOURAGING AND SUPPORTING A FALL BRIEFING SESSION WITH KEY POLICY MAKERS WORKING FOR IMPROVED HEALTH CARE IN THE STATE OF DELAWARE. Sponsors: Senator Neal; Representatives Maroney, Senator Holloway, Representative Bradley.

Senator Marshall requested that **SCR 42** be removed after the Consent Calendar was read. No objection. Senator Martin requested that all Senators be listed as sponsors of **SCR 47**.

A roll call vote was then taken on **SENATE CONSENT CALENDAR #13** and revealed 21 Senators voting YES; therefore, the 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.

At 6:03 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. June 28, 1993. Senator Bair objected, however a quorum was not present so the Senate stood in recess.

The Senate reconvened at 2:37 p.m. on June 28, 1993 with Senator Cordrey presiding.

Lt. Governor Minner presiding at 2:38 p.m.

The following committee reports were announced:

From Community/County Affairs: **SJR 19** - 3 Merits; **HB 301** - 3 Merits.

From Corrections: **SJR 23** - 4 Merits.

From Health and Social Services: **SB 222** - 4 Merits; **HB 124 w/HA 1** - 4 Merits; **HB 153 w/HA 1 & 3** - 4 Merits; **HS 1 for HB 180 w/HA 1** - 4 Merits; **HB 278** - 4 Merits.

From Revenue and Taxation: **HS 1 for HB 51** - 4 Merits.

From Natural Resources: **HB 203 w/HA 1** - 5 Merits.

The Secretary announced that a message from the House informed the Senate that it had defeated **SB 118 w/HA 1**; and that it had passed **SB 138 w/SA 1**, **SB 166 w/SA 1**, **SB 116 w/HA 1 & 2**, **HB 182 w/HA 1 & 2**, **HB 232**, **HB 233**, **HCRA 41**.

LEGISLATIVE ADVISORIES #17 through #20 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 #17, dated June 25, 1993, the Governor signed the following legislation:

SJR #18 - 6/24/93 - COMMENDING CHRISTINA SCHOOL DISTRICT/GLASGOW HIGH SCHOOL FOR HOSTING THE 1993 NATIONAL ASSOCIATION OF STUDENTS COUNCILS (NASC) CONFERENCE IN NEWARK, AND WELCOMING THE 2,000 STUDENTS AND FACULTY ADVISORS FROM 50 STATES, GUAM, PUERTO RICO, CANADA AND MEXICO WHO WILL VISIT DELAWARE DURING JUNE 26-30, 1993. (Sen. Neal; Sen. Martin; Sen. Connor; Sen. Vaughn; Sen. Knox; Reps. Oberle, Amick, Lofink, Davis, Wojewodzki).

LEGISLATIVE ADVISORY #18, dated June 25, 1993, the Governor signed the following legislation:

HB #120 aab HA #1 - 6/24/93 - AN ACT TO AMEND CHAPTER 41, TITLE 14, DELAWARE CODE, RELATING TO THE PARENTS AS TEACHERS PROGRAM. (Reps. George, Amick, Banning, Bradley, Brady, Bunting, Clark, Davis, DiLiberto, D. Ennis, Holloway, Jr., Petrilli, Plant, Quillen, Roy, Van Sant, Wojewodzki, Sorenson, Spence, Smith, Carey, DiPinto, Lofink, Taylor, Maroney, Houghton, Schroeder, Wagner, Lee; Sens. Holloway, Sr., Sokola, Voshell) (Volume 69, Chapter 41, Laws of Delaware).

LEGISLATIVE ADVISORY #19, dated June 25, 1993, the Governor signed the following legislation:

SB #161 aab SA #1 - 6/24/93 - AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE BY PROVIDING FOR THE FORMATION, REGISTRATION, AND REGULATION OF REGISTERED LIMITED LIABILITY PARTNERSHIPS. (Sens. Sharp, Cordrey; Reps. Petrilli, George) (Volume 69, Chapter 42, Laws of Delaware).

LEGISLATIVE ADVISORY #20, dated June 28, 1993, the Governor signed the following legislation:

SB #24 aab SA 1 - 6/25/93 - AN ACT TO AMEND CHAPTER 82, TITLE 29, DELAWARE CODE, RELATING TO BOILER SAFETY. (Sen. Torbert; Reps. Spence, Ewing) (Volume 69, Chapter 46, Laws of Delaware).

SB #70 - 6/25/93 - AN ACT TO AMEND CHAPTER 101, TITLE 3, DELAWARE CODE, RELATING TO THE DELAWARE THOROUGHBRED RACING COMMISSION. (Sen. Sharp; Rep. Gilligan; Reps. Houghton, Roy, Van Sant) (Volume 69, Chapter 47, Laws of Delaware).

SB #97 - 6/25/93 - AN ACT TO AMEND VOLUME 27, CHAPTER 216, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF NEW CASTLE, AND RELATING TO THE DAY ON WHICH THE CITY COUNCIL SHOULD MEET FOR THE TRANSACTION OF BUSINESS. (Sen. Connor; Rep. Mack) (Volume 69, Chapter 48, Laws of Delaware).

SB #102 - 6/25/93 - AN ACT TO AMEND CHAPTER 59, TITLE 29, SECTION 5903(17) RELATING TO THE TERM OF EMPLOYMENT OF TEMPORARY, CASUAL AND SEASONAL EMPLOYEES. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 49, Laws of Delaware).

SB #98 - 6/25/93 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS FOR PERMITS RELATING TO USE OF SUBAQUEOUS LANDS. (Sen. Cordrey) (Volume 69, Chapter 50, Laws of Delaware).

SB #110 aab SA 1 - 6/25/93 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO" TO AUTHORIZE EXEMPTIONS FROM TAXATION UNDER CERTAIN CIRCUMSTANCES AND CONDITIONS. (Sen. Cordrey; Rep. West) (Volume 69, Chapter 51, Laws of Delaware).

SB #165 - 6/25/93 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO GENERAL CORPORATION LAW. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 52, Laws of Delaware).

HB #67 aab HA 1, SA 1 - 6/25/93 - AN ACT TO AMEND CHAPTER 28, TITLE 24, DELAWARE CODE, RELATING TO PROFESSIONAL ENGINEERS. (Rep. Amick; Sen. Blevins; Sens. Neal, McBride) (Volume 69, Chapter 43, Laws of Delaware).

HB #146 - 6/25/93 - AN ACT TO AMEND CHAPTER 5, SUBCHAPTER II, SUBPART D, TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF VOLUNTARY SOCIAL COMPANION. (Rep. Banning; Sen. Vaughn) (Volume 69, Chapter 44, Laws of Delaware).

HB #191 - 6/25/93 - AN ACT TO AMEND CHAPTER 59, VOLUME 63 LAWS OF DELAWARE, AS AMENDED, ENTITLED AN ACT TO INCORPORATE THE TOWN OF DEWEY BEACH. (Rep. Schroeder; Sen. Cordrey) (Volume 69, Chapter 45, Laws of Delaware).

A communication from the Chief Clerk of the House was read stating that Representatives Fallon, Maroney, Plant, Wojewodzki, Carey, Buckworth and Caulk signed **SB 138** as additional sponsors on June 24, 1993.

A communication from the Chief Clerk of the House was read stating that Representative D. Ennis signed **SB 158** as an additional sponsor on June 25, 1993.

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 25, 1993

The following legislation was introduced and assigned:

SB 227 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO COMMISSIONERS OF THE FAMILY COURT. Sponsor: Senator McDowell. To: **Judiciary**.

SB 230 - AN ACT TO AMEND CHAPTER 83, TITLE 11 AND CHAPTERS 55 AND 56, TITLE 29, DELAWARE CODE, TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS WHO RETIRED ON OR BEFORE JANUARY 1, 1993. Sponsors: Senator Cook, Representative Davis; Senators Holloway, McBride, Vaughn, Neal, Still, Adams, Bair, Blevins, Connor, Cordrey, Hauge, Knox, Marshall, Martin, McDowell, Sharp, Sokola, Torbert, Venables, Voshell; Representatives Buckworth, DiPinto, Maroney, Van Sant, West, Amick, Banning, Bennett, Bradley, Brady, Bunting, Carey, Caulk, Clark, DiLiberto, B. Ennis, D. Ennis, Ewing, Fallon, George, Gilligan, Holloway, Houghton, Jonkiert, Lee, Lofink, Mack, Petrilli, Plant, Quillen, Reynolds, Roy, Schroeder, Smith, Sorenson, Spence, Taylor, Wagner, Wojewodzki. To: **Finance**.

SB 231 - AN ACT TO AMEND CHAPTER 88 AND CHAPTER 101 OF TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE BOARD OF REGISTRATION FOR PROFESSIONAL FORESTERS. Sponsors: Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder. To: **Agriculture**.

SB 232 - AN ACT TO AMEND CHAPTER 93, TITLE 16 OF THE DELAWARE CODE, RELATING TO HEALTH AND SAFETY; AND PROVIDING FOR A HEALTH SERVICES COST REVIEW COMMISSION. Sponsors: Senators Still, Holloway; Representative Wagner. To: **Health and Social Services**.

SJR 19 - CALLING FOR THE ESTABLISHMENT OF A "CERTIFICATE OF NEED" RELATING TO LAND USE DECISIONS. Sponsors: Senator McDowell and Representative Banning; Representatives Spence, Van Sant; Bradley, B. Ennis and Plant. To: **Community/County Affairs**.

HB 182 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 72, TITLE 3, DELAWARE CODE RELATING TO POSSESSION OF MAMMALS OR REPTILES EXOTIC TO DELAWARE. Sponsors: Representatives Gilligan and Spence. To: **Agriculture**.

HB 232 - AN ACT TO AMEND CHAPTER 7, TITLE 13, OF THE DELAWARE CODE RELATING TO PARENTS AND CHILDREN. Sponsors: Representative Spence, and Senator Sharp; Representatives Buckworth, Carey, Davis, DiPinto, Ewing, Lee, Lofink, Mack, Reynolds, Roy, Smith, Sorenson, Wagner, Banning, Clark, Jonkiert; Senators Connor, McBride. To: **Judiciary**.

HB 233 - AN ACT TO AMEND TITLE 12, CHAPTER 45 OF THE DELAWARE CODE TO MAKE FURTHER PROVISION FOR THE RECOVERY OF CERTAIN ASSETS BY CUSTODIANS. Representative Smith; Senator Vaughn. To: **Judiciary**.

SA 1 to HB 235 - Sponsor: Senator McBride. Placed with the bill.

SA 1 to SB 211 - Sponsor: Senator Sharp. Placed with the bill.

SA 3 to HB 124 - Sponsor: Senator Venables. Placed with the bill.

SA 4 to HB 124 - Sponsor: Senator Still. Placed with the bill.

SA 5 to HB 124 - Sponsor: Senator Still. Placed with the bill.

At 2:42 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 44th Legislative Day.

44TH LEGISLATIVE DAY
June 28, 1993

The Senate convened at 2:42 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Holloway.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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, 1993

The following legislation was introduced and assigned:

SB 233 - AN ACT TO REINCORPORATE THE TOWN OF HARRINGTON. (2/3 vote) Sponsors: Senator Voshell; Representative Quillen. To: **Community/County Affairs**.

SB 234 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO REQUIRE THE DELAWARE SOLID WASTE AUTHORITY TO CONDUCT AN ENVIRONMENTAL IMPACT STUDY, FOCUSING UPON THE DANGERS AND COSTS OF ANY PROPOSED RESOURCE RECOVERY FACILITY OR ANY PROPOSED WASTE INCINERATOR, BEFORE PROCEEDING WITH SITE SELECTION AND CONSTRUCTION OF SAME. Sponsors: Senators Torbert, McBride, Blevins and Voshell; Representatives Carey and Caulk. To: **Natural Resources**.

SB 235 - AN ACT TO AMEND CHAPTER 78, VOLUME 67, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SOUTH BETHANY", TO CORRECT AND CLARIFY THE PROCEDURES FOR THE NOTICE OF CANDIDACY FOR ANNUAL MUNICIPAL ELECTION PROCEDURES, AND TO INCREASE THE AGGREGATE AMOUNT INVOLVED IN CONTRACTS FOR PURCHASE OR LEASE OF MATERIALS OR SERVICE WITHOUT COMPETITIVE BIDDING. (2/3 vote). Sponsors: Senator Cordrey; Representative Bunting. To: **Community/County Affairs**.

SA 1 to SJR 23 - Sponsor: Senator Vaughn - Placed with the bill.

SA 1 to HB 153 - Sponsor: Senator Holloway - Placed with the bill.

HB 85 w/HA 1, HA 2, HA 1 to HA 2 & HA 3 was brought before the Senate on consideration on motion of Senator Sharp, the floor manager.

HB 85 w/HA 1, HA 2 HA 1 to HA 2 & HA 3 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (2/3 vote)

Senator Sharp requested privilege of the floor for Corporal Michael C. Houdek, representing the Delaware State Police.

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

Senator Sharp requested the privilege of the floor for John L. Lavelle, a teacher.

Several Senators entered into a discussion with the witness. Senator Sharp raised a point of order and the witness was excused.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 85 w/HA 1, HA 2 HA 1 to HA 2 & HA 3** was declared passed the Senate and returned to the House.

Senators Bair and Blevins marked present during the above roll call.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:30 p.m. and reconvened at 4:10 p.m. with Lt. Governor Minner presiding.

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

HB 177 w/HA 2 & 3 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO EXTENDED JURISDICTION OVER JUVENILE OFFENDERS BY THE FAMILY COURT.

The privilege of the floor was extended to Charles Oberly, the Attorney General.

Several Senators questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 19 Senators voting YES, 1 (McDowell) NOT VOTING, 1 (Torbert) ABSENT; therefore, **HB 177 w/HA 2 & 3** was declared passed the Senate and returned to the House.

SB 222 was brought before the Senate for consideration on motion of Senator Bair.

SB 222 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE ELDERLY AND DISABLED.

Senators Sokola and Adams commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 222** was declared passed the Senate and sent to the House for consideration.

SB 235 was brought before the Senate for consideration on motion of Senator Cordrey, under the suspension of the necessary rules.

SB 235 - AN ACT TO AMEND CHAPTER 78, VOLUME 67, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SOUTH BETHANY", TO CORRECT AND CLARIFY THE PROCEDURES FOR THE NOTICE OF CANDIDACY FOR ANNUAL MUNICIPAL ELECTION PROCEDURES, AND TO INCREASE THE AGGREGATE AMOUNT INVOLVED IN CONTRACTS FOR PURCHASE OR LEASE OF MATERIALS OR SERVICE WITHOUT COMPETITIVE BIDDING. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 235** was declared passed the Senate and sent to the House for consideration.

SJR 24 was brought before the Senate for consideration on motion of Senator Torbert.

SJR 24 - ESTABLISHING A KENT COUNTY TASK FORCE TO REVIEW THE PROVISIONS OF TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY LEVY COURT AND CONSIDER WHETHER A COUNTY COUNCIL FORM OF GOVERNMENT SHOULD BE CREATED.

SA 1 to SJR 24 was introduced and brought before the Senate for consideration on motion of Senator Voshell. A roll call was taken and revealed 9 Senators (Adams, Blevins, Holloway, Marshall, Martin, McBride,

McDowell, Sokola, Voshell) voting YES, 7 (Cook, Cordrey, Knox, Neal, Torbert, Vaughn, Venables) NO, 5 (Bair, Connor, Hauge, Sharp, Still) NOT VOTING; therefore, SA 1 to SJR 24 was declared defeated.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, SJR 24 w/SA 1 was declared passed the Senate and sent to the House for consideration.

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

SB 190 - AN ACT TO AMEND CHAPTERS 51 AND 55, TITLE 25, DELAWARE CODE, RELATING TO THE LANDLORD-TENANT CODE.

SA 1 to SB 190 was brought before the Senate for consideration on motion of Senator Torbert. 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. Senator Bair commented. The privilege of the floor was granted to John Cordrey, Senate Attorney. The witness was excused. 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 216 was brought before the Senate for consideration on motion of Senator Marshall.

SB 216 - AN ACT TO AMEND §5903(17), CHAPTER 59, TITLE 29 OF THE DELAWARE CODE RELATING TO THE TERM OF EMPLOYMENT OF TEMPORARY, CASUAL, AND SEASONAL EMPLOYEES.

Senators Adams and Connor commented. A roll call vote was taken and revealed 18 Senators voting YES, 2 (McDowell, Sokola) NO, 1 (Martin) ABSENT; therefore, SB 216 was declared passed the Senate and sent to the House for consideration.

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

SB 209 - AN ACT TO AMEND CHAPTER 11 TITLE 19 OF THE DELAWARE CODE, RELATING TO THE PAYMENT OF WORKERS ON REGULAR PAYDAYS.

Several Senators commented. The bill was then laid on the table on motion of Senator Marshall.

SB 175 was returned to committee on motion of Senator Marshall.

SCR 50 was brought before the Senate for consideration on motion of Senator Marshall.

SCR 50 - REQUESTING THAT THE APPROPRIATE STATE AGENCIES DEVELOP A MECHANISM FOR CONSULTATION, COORDINATION AND INFORMATION SHARING ON SITE SELECTION OF COMMUNITY RESIDENTIAL FACILITIES AND REQUESTING THE DELAWARE STATE HOUSING AUTHORITY TO TAKE THE LEAD IN DEVELOPING THIS MECHANISM. Sponsor: Senator Marshall, Senators Holloway, Sr., Representatives Buckworth, Jonkiert.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cordrey, Martin) ABSENT; therefore, SCR 50 was declared adopted by the Senate and sent to the House for consideration.

SB 229 was brought before the Senate for consideration on motion of Senator McDowell.

SB 229 - AN ACT TO AMEND TITLE 22, OF THE DELAWARE CODE RELATING TO HOME RULE AND FIREARMS.

Senator McDowell announced that Senator Marshall be added as a co-sponsor.

Senators Vaughn and Sharp commented. A roll call vote was taken, however, the roll call was laid on the table on motion of Senator McDowell.

SB 220 was brought before the Senate for consideration on motion of Senator McDowell, under the suspension of the necessary rules.

SB 220 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES.

Senators Cook and Neal commented. Senator McDowell moved to lay the bill on the table, however, withdrew the motion immediately. The privilege of the floor was granted to John Cordrey, Senate Attorney.

The witness was excused and the bill was laid on the table.

SB 226 was brought before the Senate for consideration on motion of Senator Torbert, under suspension of the necessary rules.

SB 226 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE-OWNED MATERIEL.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Bair, Cordrey, Martin) ABSENT; therefore, SB 226 was declared passed the Senate and sent to the House for consideration.

SB 6 w/SA 1 & 3 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 6 w/SA 1 & 3 w/HA 1 - AN ACT TO AMEND CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO AGENCY BASED REGISTRATION.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Bair, Cordrey, Martin) ABSENT; therefore, SB 6 w/SA 1 & 3 w/HA 1 was declared passed the Senate and sent to the Governor.

SB 233 was brought before the Senate for consideration on motion of Senator Voshell, under the suspension of the necessary rules.

SB 233 - AN ACT TO REINCORPORATE THE CITY OF HARRINGTON. (2/3 vote)

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Bair, Cordrey, Martin) ABSENT;

therefore, **SB 233** was declared passed the Senate and sent to the House for consideration.

HB 35 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell, under suspension of the necessary rules.

HB 35 - AN ACT TO AMEND CHAPTER 22, TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES.

A roll call vote was taken and revealed 17 Senators voting YES, 4 (Bair, Cordrey, Holloway, Martin) ABSENT; therefore, **HB 35** was declared passed the Senate and returned to the House.

HB 75 was brought before the Senate for consideration on motion of the floor manager, Senator Adams under suspension of the necessary rules.

HB 75 - AN ACT TO AMEND CHAPTER 8, TITLE 29, DELAWARE CODE RELATING TO THE COMPOSITION OF AND REAPPORTIONMENT OF THE GENERAL ASSEMBLY.

Senator Neal commented. Senator Adams moved to lay the bill on the table.

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

HB 125 - AN ACT TO AMEND CHAPTER 7, TITLE 18, DELAWARE CODE, REGARDING FEES AND TAXES.

SA 1 to HB 125 was introduced and brought before the Senate for consideration on motion of Senator Vaughn. Several Senators commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cordrey, Martin) ABSENT; therefore, **SA 1 to HB 125** was declared part of the bill.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cordrey, Martin) ABSENT; therefore, **HB 125 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 75 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Adams.

Several Senators commented. A roll call vote was taken and revealed 15 Senators voting YES, 4 (Hauge, McBride, Sokola, Venables) NO, 2 (Cordrey, Martin) ABSENT; therefore, **HB 75** was declared passed the Senate and returned to the House.

HB 131 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Cook, under the suspension of the necessary rules.

HB 131 w/HA 1 - AN ACT TO AMEND CHAPTER 83, TITLE 11 OF THE DELAWARE CODE RELATING TO THE SURVIVORS' ELIGIBILITY FOR PENSION BENEFITS.

SA 1 to HB 131 was introduced and brought before the Senate for consideration on motion of Senator Bair. Several Senators commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **SA 1 to HB 131** was declared part of the bill.

HB 131 w/HA 1, w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Bair, Martin) ABSENT; therefore, **HB 131 w/HA 1, w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

The roll call vote on **SB 4** was rescinded on motion of Senator Voshell and the bill was stricken.

SB 193 was stricken on motion of Senator Holloway.

On motion of Senator Sharp, the Senate recessed until June 29, 1993 at 2:00 p.m.

The Senate reconvened at 2:28 p.m. on June 29, 1993, with Senator Cordrey presiding.

The following committee reports were announced:

From Children, Youth and Their Families: **HB 41 w/HA 1** - 4 Merits.

From Community/County Affairs: **HB 210** - 3 Merits; **HB 255** - 3 Merits.

From Insurance and Elections: **HB 192** - 5 Merits; **HB 241 w/HA 1, 3 & 4** - 4 Merits.

Lt. Governor Minner presiding 2:29 p.m.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 314, HB 316, HB 323, HB 34, HB 160 w/HA 1, HB 200w/HA 1, HB 216 w/HA 1, HB 255, HB 280 w/HA 1, HB 310 w/HA 1, HB 181, HB 231 w/HA 1, HB 308, HB 213, HB 256, HB 244 w/HA 1 & 2, HCR 14 w/HA 1, SB 99, SB 187, SB 120, SB 6 w/SA 1 & 3 w/HA 1, SB 225, SCR 14, SJR 16.**

At 2:29 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 45th Legislative Day.

45TH LEGISLATIVE DAY

June 29, 1993

The Senate convened at 2:29 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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, 1993

The following legislation was introduced and assigned:

SB 236 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION OF INMATES AND EX-INMATES. (2/3 vote) Sponsor: Senator Holloway. To:

Corrections.

SB 237 - AN ACT TO AMEND CHAPTER 52, TITLE 29, DELAWARE CODE, RELATING TO HEALTH CARE INSURANCE. Sponsor: Senator Holloway. To: **Insurance and Elections.**

SB 238 - AN ACT TO AMEND PART C, CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO GRANDPARENTAL VISITATION RIGHTS. Sponsor: Senator Torbert. To: **Judiciary.**

SB 239 - AN ACT TO AMEND CHAPTER 43, TITLE 29, DELAWARE CODE RELATING TO RESIDENCY REQUIREMENTS FOR NOTARIES PUBLIC. Sponsor: Senator Sharp. To: **Judiciary.**

SB 240 - AN ACT TO AMEND CHAPTER 251, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF DELAWARE CITY, RELATING TO QUALIFICATIONS FOR MAYOR AND COUNCIL-PERSONS, FORFEITURE OF OFFICE, AND SUPPLEMENTAL ASSESSMENTS. Sponsors: Senator Vaughn; Representative Mack. To: **Laid on the Table.**

SB 241 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO REQUIRE THE DELAWARE SOLID WASTE AUTHORITY TO CONDUCT AN ENVIRONMENTAL STUDY, FOCUSING UPON THE DANGERS AND COSTS OF ANY PROPOSED RESOURCE RECOVERY FACILITY OR ANY PROPOSED WASTE INCINERATOR, BEFORE PROCEEDING WITH SITE SELECTION AND CONSTRUCTION OF SAME. Sponsors: Senator Torbert, McBride, Blevins and Voshell; Representatives Carey and Caulk. To: **Natural Resources and Environmental Control.**

SB 242 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ANDREA JOY BARRETT AND JEREMY H. BORAS. Sponsors: Senators Cordrey, McDowell, Sharp. To: **Laid on the Table.**

HB 34 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO SECTION 22, ARTICLE III, AND ARTICLE IV OF THE DELAWARE CONSTITUTION RELATING TO THE APPOINTMENT BY THE COURT OF CHANCERY OF A REGISTER IN CHANCERY IN EACH COUNTY AND THE POWERS AND DUTIES OF REGISTERS IN CHANCERY. Sponsors: Representative Amick, Senator Sharp. To: **Judiciary.**

HB 160 w/HA 1 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSING. Sponsors: Representative Amick and Senator Blevins. To: **Health and Social Services.**

HB 181 - AN ACT TO AMEND CHAPTER 41, TITLE 9, OF THE DELAWARE CODE RELATING TO KENT COUNTY. Sponsor: Representatives Wagner and Bennett and Buckworth; Representatives Clark, B. Ennis, Quillen; Senator Still. To: **Community/County Affairs.**

HB 200 w/HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE RELATING TO WHEN LIGHTED LAMPS ARE REQUIRED. (2/3 vote) Sponsors: Representative Banning, Brady, Senator McDowell. To: **Public Safety.**

HB 213 - AN ACT TO AMEND TITLE 14, CHAPTER 17 OF THE DELAWARE CODE RELATING TO STATE APPROPRIATIONS. Sponsors: Representative Sorenson and Senator Sokola; Representatives Spence, Amick, Bradley, Brady, Davis, DiLiberto, DiPinto, Ewing, Fallon, Gilligan, Lofink, Maroney, Oberle, Petrilli, Plant, Reynolds, Roy, Smith, Van Sant, Wagner, Wojewodzki; Senators Blevins, McDowell. To: **Judiciary.**

HB 216 w/HA 1 - AN ACT TO AMEND CHAPTER 20, TITLE 30, DELAWARE CODE CONCERNING TAX CREDITS AND THE DONATION OF COMPUTERS TO SCHOOL DISTRICTS. Sponsors: Representative Smith and Senator Marshall; Representatives Amick, Davis, DiPinto, Mack, Maroney, Reynolds, Sorenson, Wagner, Jonkiert, Houghton, Plant, Wojewodzki; Senators Blevins, Knox, Hauge, Bair, Still. To: **Revenue & Taxation.**

HB 231 w/HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 12, DELAWARE CODE, RELATING TO THE EFFECT OF MANSLAUGHTER OR MURDER ON ESTATE DISTRIBUTION. Sponsors: Representative DiLiberto and Senator Sokola; Representatives Banning, Bennett, Bradley, Brady, B. Ennis, Holloway, Jr., Houghton, Jonkiert, Schroeder, West, DiPinto, Ewing, Quillen and Wagner; Senators Adams, Blevins, Martin and Sharp. To: **Judiciary.**

HB 244 w/HA 1 & 2 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (3/5 vote) Sponsors: Representative Smith, DiPinto, D. Ennis, Wagner, Bennett, Houghton, Jonkiert; Senator Marshall. To: **Revenue & Taxation.**

HB 255 - AN ACT TO AMEND CHAPTER 70, TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY PROCEDURE. Sponsors: Representatives Carey, Bunting; Senator Venables. To:

Community/County Affairs

HB 256 - AN ACT AWARDING SPECIAL PENSION BENEFITS TO LOUISE P. SMARRELLI, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE; AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE MADE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsor: Representative Schroeder. To: **Finance**.

HB 280 w/HA 1 - AN ACT TO AMEND CHAPTER 40, TITLE 31 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF HOUSING. Sponsors: Representative DiPinto; Representatives Spence, Amick, Buckworth, D. Ennis, Ewing, Lee, Lofink, Maroney, Smith, Taylor, Wagner, Banning, Bunting, Clark, Houghton, Jonkiert, Plant, Van Sant, West; Senators Bair, Connor, Hauge, Knox, Neal, Still, Holloway, Sr. To: **Administrative Services**.

HB 308 - AN ACT TO AMEND TITLE 14, DELAWARE CODE PERTAINING TO EDUCATION AND THE PROMOTION OF VOLUNTEERISM AMONG HIGH SCHOOL STUDENTS AND THE DELAWARE OFFICE OF VOLUNTEERISM. Sponsors: Representative Smith and Sokola. To: **Education**.

HB 310 w/HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 30, DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES FEES AND TAXES AND TO AMEND CHAPTER 29, TITLE 30 RELATING TO RETAIL AND MERCHANTS' LICENSE REQUIREMENTS AND TAXES. Sponsors: Representative Spence and Senator Sharp. To: **Laid on the Table**.

HB 314 - AN ACT TO AMEND CHAPTER 38 OF TITLE 12 OF THE DELAWARE CODE RELATING TO BUSINESS TRUSTS. Sponsors: Representative Smith and Senator Vaughn. To: **Judiciary**.

HB 316 - AN ACT TO AMEND SUBCHAPTER V, CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR CHILD CARE PROVIDERS. Sponsors: Representative Maroney and Senator Sokola. To: **Children, Youth, and Their Families**.

HB 323 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO THE AWARDING OF COMPETITIVE SEALED PROPOSALS. Sponsors: Representative Petrilli and Senator Torbert. To: **Administrative Services**.

SA 1 to HB 30 - Sponsor: Senator Blevins. Placed with the bill.

SA 1 to SB 227 - Sponsor: Senator McDowell. Placed with the bill.

SA 1 to HB 241 - Sponsor: Senator Cordrey. Placed with the bill.

SA 1 to SB 240 - Sponsor: Senator Vaughn. Placed with the bill.

SB 241 was brought before the Senate for consideration on motion of Senator Torbert, under suspension of the necessary rules.

SB 241 - AN ACT TO AMEND CHAPTER 64, TITLE 7 OF THE DELAWARE CODE TO REQUIRE THE DELAWARE SOLID WASTE AUTHORITY TO CONDUCT AN ENVIRONMENTAL STUDY, FOCUSING UPON THE DANGERS AND COSTS OF ANY PROPOSED RESOURCE RECOVERY FACILITY OF ANY PROPOSED WASTE INCINERATOR, BEFORE PROCEEDING WITH SITE SELECTION AND CONSTRUCTION OF SAME.

Several Senators commented. The privilege of the floor was extended to Pasquale S. Canzano, representing the Delaware Solid Waste Authority.

Senators Neal and Sokola marked present.

The witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (McDowell) ABSENT; therefore, **SB 241** was declared passed the Senate and sent to the House for consideration.

Senators Connor, Hauge, Knox, Marshall, Still and Venables marked present during the above roll call.

Senators Cook and Still requested that their names be added as co-sponsors of **SB 241**.

HB 144 was brought before the Senate for consideration on motion of Senator Blevins, the floor manager, under suspension of the necessary rules.

HB 144 - AN ACT TO AMEND TITLE 16, TITLE 18, TITLE 20, AND TITLE 29, RELATING TO THE DIVISION OF EMERGENCY PLANNING AND OPERATIONS: AND CHANGING THE CODE REFERENCES TO THAT DIVISION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 144** was declared passed the Senate and returned to the House.

Senator McDowell marked present during the above roll call.

HB 159 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 159 w/HA 1 - AN ACT TO AMEND CHAPTER 5, SUBCHAPTER II, SUBPART D OF TITLE 11 OF THE DELAWARE CODE BY ADDING THE NEW SEXUAL CRIME OF BESTIALITY.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT, therefore, **HB 159 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 Senator Sharp, the floor manager.
HB 185 - AN ACT TO AMEND TITLE 11, SECTION 1325 OF THE DELAWARE CODE, RELATING TO CRUELTY TO ANIMALS.

Senators McDowell and Connor commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 185** was declared passed the Senate and returned to the House.

HB 190 w/HA 1 & 2 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 190 w/HA 1 & 2 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THE BURNING OF CROSSES OR OTHER RELIGIOUS SYMBOLS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 190 w/HA 1 & 2** was declared passed the Senate and returned to the House.

HB 192 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 192 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO ABSENTEE REGISTRATION AND ABSENTEE VOTING. (2/3 vote)

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 192** was declared passed the Senate and returned to the House.

HB 209 was brought before the Senate for consideration on motion of the floor manager, Senator Cook, under suspension of the necessary rules.

HB 209 - AN ACT TO AMEND CHAPTERS 6, 11 AND 101 OF TITLE 29 OF THE DELAWARE CODE RELATING TO REGULATIONS AND CERTAIN OTHER GOVERNMENTAL INFORMATION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Bair) ABSENT; therefore, **HB 209** was declared passed the Senate and returned to the House.

HB 210 was brought before the Senate for consideration on motion on Senator Voshell, the floor manager.

HB 210 - AN ACT TO AMEND CHAPTER 13, TITLE 9, DELAWARE CODE RELATED TO THE NEW CASTLE COUNTY DEPARTMENT OF PARKS AND RECREATION.

Senator Sharp commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 210** was declared passed the Senate and returned to the House.

HS 1 for HB 51 was laid on the table on motion of Senator Marshall.

HS 1 for HB 51 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL AND SPECIAL FUEL TAX LAW.

SB 209 was lifted from the table and brought before the Senate for consideration on motion of Senator Marshall.

SB 209 - AN ACT TO AMEND CHAPTER 11 TITLE 19 OF THE DELAWARE CODE, RELATING TO THE PAYMENT OF WORKERS ON REGULAR PAYDAYS.

The bill was laid on the table on motion of Senator Marshall.

HB 310 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp, the floor manager, under the suspension of the necessary rules.

HB 310 w/HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 30, DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES FEES AND TAXES AND TO AMEND CHAPTER 29, TITLE 30 RELATING TO RETAIL AND MERCHANTS' LICENSE REQUIREMENTS AND TAXES.

Senator Neal commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 310 w/HA 1** was declared passed the Senate and returned to the House.

SB 209 was lifted from the table and brought before the Senate for consideration on motion of Senator Marshall. A roll call vote was taken and revealed 20 Senators voting YES, 1(Torbert) ABSENT; therefore, **SB 209** was declared passed the Senate and sent to the House for consideration.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 3:22 p.m. and reconvened at 4:20 p.m. with Lt. Governor Minner presiding.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

Jean W. Allen - 21 Senators voting YES. Appointment confirmed.

J. Paul Bell - 21 Senators voting YES. Appointment confirmed.

Leah Betts - 21 Senators voting YES. Appointment confirmed.

John W. Jardine, Jr. - 21 Senators voting YES. Appointment confirmed.

R. Jefferson Reed - 21 Senators voting YES. Appointment confirmed.

SB 227 was brought before the Senate for consideration on motion of Senator McDowell, under the suspension of the necessary rules.

SB 227 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO COMMISSIONERS OF THE FAMILY COURT.

SA 1 to SB 227 was introduced and brought before the Senate for consideration on the motion of Senator McDowell. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to SB 227** was declared part of the bill.

SB 227 w/SA 1 was now before the Senate. Senator McBride commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 227 w/SA 1** was declared passed the Senate and sent to the House for consideration.

A messenger from the Governor was announced and admitted.

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

SB 116 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 27, TITLE 21 DELAWARE CODE RELATING TO REQUIREMENTS AND QUALIFICATIONS FOR LICENSING SCHOOL BUS DRIVERS. (2/3 vote)

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Adams) ABSENT; therefore, **SB 116 w/HA 1 & 2** was declared passed the Senate and sent to the Governor.

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

SB 239 - AN ACT TO AMEND CHAPTER 43, TITLE 29, DELAWARE CODE RELATING TO RESIDENCY REQUIREMENTS FOR NOTARIES PUBLIC.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Adams) ABSENT; therefore, **SB 239** was declared passed the Senate and sent to the House for consideration.

HB 220 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 220 - AN ACT TO AMEND TITLE 29 CHAPTER 52 DELAWARE CODE RELATING TO HEALTH CARE INSURANCE.

Senator Still commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Adams) ABSENT; therefore, **HB 220** was declared passed the Senate and returned to the House.

HB 229 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell, under the suspension of the necessary rules.

HB 229 - AN ACT AUTHORIZING AND DIRECTING THE SECRETARY OF STATE TO CONVEY TO THE CITY OF NEW CASTLE TITLE TO TWO PARCELS OF LAND BOTH OF WHICH ARE LOCATED IN THE CITY OF NEW CASTLE, DELAWARE, ONE OF WHICH IS COMMONLY KNOWN AS BULL HILL, AND THE OTHER BEING A SMALL TRIANGULAR PARCEL OF LAND LOCATED ADJACENT TO ROUTE 9, SAID LANDS HAVING BEEN GIVEN TO THE COMMISSIONERS OF THE TOWN OF NEW CASTLE IN TRUST BY TWO SEPARATE ACTS OF THE DELAWARE LEGISLATURE, BEING CHAPTER 587, VOLUME 10, LAWS OF DELAWARE, AND A SUBSEQUENT SUPPLEMENT TO THE ACT, BEING CHAPTER 654, VOLUME 10, LAWS OF DELAWARE. 3/4 VOTE

Senators Cordrey and Connor commented. A roll call vote was taken and revealed 7 Senators (Adams, Bair, Connor, Hauge, Knox, Neal, Still) voting YES, 3 (Cordrey, Marshall, Sokola) NO, 10 (Blevins, Cook, Holloway, McBride, McDowell, Sharp, Torbert, Vaughn, Venables, Voshell) NOT VOTING, 1 (Martin) ABSENT; therefore, **HB 229** was declared defeated by the Senate and returned to the House.

HB 182 w/HA 1 & 2 was brought before the Senate for consideration under suspension of the necessary rules, on motion of the floor manager, Senator Adams.

HB 182 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 72, TITLE 3, DELAWARE CODE RELATING TO POSSESSION OF MAMMALS OR REPTILES EXOTIC TO DELAWARE. (3/5 vote)

Senator Neal commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **HB 182 w/HA 1 & 2** was declared passed the Senate and returned to the House.

HB 241 w/HA 1, 3 & 4 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 241 w/HA 1, 3 & 4 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION LOSS COSTS RATING.

SA 1 to HB 241 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 (Marshall) ABSENT; therefore, **SA 1 to HB 241** was declared part of the bill.

HB 241 w/HA 1, 3 & 4, w/SA 1 was now before the Senate. Senator Vaughn requested the privilege of the floor for R. Taylor Cosby, representing the American Insurance Association.

The witness was excused. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cook, Marshall) ABSENT; therefore, **HB 241 w/HA 1, 3 & 4, w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 275 was brought before the Senate for consideration on motion of the floor manager, Senator Adams, under suspension of the necessary rules.

HB 275 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §106(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JACQUELINE LOUGHMAN AND NORMAN POWELL.

Senator Neal commented. Senator Adams requested the privilege of the floor for John Paradee, Senate Attorney. Senator Still questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) NOT VOTING, 1 (Marshall) ABSENT; therefore, **HB 275** was declared passed the Senate and returned to the House.

HB 242 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McBride, under suspension of the necessary rules.

HB 242 w/HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 7, OF THE DELAWARE CODE RELATING TO STATE PARKS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **HB 242 w/HA 1** was declared passed the Senate and returned to the House.

HB 292 was brought before the Senate for consideration on motion of Senator Holloway, the floor manager.

HB 292 - AN ACT TO AMEND TITLE 16, DELAWARE CODE RELATING TO NOTIFICATION OF FIRE FIGHTERS, AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, CORRECTIONAL OFFICERS, LAW ENFORCEMENT OFFICERS AND OTHER PERSONNEL OF EXPOSURE TO CONTAGIOUS OR INFECTIOUS DISEASE OR VIRUS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **HB 292** was declared passed the Senate and returned to the House.

SB 242 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 242 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ANDREA JOY BARRETT AND JEREMY H. BORAS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Marshall) ABSENT; therefore, **SB 242** was declared passed the Senate and sent to the House for consideration.

HB 294 was brought before the Senate for consideration on motion of Senator Voshell, the floor manager.

HB 294 - AN ACT TO AMEND AN ACT BEING CHAPTER 170, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF LEWES" TO REVISE THE PROCEDURE FOR ANNEXATION WHEN ALL PROPERTY OWNERS ARE IN FAVOR AND TO PROVIDE A PROCEDURE FOR ANNEXATION WHEN ONLY THE EXEMPT LAND IS INVOLVED, TO ELIMINATE THE WEIGHTED VOTE IN ANNEXATION AND BOND ELECTIONS, TO ELIMINATE PROPERTY OWNERSHIP AS A QUALIFICATION TO HOLD OFFICE, TO REQUIRE THAT NO PERSON MAY FILE AS A CANDIDATE PRIOR TO FEBRUARY 1, TO DESIGNATE THE MEMBERS OF CITY COUNCIL AS COUNCIL PERSONS, AND TO AUTHORIZE THE CITY COUNCIL TO SIT AND ACT UPON THE RECOMMENDATION OF THE CITY MANAGER CONCERNING THE QUALIFICATIONS OF CANDIDATES, TO PERMIT A PERSON WHO HOLDS ELECTIVE OFFICE TO SEEK ANOTHER ELECTIVE OFFICE IN THE CITY WITHOUT VACATING HIS PRESENT OFFICE, TO CHANGE THE NAME OF THE VICE-PRESIDENT OF THE CITY COUNCIL TO DEPUTY MAYOR, TO PROVIDE REGULATIONS FOR CONDUCTING THE ANNUAL MUNICIPAL ELECTION, TO AUTHORIZE THE ASSESSMENT OF TAXES WITHOUT LIMITATION TO PAY BONDED INDEBTEDNESS, TO REDUCE THE AGE FOR BEING ASSESSED, TO PROVIDE THAT APPEALS FROM THE TAX ASSESSMENT SHALL BE IN WRITING AND REQUIRING THE CITY COUNCIL TO FIX A TIME AND DATE TO HEAR THOSE APPEALS, TO EXTEND THE TIME FOR THE PAYMENT OF PROPERTY TAXES, TO ADD ALL UTILITY CHARGES AS CREATING A LIEN ON REAL ESTATE, TO PERMIT BORROWING AGAINST ANTICIPATED REVENUES TO TEN PERCENT OF ASSESSED VALUATION OF REAL ESTATE, TO CONFIRM THE PROCEDURE FOR PUBLIC STREETS, TO AUTHORIZE THE CITY COUNCIL TO PROVIDE FOR A BOARD OF ADJUSTMENT AND TO REVISE THE DUTIES AND RESPONSIBILITIES OF THE DIRECTOR OF PUBLIC SAFETY. (2/3 vote)

A roll call vote was taken and revealed 19 Senators voting YES, 1 (McDowell) NO, 1 (Holloway) ABSENT; therefore, **HB 294** was declared passed the Senate and returned to the House.

SB 240 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 240 - AN ACT TO AMEND CHAPTER 251, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF DELAWARE CITY, RELATING TO QUALIFICATIONS FOR MAYOR AND COUNCIL-PERSONS, FORFEITURE OF OFFICE, AND SUPPLEMENTAL ASSESSMENTS. (2/3 vote)

SA 1 to SB 240 was introduced and brought before the Senate for consideration on motion of Senator Vaughn. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Knox) ABSENT; therefore, **SA 1 to SB 240** was declared part of the bill.

SB 240 w/SA 1 was now before the Senate. Senator McDowell commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **SB 240 w/SA 1** was declared passed the Senate and sent to the House for consideration.

HJR 2 was brought before the Senate for consideration on motion of Senator Adams, the floor manager, under suspension of the necessary rules.

HJR 2 - REQUESTING THE DELAWARE CONGRESSIONAL DELEGATION TO MEET WITH A JOINT SESSION OF THE GENERAL ASSEMBLY TO DISCUSS UNFUNDED FEDERAL MANDATES AND OTHER BURDENS IMPOSED BY THE FEDERAL GOVERNMENT ON THE STATE.

Senators Marshall and Holloway commented. A roll call vote was taken and revealed 17 Senators voting YES, 4 (Cook, Holloway, Marshall, McDowell) NO; therefore, **HJR 2** was declared passed the Senate and returned to the House.

SB 188 was brought before the Senate for consideration on motion of Senator Venables.

SB 188 - AN ACT TO AMEND CHAPTER 87, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF STATE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 188** was declared passed the Senate and sent to the House for consideration.

HB 230 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 230 - AN ACT TO AMEND TITLE 9, CHAPTER 69, OF THE DELAWARE CODE RELATING TO THE POWER OF THE BOARD OF ADJUSTMENTS OF SUSSEX COUNTY, TO HEAR VARIANCES.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 230** was declared passed the Senate and returned to the House.

HB 168 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HB 168 w/HA 1 - AN ACT TO AMEND CHAPTER 29, TITLE 24, DELAWARE CODE, RELATING TO REAL ESTATE BROKERS AND SALESPERSONS, AND CHAPTER 25, TITLE 6, RELATING TO PROHIBITED TRADE PRACTICES AND SELLER'S DISCLOSURE OF THE CONDITION OF REAL PROPERTY.

Senators McDowell and Sokola commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Venables) ABSENT; therefore, **HB 168 w/HA 1** was declared passed the Senate and returned to the House.

HB 166 w/HA 1 was brought before the Senate for consideration on motion of Senator Voshell, the floor manager.

HB 166 w/HA 1 - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER, BEING CHAPTER 158, VOLUME 36, OF THE LAWS OF DELAWARE, AS AMENDED, BY PROVIDING THAT THE CITY TREASURER SHALL SIGN WARRANTS IN PLACE OF THE MAYOR; AND PROVIDING THAT THE MAYOR, MEMBERS OF COUNCIL, OR OTHER MEMBERS OF ANY COMMISSION OR BODY APPOINTED BY THE MAYOR OR COUNCIL AUTOMATICALLY RELINQUISHES THEIR OFFICE BY FILING FOR AN ELECTIVE COUNTY, STATE, OR FEDERAL POSITION. (2/3 vote)

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

SJR 23 was brought before the Senate for consideration on motion of Senator Vaughn.

SJR 23 - AUTHORIZING AND DIRECTING THE DELAWARE CORRECTIONS COMMISSIONER, ROBERT J. WATSON, TO NAME THE PRE-TRIAL ANNEX AT GREENBANK AS THE JOHN L. WEBB CORRECTIONAL FACILITY.

SA 1 to SJR 23 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 1 to SJR 23** was declared part of the bill.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 23 w/SA 1** was declared passed the Senate and sent to the House for consideration.

At 5:47 p.m. on motion of Senator Sharp, the Senate recessed until June 30, 1993 at 2:00 p.m.

The Senate reconvened June 30, 1993 at 3:12 p.m. with Lt. Governor Minner presiding.

The following committee report was announced:

From Health and Social Services: **HB 160 w/HA 1** - 4 Merits.

A communication from Representative Sorenson was read requesting that **SB 118 w/HA 1** be returned to the House for the purpose of reconsideration.

A communication from the Chief Clerk of the House was read requesting that **SB 118 w/HA 1** be returned to the House.

A communication from the Secretary of the Senate to the Chief Clerk of the House was read recording the return of **SB 118 w/HA 1** to the House.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 300, HB 245 w/HA 2 & 3, HB 338, HB 254 w/HA 2 & 3, HJR 6, HJR 7, SB 81 w/SA 3 & HA 3, 115 w/SA 2, 5 & 7, SJR 14 w/SA 1, HA 1.**

Senator Cordrey moved for the reconsideration of **HB 229**. The roll call vote on **HB 229** was rescinded and without objection, the bill was placed on the ready list.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

Ross E. Austin - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.

Thomas I. Barrows - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.

Nancy A. Doorey - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.

Judith J. Gallagher - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.

John B. Hindman - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.

Deb Parkowski - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.
Joseph E. Reardon - 20 Senators voting YES, 1 (Holloway) ABSENT. Appointment confirmed.
Claiborne D. Smith - 19 Senators voting YES, 2 (Hauge, Holloway) ABSENT. Appointment confirmed.
Joseph D. Super - 19 Senators voting YES, 2 (Hauge, Holloway) ABSENT. Appointment confirmed.
Joan Wachstein - 19 Senators voting YES, 2 (Hauge, Holloway) ABSENT. Appointment confirmed.
Christine M. Waisaner - 19 Senators voting YES, 2 (Hauge, Holloway) ABSENT. Appointment confirmed.

Marilyn P. Whittington - 19 Senators voting YES, 2 (Hauge, Holloway) ABSENT. Appointment confirmed.

At 3:44 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 46th Legislative Day.

46TH LEGISLATIVE DAY June 30, 1993

The Senate convened at 3:44 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, 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, 1993

The following legislation was introduced and assigned:

SB 243 - AN ACT TO AMEND CHAPTER 83, TITLE 11 OF THE DELAWARE CODE RELATING TO THE SURVIVORS' ELIGIBILITY FOR PENSION BENEFITS. Sponsor: Senator Voshell. To: Finance.

SB 244 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 9, TITLE 26 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES BY ADDING A NEW §908 TO SAID SUBCHAPTER CONCERNING EASEMENTS OR RIGHTS-OF-WAY FOR PUBLIC UTILITIES ON, OVER, UNDER, ALONG, OR ACROSS ABANDONED RAILROAD PROPERTY. Sponsors: Senator Sharp and Representative Spence. To: Judiciary.

SB 245 - AN ACT TO AMEND CHAPTER 65, TITLE 11, DELAWARE CODE, RELATING TO DISCHARGE ALLOWANCE FOR INMATES. Sponsor: Senator Holloway. To: Corrections.

SB 246 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE BY CREATING A NEW CHAPTER 40 RELATING TO CAR RENTAL COMPANIES AND FRANCHISEES MOTOR VEHICLE RENTAL AGREEMENTS. (2/3 vote) Sponsor: Senator Holloway. To: Small Business.

SB 247 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ANDREA JOY BARRETT AND JEREMY H. VORAS. Sponsors: Senators Cordrey, McDowell, and Sharp. To: Laid on the Table.

HB 245 w/HA 2 & 3 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES. Sponsors: Representative Davis; Representatives Spence, Buckworth, Ewing, Wagner; Senators Adams, Cordrey, Holloway, Sharp. To: Public Safety.

HB 254 w/SA 2 & 3 - AN ACT TO AMEND CHAPTER 23, TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMERCIAL CRAB POT LICENSE. Sponsor: Representative Carey & Senator Vaughn. To: Natural Resources.

HB 300 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Representatives Davis, Buckworth, DiPinto, Maroney, Van Sant, West; Senators Cook, Holloway, Sr., McBride, Neal, Still, Vaughn. To: Laid on the Table.

HB 338 - AN ACT TO AMEND TITLE 21, CHAPTER 27 AND CHAPTER 41 OF THE DELAWARE CODE, RELATING TO DRIVER'S LICENSES AND VIOLATIONS OF RULES OF THE ROAD AND TITLE 18 OF THE DELAWARE CODE RELATING TO THE CONSEQUENCES OF LICENSE SUSPENSION FOR NON-DRIVING-RELATED DRUG OFFENDERS. Sponsor: Representative Taylor. To: Public Safety.

HJR 6 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1993.
Sponsors: Representatives Petrilli, Davis, George, Senators Cordrey, Cook, Neal. To: **Laid on the Table**.
HJR 7 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1994.
Sponsors: Representatives Petrilli, Davis, George, Senators Cordrey, Cook, Neal. To: **Laid on the Table**.

SA 1 to SB 229 - Sponsor: Senator McDowell. Placed with the bill.
SA 1 to HB 41 - Sponsor: Senator Holloway. Placed with the bill.
SA 1 to HB 49 - Sponsor: Senator Sharp. Placed with the bill.
SA 2, 3 to HB 235 - Sponsor: Senator McBride. Placed with the bill.

The following letters of nominations by the Governor were read and assigned to the Executive Committee.

STATE OF DELAWARE
Office of the Governor
June 29, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mrs. Deb Parkowski, 53 S. Nace Lane, Dover Delaware 19901, to be appointed to the Commission on Adult Entertainment Establishments for a three year term expiring June 29, 1996 to replace Dr. Eva Adams.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 29, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. John B. Hindman, 233 N. Governor's Avenue, Dover, Delaware 19901, to be appointed the Advisory Council on Tidal Finfisheries for a five year term to expire June 29, 1998 to replace Mr. William Poulin.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
June 29, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Ms. Joan Wachstein, 3331 Silverside Road, Wilmington, Delaware 19810, to be appointed to the Commission on Adult Entertainment Establishments to serve an unexpired term expiring October 31, 1994 to replace Mrs. Pasqueline Robison who resigned.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper

Communications from Senator Cordrey, the Chief Clerk and the Secretary of the Senate were read regarding the return of **SB 242** to the Senate.

SB 247 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 247 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ANDREA JOY BARRETT AND JEREMY H. VORAS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Knox) ABSENT; therefore, **SB 247** was declared passed the Senate and sent to the House for consideration.

Senator Holloway marked present during the above roll call.

On motion of Senator Cordrey, the roll call vote on **SB 242** was rescinded and the bill was stricken.

SB 231 was brought before the Senate for consideration on motion of Senator Adams, under the suspension of the necessary rules.

SB 231 - AN ACT TO AMEND CHAPTER 88 AND CHAPTER 101 OF TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE BOARD OF REGISTRATION FOR PROFESSIONAL FORESTERS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 231** was declared passed the Senate and sent to the House for consideration.

HS 1 for HB 51 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HS 1 for HB 51 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL AND SPECIAL FUEL TAX LAW.

SA 1 to HS 1 for HB 51 was brought before the Senate for consideration on motion of Senator Sokola.

Senator Still commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 1 to HS 1 for HB 51** was declared part of the bill.

HS for HB 51 w/SA 1 was now before the Senate. Senators McDowell and Sokola commented. The privilege of the floor was extended to Glenn A. Moore, representing Delmarva Power.

The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HS for HB 51 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 4:10 p.m. and reconvened at 4:53 p.m. with Lt. Governor Minner presiding.

HB 323 was brought before the Senate for consideration on motion of the floor manager, Senator Torbert, under the suspension of the necessary rules.

HB 323 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO THE AWARDING OF COMPETITIVE SEALED PROPOSALS.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) NOT VOTING, 1 (Cook) ABSENT; therefore, **HB 323** was declared passed the Senate and returned to the House.

HB 255 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 255 - AN ACT TO AMEND CHAPTER 70, TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY PROCEDURE.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cook) ABSENT; therefore, **HB 255** was declared passed the Senate and returned to the House.

HB 232 was brought before the Senate for consideration, under suspension of the necessary rules on motion of the floor manager, Senator Sharp.

HB 232 - AN ACT TO AMEND CHAPTER 7, TITLE 13, OF THE DELAWARE CODE RELATING TO PARENTS AND CHILDREN.

SA 1 to HB 232 was introduced and brought before the Senate for consideration on motion of Senator Bair.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Cook) ABSENT; therefore, **SA 1 to HB 232** was declared part of the bill.

SA 2 to HB 232 was introduced and brought before the Senate for consideration on motion of Senator Sharp. The privilege of the floor was extended to Sherry Schaeffer, Senate Attorney. Senator Bair commented. The witness was then excused.

SA 2 to HB 232 was stricken on motion of Senator Sharp.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 232 w/SA 1** was declared passed the Senate and returned to the House for the reconsideration.

HB 254 w/HA 2 & 3 was brought before the Senate for consideration on motion of the floor manager, Senator McBride, under the suspension of the necessary rules.

HB 254 w/HA 2 & 3 - AN ACT TO AMEND CHAPTER 23, TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMERCIAL CRAB POT LICENSE. (3/5 vote)

The privilege of the floor was extended to Charles A Lesser, representing the Division of Fish and Wildlife/DNREC.

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 254 w/HA 2 & 3** 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 50, TITLE 18, DELAWARE CODE REGARDING THE PAYMENT OF DIVIDENDS BY INSURERS.**

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **HB 240** was declared passed the Senate and returned to the House.

HB 280 w/HA 1 was brought before the Senate on motion of the floor manager, Senator Torbert, under the suspension of the necessary rules.

HB 280 w/HA 1 - AN ACT TO AMEND CHAPTER 40, TITLE 31 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF HOUSING.

The privilege of the floor was granted to James M. Peffley, representing the Delaware State Housing Authority. Senator McDowell questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 280 w/HA 1** was declared passed the Senate and returned to the House.

HJR 4 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under suspension of the necessary rules.

HJR 4 - CREATING AN INSURANCE INDUSTRY ECONOMIC DEVELOPMENT TASK FORCE TO INVESTIGATE AND REPORT ON PROPOSALS TO ATTRACT INSURANCE INDUSTRY EMPLOYMENT OPPORTUNITIES TO THE STATE OF DELAWARE.

SA 1 to HJR 4 was introduced and 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 4** was declared part of the Joint Resolution.

HJR 4 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 4 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 278 was brought before the Senate for consideration on motion of the floor manager, Senator Holloway. **HB 278 - AN ACT TO AMEND CHAPTER 17, TITLE 24, SECTION 1768 OF THE DELAWARE CODE RELATING TO DISCLOSURE OF RECORD OF THE BOARD OF MEDICAL PRACTICE.**

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 278** was declared passed the Senate and returned to the House.

HB 338 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins, under the suspension of the necessary rules.

HB 338 - AN ACT TO AMEND TITLE 21, CHAPTER 27 AND CHAPTER 41 OF THE DELAWARE CODE, RELATING TO DRIVER'S LICENSES AND VIOLATIONS OF RULES OF THE ROAD AND TITLE 18 OF THE DELAWARE CODE RELATING TO THE CONSEQUENCES OF LICENSE SUSPENSION FOR NON-DRIVING-RELATED DRUG OFFENSES.

Senator McBride commented. The privilege of the floor for Karen Johnson, Secretary of Public Safety. Senator Sharp questioned the witness, after which the witness was excused.

Senator Blevins requested the privilege of the floor for Captain Douglas Hancock, representing the Department of Public Safety. Several Senators entered into a discussion with the witness, after which the witness was excused.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **HB 338** was declared passed the Senate and returned to the House.

SB 81 w/SA 3 & HA 3, which was returned from the House with an Amendment, was brought before the Senate for reconsideration, under suspension of the necessary ruled on motion of Senator Blevins.

SB 81 w/SA 3 & HA 3 - AN ACT TO AMEND CHAPTER 26, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICAL THERAPY.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 81 w/SA 3, HA 3** was declared passed the Senate and sent to the Governor.

SJR 14 w/SA 1 & HA 1, which was returned from the House with an Amendment, was brought before the Senate for reconsideration, under suspension of the necessary rules on motion of Senator Cordrey.

SJR 14 W/SA 1 & HA 1 - ESTABLISHING A FUTURES COMMISSION, TO BE KNOWN AS "COMMISSION OF DELAWARE COURTS 2000", TO OPERATE AS A TASK FORCE ON COURT STRUCTURES AND LONG-RANGE PLANNING FOR COURT SYSTEMS IN THE STATE OF DELAWARE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SJR 14 W/SA 1, HA 1** was declared passed the Senate and sent to the Governor.

HB 203 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 203 w/HA 1 - AN ACT TO AMEND CHAPTER 272, 66 LAWS OF DELAWARE, RELATING TO THE BEVERAGE CONTAINER ACT.

A roll call vote was taken and revealed 16 Senators voting YES, 5 (Blevins, Knox, Martin, McDowell, Still) NO; therefore, **HB 203 w/HA 1** was declared passed the Senate and returned to the House.

HB 153 w/HA 1 & 3 was brought before the Senate for consideration on motion of the floor manager, Senator Holloway.

HB 153/HA 1 & 3 - AN ACT TO AMEND CHAPTER 21, TITLE 24, DELAWARE CODE, RELATING TO THE DEFINITION OF THE PRACTICE OF OPTOMETRY, THE USE OF DRUGS OR SURGERY IN THE PRACTICE OF OPTOMETRY, AND THE LICENSING AND CERTIFICATION THEREOF.

A roll call vote was taken and revealed 17 Senators voting YES, 4 (Bair, Cook, Knox, Neal) NO; therefore, **HB 153/HA 1 & 3** was declared passed the Senate and returned to the House.

HB 49 w/HA 2 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp, under suspension of the necessary rules.

HB 49 w/HA 2 - AN ACT TO AMEND CHAPTER 98, TITLE 10 OF THE DELAWARE CODE RELATING TO INCREASING VARIOUS JUSTICE OF THE PEACE COURT COSTS.

SA 1 to HB 49 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 HB 49** was declared part of the bill.

HB 49 w/HA 2, w/SA 1 was now before the Senate. Senator Vaughn commented. Senator Sharp requested the privilege of the floor for Sherri Schaeffer, Senate Attorney. The witness was excused.

Senator Vaughn requested the privilege of the floor for Michael McLaughlin, representing the Administrative Office of the Courts of Delaware. Senator McBride entered into a brief discussion with the witness, after which the witness was excused.

Senator Cook commented. A roll call vote was taken and revealed 16 Senators voting YES, 3 (Marshall, McBride, Vaughn) NO, 2 (Holloway, Martin) ABSENT; therefore, **HB 49 w/HA 2, w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

On motion of Senator Sharp, the Senate recessed at 6:11 p.m. and reconvened at 9:13 p.m. with Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 257 w/HA 1 & 2, HB 271 w/HA 1, HB 307, HB 171 w/HA 1, HB 295, HB 205 w/HA 1, HS 1 for HB 199, HB 170 w/HA 1, HB 238 w/HA 1, HB 313, HB 178, HB 264, HB 11w/HA 1 & 2, HB 277, HS 1 for HB 234, HJR 4, HJR 5, SB 156 w/SA 1, SB 153 w/SA 1 & 2, SB 155 w/SA 1, SB 203, SB 194 w/SA 1 & 2, SB 210 w/SA 2, SB 222, SB 126 w/SA 1, 2 & 3, SB 202, SB 233, SB 206, SB 170 w/SA 1, SB 224, SB 186 w/SA 1, SB 172, SS 1 for SB 80, SB 204, SB 235, SB 189, SB 240 w/SA 1, SB 26 w/SA 1 & 2, w/HA 1 & 3, SB 147, SB 148, SB 142, SB 221, SB 76, SB 66, SB 226, SCR 43, SCR 44, SCR 45, SCR 47, SCR 48, SJR 21.**

Lt. Governor Minner presiding at 9:14 p.m.

SB 248 was assigned to the Natural Resources committee.

SB 248 - AN ACT TO AMEND TITLE 7, DELAWARE CODE, RELATING TO FRESHWATER WETLANDS. Sponsor: Senator Sokola and Representative Taylor; Senators McBride, Marshall, Bair, Connor, Knox, Neal, Holloway, McDowell, Hauge, Blevins, Martin; Representatives Petrilli, Bradley, Wojewodzki, Houghton, Sorenson, Roy.

HB 231 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp, under the suspension of the necessary rules.

HB 231 w/HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 12, DELAWARE CODE, RELATING TO THE EFFECT OF MANSLAUGHTER OR MURDER ON ESTATE DISTRIBUTION.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Martin) ABSENT; therefore, **HB 231 w/HA 1** 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 Cook, under suspension of the necessary rules.

HB 256 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO LOUISE P. SMARRELLI, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE; AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE MADE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE.

Senators Connor and Cordrey commented. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Sharp, Sokola) NOT VOTING, 1 (Cordrey) ABSENT; therefore, **HB 256** was declared passed the Senate and returned to the House.

HB 216 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall, under suspension of the necessary rules.

HB 216 w/HA 1 - AN ACT TO AMEND CHAPTER 20, TITLE 30, DELAWARE CODE CONCERNING TAX CREDITS AND THE DONATION OF COMPUTERS TO SCHOOL DISTRICTS.

Senator McDowell commented. Senator Marshall moved to lay the bill on the table.

HB 124 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Holloway.

HB 124 w/HA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 24, DELAWARE CODE RELATING TO INSURANCE AND THE BOARD OF CHIROPRACTIC.

The privilege of the floor was extended to John J. Schreppler, representing Delaware Chiropractic Society. The witness was asked to step aside, but was not excused.

SA 1 to HB 124 was brought before the Senate for consideration on motion of Senator Holloway.

Mr. Schreppler was asked to stand before the Senate again. The witness was excused. A roll call vote was taken and revealed 18 Senators voting NO, 3 (Bair, Sharp, Still) NOT VOTING; therefore, **SA 1 to HB 124** was declared defeated.

SA 2 to HB 124 was stricken on motion of Senator Holloway.

SA 3 to HB 124 was brought before the Senate for consideration on motion of Senator Venables.

Senator Holloway requested privilege of the floor for Mr. Schreppler. Several Senators questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 8 Senators (Bair, Connor, Hauge, Knox, Neal, Sharp, Still, Venables.) voting YES, 13 NO; therefore, **SA 3 to HB 124** was declared defeated.

SA 4 to HB 124 was brought before the Senate for consideration on motion of Senator Still. A roll call vote was taken and revealed 7 Senators (Bair, Connor, Knox, Neal, Sharp, Still, Venables) voting YES, 14 NO; therefore, **SA 4 to HB 124** was declared defeated.

SA 5 to HB 124 was stricken on motion of Senator Still.

SA 6 to HB 124 was stricken on motion of Senator Holloway.

A roll call vote was taken and revealed 17 Senators voting YES, 4 (Bair, Neal, Still, Venables) NO; therefore, **HB 124 w/HA 1** was declared passed the Senate and returned to the House.

HCR 14 w/HA 1 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HCR 14 w/HA 1 - REQUESTING THE PROFESSIONAL STANDARDS COUNCIL TO INVESTIGATE THE FEASIBILITY OF REQUIRING DISCIPLINE TRAINING FOR THE CERTIFICATION OF TEACHERS AND ENCOURAGING THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE DELAWARE TEACHER CENTER TO OFFER WORKSHOPS AS PART OF ITS IN-SERVICE PROGRAM.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **HCR 14 w/HA 1** was declared adopted by the Senate and returned to the House.

HCR 41 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HCR 41 - DIRECTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DELAWARE DEVELOPMENT OFFICE TO PROVIDE AN ECONOMIC IMPACT ANALYSIS OF THE CLEAN AIR ACT AMENDMENTS OF 1990 ON DELAWARE BUSINESS AND INDUSTRY AND ON INDIVIDUAL DELAWAREANS; TO CREATE A PRIVATE INSTITUTE OF ENVIRONMENTAL SCIENCES TO DEVISE A COST EFFICIENT MEANS OF IMPLEMENTATION; TO HAVE STATE AGENCIES REFINE THEIR PROGRAMS AND CONSIDER ALTERNATIVES THAT WILL MEET THE CLEAN AIR ACT WHILE MINIMIZING ITS NEGATIVE IMPACT; AND TO ENCOURAGE THE STATE TO TAKE ACTION TO REMOVE DELAWARE FROM ITS CURRENT CLASSIFICATION AS A SEVERE OZONE NON-ATTAINMENT AREA.

Several Senators commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (McBride) NO; therefore, **HCR 41** was declared adopted by the Senate and returned to the House.

SCR 51 was brought before the Senate for consideration on motion of Senator Marshall.

SCR 51 - COMMENDING THE HONORABLE JAMES H. SILLS, JR., MAYOR OF THE CITY OF WILMINGTON, FOR IMPLEMENTING A FIREARMS AMNESTY PROGRAM THROUGHOUT THE CITY.

Senator Sharp commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SCR 51** was declared adopted by the Senate and sent to the House for consideration.

SB 156 w/HA 1, which was returned from the House as amended, was brought before the Senate for reconsideration on motion of Senator Blevins, under the suspension of the necessary rules.

SB 156 w/HA 1 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE CREATING A DOMESTIC VIOLENCE COORDINATING COUNCIL.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 156 w/HA 1** was declared passed the Senate and sent to the Governor.

At 10:12 p.m. on motion of Senator Sharp, the Senate recessed to change the tape and reconvened at 10:30 p.m. with Lt. Governor Minner presiding.

The roll call was lifted on **SB 229** on motion of Senator McDowell and revealed 12 Senators voting YES, 9 (Adams, Blevins, Cook, McBride, Neal, Sharp, Vaughn, Venables, Voshell) NO; therefore, **SB 229** was declared passed the Senate and sent to the House for consideration.

SA 1 to SB 229 was stricken on motion of Senator McDowell.

HB 235 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 235 w/HA 1 - AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING

TO FEES AND TAXES IMPOSED TO FUND THE CLEANUP OF HAZARDOUS SUBSTANCES. (3/5 vote)

SA 1 to HB 235 was introduced and brought before the Senate for consideration on motion of Senator McBride.

Senator Bair commented. Senator McBride requested the privilege of the floor for Sarah Jackson, Secretary of the Department of Finance. Several Senators questioned the witness, after which the witness was excused.

Senator McBride requested the privilege of the floor for Christophe Tulou, Secretary of DNREC. Several Senators entered into a discussion with the witness, after which the witness was excused. A roll call vote was taken and revealed 15 Senators voting YES, 5 (Bair, Hauge, Knox, Marshall, Sokola) NO, 1 (Torbert) NOT VOTING; therefore, **SA 1 to HB 235** was declared part of the bill.

SA 2 to HB 235 was stricken on motion of Senator McBride.

SA 3 to HB 235 was introduced and brought before the Senate for consideration on motion of Senator McBride. Several Senators commented. The privilege of the floor was granted to Sarah Jackson, Secretary of Finance. The witness was excused. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SA 3 to HB 235** was declared part of the bill.

HB 235 w/HA 1, SA 1 & 3 was now before the Senate. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 235 w/HA 1, SA 1 & 3** was declared passed the Senate and returned to the House for the reconsideration.

HJR 5 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp, under suspension of the necessary rules.

HJR 5 - URGING THE DELAWARE ADMINISTRATION FOR REGIONAL TRANSIT TO GRANT A SURVIVORS PENSION TO LORRETTA L. LOGAN, WIDOW OF EDWARD F. LOGAN, SR.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 5** was declared passed the Senate and returned to the House.

SB 184 w/SA 1 & 2 w/HA 1, which was returned from the House with an Amendment, was brought before the Senate for reconsideration on motion of Senator Blevins, under the suspension of the necessary rules.

SB 184 w/SA 1 & 2 w/HA 1 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO DOMESTIC VIOLENCE AND PROTECTION FROM ABUSE PROCEEDINGS. (2/3 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 184 w/SA 1 & 2 w/HA 1** was declared passed the Senate and sent to the Governor.

SB 162 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, under suspension of the necessary rules.

SB 162 w/SA 1, w/HA 1 & 2 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF SURPLUS PROPERTY.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) NOT VOTING; therefore, **SB 162 w/SA 1, w/HA 1 & 2** was declared passed the Senate and was sent to the Governor.

HJR 6 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under suspension of the necessary rules.

HJR 6 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1993.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 6** was declared passed the Senate and returned to the House.

HJR 8 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under suspension of the necessary rules.

HJR 8 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1994.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HJR 8** was declared passed the Senate and returned to the House.

HB 300 was lifted from the table and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cook.

HB 300 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

Senator McBride commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 300** was declared passed the Senate and returned to the House.

SB 230 was brought before the Senate for consideration on motion of Senator Cook, under suspension of the necessary rules.

SB 230 - AN ACT TO AMEND CHAPTER 83, TITLE 11 AND CHAPTERS 55 AND 56, TITLE 29, DELAWARE CODE, TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS WHO RETIRED ON OR BEFORE JANUARY 1, 1993.

SA 1 to SB 230 was introduced and brought before the Senate for consideration on motion of Senator Cook. A roll call vote was taken and revealed 21 Senators voting Yes; therefore, **SA 1 to SB 230** was declared part of

the bill.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **SB 230 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SR 26 was brought before the Senate for consideration on motion of Senator McBride.

SR 26 - ATTESTING TO THE REMARKABLE EXTRASENSORY POWERS OF THE CANINE IN GENERAL AND A VERY SPECIAL YOUNG POMERANIAN POOCHIE BY THE NAME OF "MATTIE" IN PARTICULAR, IN DISCERNING VARIOUS CHARACTER TRAITS IN THE HUMAN BEINGS WITH WHOM THEY COME INTO CONTACT AND TAKING ACTIONS APPROPRIATE THERETO.

Senator Bair commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Hauge) NOT VOTING; therefore, **SR 26** was declared adopted by the Senate.

At 11:47 p.m. on motion of Senator Sharp, the Senate recessed and reconvened at 11:58 p.m. with Lt. Governor Minner presiding.

At 11:58 p.m. on motion of Senator Sharp, the First Session of the 137th General Assembly was adjourned.

SPECIAL SESSION

July 1, 1993

DELAWARE GENERAL ASSEMBLY LEGISLATIVE HALL

TO: Members of the 137th 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, 1993 12 o'clock

Pursuant to the provisions of Article II, Section 4 of the Constitution of the State of Delaware of 1897, as amended, we hereby declare the 137th General Assembly of the State of Delaware in Special Session.

Ruth Ann Minner
Lt. Governor, State of Delaware

Terry R. Spence
Speaker of the House of Representatives

Pursuant to the above, the Senate convened at 12:00 a.m. July 1, 1993 Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

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

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

The Secretary announced that a message from the House informed the Senate that it had passed **SB 239, SB 174, SB 71, SB 184 w/SA 1 & 2, w/HA 1, SB 162 w/SA 1, w/HA 1 & 2, SB 227 w/SA 1, SB 176 w/SA 1, SB 101, SB 247, SJR 24, HJR 8, HB 298.**

A communication from the office of Senator Bair was read requesting that Senator Sokola's name be added to **SB 222** as a sponsor.

HB 38 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins, under the suspension of the necessary rules.

HB 38 w/HA 1 - AN ACT TO AMEND SECTION 4177B, TITLE 21, DELAWARE CODE REQUIRING PARTICIPANTS IN THE FIRST OFFENDER PROGRAM TO PAY THE COSTS OF PROSECUTION.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (McDowell, Venables) NO; therefore, **HB 38 w/HA 1** was declared passed the Senate and returned to the House.

HB 245 w/HA 2 & 3 was brought before the Senate for consideration on motion of floor manager, Senator Blevins, under suspension of the necessary rules.

HB 245 w/HA 2 & 3 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES.

SA 1 to HB 245 was introduced and brought before the Senate for consideration on motion of Senator Cordrey and then laid on the table on motion of Senator Cordrey.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (McDowell, Still) NOT VOTING; therefore, **HB 245 w/HA 2 & 3** was declared passed the Senate and returned to the House.

HB 251 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp, under the suspension of the necessary rules.

HB 251 - AN ACT TO AMEND CHAPTER 48A, TITLE 16, DELAWARE CODE RELATING TO THE SUBSTANCE ABUSE REHABILITATION, TREATMENT, EDUCATION AND PREVENTION FUND.

Senator Sharp yielded to Senator Vaughn. 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.

HB 291 was brought before the Senate for consideration on motion of Senator Torbert, under the suspension of the necessary rules.

HB 291 - AN ACT TO AMEND TITLE 6 RELATING TO CONTRACTS.

The privilege of the floor was extended to John Cordrey, Senate Attorney. Senator McDowell questioned the witness, after which the witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) ABSENT; therefore, **HB 291** was declared passed the Senate and returned to the House.

On motion of Senator Sharp, the Senate recessed for Party Caucus at 12:17 p.m. and reconvened at 12:22 p.m. with Senator Cordrey presiding.

Lt Governor Minner presiding at 12:22 p.m.

Senator Sharp commented on the legislation that was due to be delivered from the House.

HB 301 was brought before the Senate for consideration on motion of Senator Voshell, the floor manager.

HB 301 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF DELMAR", BEING CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO INCREASE THE AMOUNT WHICH MAY BE RAISED BY THE TAXATION OF REAL ESTATE, TO PROVIDE FOR ABSENTEE VOTING AT THE MUNICIPAL ELECTION TO PROVIDE FOR A DEPUTY MAYOR AND TO INCREASE THE AMOUNT WHICH MAY BE EXPENDED BY THE TOWN COUNCIL WITHOUT COMPETITIVE BIDDING. (2/3 vote)

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.

HB 257 w/HA 1 & 2 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator Sharp.

HB 257 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 90, TITLE 11 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR INNOCENT VICTIMS OF CRIME.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 257 w/HA 1 & 2** was declared passed the Senate and returned to the House.

SB 250 was brought before the Senate for consideration on motion of Senator Holloway, under suspension of the necessary rules.

SB 250 - AN ACT TO AMEND CHAPTER 66, TITLE 16 OF THE DELAWARE CODE RELATING TO SMOKE DETECTORS.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Still) NOT VOTING; therefore, **SB 250** was declared passed the Senate and sent to the House for consideration.

HB 41 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator McDowell.

HB 41 w/HA 1 - AN ACT TO AMEND CHAPTER 51 AND 53 OF TITLE 31, DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES OVER THE FERRIS SCHOOL FOR BOYS AND THE WOODS HAVEN SCHOOL FOR GIRLS.

Senator Sharp commented. Senator Holloway moved **SA 1 to HB 41** be introduced and brought before the Senator for consideration. Senator Torbert commented. A roll call vote was taken and revealed 14 Senators voting YES, 7 (McBride, McDowell, Still, Torbert, Vaughn, Venables, Voshell) NOT VOTING; therefore, **SA 1 to HB 41** was declared part of the bill.

HB 41 w/HA 1 & SA 1 was now before the Senate. Senators Torbert and Bair commented. A roll call vote was taken and revealed 13 Senators voting YES, 5 (Adams, Cordrey, Holloway, McBride, Sharp) NO, 3 (Still, Torbert, Vaughn) NOT VOTING; therefore, **HB 41 w/HA 1 & SA 1** was declared passed the Senate and returned to the House for reconsideration.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 340, HB 252 w/HA 1, HB 349**.

HB 349 was brought before the Senate for consideration on motion of the floor manager, Senator Cook, under suspension of the necessary rules.

HB 349 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING HOUSE BILL NO. 300 OF THE 137TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 349** was declared passed the Senate and returned to the House.

HB 340 was brought before the Senate on motion of the floor manager, Senator Cook, under suspension of the necessary rules.

HB 340 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (3/4 vote)

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 340** was declared passed the Senate and returned to the House.

At 12:48 a.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

The Senate reconvened at 1:03 a.m. with Lt. Governor Minner presiding.

HB 252 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Martin.

HB 252 w/HA 1 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO EMPLOYEE COMMUTE OPTIONS AND A PROVISION OF TITLE 30 OF THE DELAWARE CODE RELATING THERETO.

The privilege of the floor was extended to Ralph Reed, representing DelDot. The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **HB 252 w/HA 1** was declared passed the Senate and returned to the House.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 351, HB 350, SB 230 w/SA 1**.

HB 350 was brought before the Senate for consideration on motion of the floor manager, Senator Martin, under suspension of the necessary rules.

HB 350 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 1994; 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; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; CREATING CERTAIN FUNDS OF THE STATE; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND AND SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; INCREASING AND DECREASING CERTAIN REVENUES AND FEES DEDICATED TO THE TRANSPORTATION TRUST FUND; CREATING A SMALL RETAIL GASOLINE STATION ASSISTANCE PROGRAM; CLARIFYING CERTAIN CONTRACTUAL RIGHTS OF THE DELAWARE TRANSPORTATION AUTHORITY; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (3/4 vote)

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

The Debt Statement was read on motion of Senator Martin. A roll call vote was lifted on **HB 350** and revealed 21 Senators voting YES; therefore, **HB 350** was declared passed the Senate and returned to the House.

HB 351 was brought before the Senate for consideration on motion of the floor manager, Senator Cook, under the suspension of the necessary rules.

HB 351 - AN ACT TO PROVIDE FOR A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, SOCIAL SERVICES FOR THE PURPOSE OF AN EMERGENCY CONCERNING MEDICAID FUNDS FOR NON-STATE INSTITUTIONS.

A roll call vote was taken and revealed 21 Senators voting YES; therefore, **HB 351** was declared passed the Senate and returned to the House.

At 1:14 a.m. on motion of Senator Sharp, the Senate recessed until the call of the President Pro Tempore.

The Senate reconvened the Special Session at 2:38 p.m. January 11, 1994 with Senator Cordrey presiding.

Lt. Governor Minner presiding at 2:39 p.m.

The following committee reports were announced:

From Health and Social Services: **SB 232** - 4 Merits.

From Small Business: **SB 246** - 5 Merits.

From Public Safety: **HB 337 w/HA 2** - 4 Merits.

LEGISLATIVE ADVISORY #32 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 #32, dated November 10, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #360 - 11/9/93 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO DEDICATION OF A PORTION OF COSTS ASSESSED BY THE JUSTICE OF THE PEACE COURTS TO AN "I & M FUND" TO BE USED TO OPERATE THE MOTOR VEHICLE ENHANCED INSPECTION

AND MAINTENANCE PROGRAM. (Reps. Petrilli, George; Sens. Cordrey, Bair) (Volume 69, Chapter 172, Laws of Delaware).

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The Secretary announced that a message from the House informed the Senate that it had passed HCR 42, SB 250, SB 108 w/SA 1, SB 195 w/SA 2, SB 218 w/SA 1 & HA 1, SB 169, SCR 51, HB 337 w/HA 2, and furthermore, had defeated SB 196 w/SA 1.

The following legislation was assigned to committee:

SB 256 - AN ACT TO AMEND CHAPTER 42, TITLE 11, DELAWARE CODE, RELATING TO FINES FOR CLASS A MISDEMEANORS AS THEY RELATE TO CRUELTY TO ANIMALS. Sponsors: Senator Cordrey; Representative Ewing. To: Natural Resources and Environmental Control.

SB 257 - AN ACT TO AMEND CHAPTER 17, TITLE 7, DELAWARE CODE, RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE; FEMALE DOGS AT LARGE, IN HEAT; AND STEALING OF DOGS. Sponsors: Senator Cordrey; Representative Ewing. To: Natural Resources and Environmental Control.

SB 258 - AN ACT TO AMEND CHAPTER 3, TITLE 25, DELAWARE CODE RELATING TO AGRICULTURAL LEASES AND REAL ESTATE CONTRACTS. Sponsor: Senator Cordrey. To: Agriculture.

At 2:43 p.m. on motion of Senator Sharp, the Senate adjourned the Special Session of July 1, 1993, to convene the 2nd Session of the 137th General Assembly on January 11, 1994.

1ST EXECUTIVE SESSION
September 21, 1993

The Senate convened at 4:33 p.m. with Senator Cordrey presiding.
Pursuant to the following Proclamation which was read to the members.

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 September 21, 1993 for the transaction of executive business including the consideration of: the nomination of Robert J. Watson as Commissioner of the Department of Correction; the nominations of persons to serve in certain judicial offices; the nominations of persons to serve 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, this 20th day of Sept. the year of our Lord One Thousand Nine Hundred Ninety Three and of the Independence of the United States of America, the Two Hundred and Eighteenth.

(Signed) Thomas R. Carper
Governor

Attest:
(Signed) William T. Quillen
Secretary of State

* * * * *

A prayer was offered by Senator Holloway.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Blevins, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Torbert, Vaughn, Venables, Voshell - 19, 3 (Bair, Connor, Still) ABSENT.

A messenger from the Governor was announced and admitted.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

STATE OF DELAWARE
Office of the Governor

September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. Moses B. Barbour, Jr., 600 Lea Boulevard, Apt. B-2, Wilmington, Delaware 19802, to be appointed to the Council on Tidal Finfisheries for a term expiring January 30, 1995 to fill the unexpired term of Eugene M. Reynolds, Jr.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Ms. Margaret L. Barrett, 38 S. Main Street, Camden, Delaware 19934, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Ms. Karen Bundek, 184 Stoney Drive, Dover, Delaware 19901, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still)

ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. William C. Carpenter, Jr., 8 Granite Road, Wilmington, Delaware 19803 to be appointed as an Associate Judge of the Superior Court of the State of Delaware in and for New Castle County to fill a newly created position for a twelve year term expiring September 21, 2005.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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 a member of the Board:
Mr. Howard Cosgrove, 8 Fox Lane, Newark, Delaware 19711, appointed as a member of the Board of Trustees of the University of Delaware for a six year term to expire on May 26, 1999 replacing G. Burton Pearson, Jr.

Mr. Cosgrove is not a gubernatorial appointment.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

Senator Marshall commented.

A roll call vote was taken on the nomination and revealed 17 Senators voting YES, 1 (Cook) NOT VOTING, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Mr. Frederick W. Dewey, Jr., 620 Carriage Lane, Dover, Delaware 19901, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Mr. Mark Diehl, P.O. Box 972, Rehoboth Beach, Delaware 19971, to be re-appointed to the Cash Management Policy Board for a five year term expiring September 21, 1998.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Mr. Jerome Donohue, 1609 Sycamore Street, Wilmington, Delaware 19805, to be appointed to the Industrial Accident Board for a six year term expiring September 21, 1999, to fill a newly created position on the Board.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. Robert S. Ehrlich, 1424 Carson Road, Wilmington, Delaware 19803, to be appointed to the Environmental Appeals Board for a three year term expiring September 21, 1996 to replace Mr. Thomas Kealy.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

Senator Holloway commented.

A roll call vote was taken on the nomination and revealed 11 Senators voting YES, 6 (Adams, Cordrey, Sharp, Vaughn, Venables, Voshell) NO, 1 (Holloway) NOT VOTING, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:

Gen. Arthur V. Episcopo, 2311 Centerville Road, Wilmington, Delaware 19808, to be appointed to the Industrial Accident Board for a six year term expiring September 21, 1999 to fill a newly created position on the Board.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:

Mr. William Fintel, 6 Point Circle, Lewes, Delaware 19958, to be reappointed to the Delaware Advisory Council on Natural Areas for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Ms. Patricia W. Griffin, 4 Rehoboth Avenue, Lewes, Delaware 19958, to be appointed as Chief Magistrate of the Justice of the Peace Court System for a four year term expiring September 21, 1997 to replace Chief Magistrate William F. Richardson.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 17 Senators voting YES, 1 (Sharp) NO, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Mr. William J. Hopkins, Jr., P.O. Box 513, Seaford, Delaware 19973, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Mr. Clifton H. Hubbard, 24 Bellrive Court, Dover, Delaware 19901, to be re-appointed to the Environmental Appeals Board for a three year term expiring September 21, 1996.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mrs. Diana A. Jones, 4 Arnell Road, Rehoboth Beach, Delaware 19971, to be appointed to the Environmental Appeals Board for a three year term expiring September 21, 1996 to replace Mr. Richard Sames.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby re-appoint for the consent and confirmation of the Senate the following:
Mr. James C. Koehring, 14 Brookdale Heights, Camden, Delaware 19934, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. Irving Levitt, 610 North Governor's Avenue, Dover, Delaware 19901, to be appointed to the Industrial Accident Board for a six year term expiring September 21, 1999 to replace Mr. Calvin Boggs.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. Charles E. Morris, R.F.D. 2 Box 128, Selbyville, Delaware 19975, to be appointed to the Environmental Appeals Board for a three year term expiring September 21, 1996 to replace Mr. Edward Cronin.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Ms. Joyce E. Nolan, 2017 N. Franklin Street, Wilmington, Delaware 19802, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. John R. Malloy, 196 Brecks Lane, Wilmington, Delaware 19807 to be appointed to the Board of Pension Trustees for a five year term expiring September 21, 1998 to replace Mr. Bruce Kallos.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Mr. John W. O'Bier, R.D. 2, Box 270AA, Seaford, Delaware 19973, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Mr. Stanley Petraschuk, P.O. Box 283, Odessa, Delaware 19730, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Ms. Marcealeate S. Ruffin, P.O. Box 296, Georgetown, Delaware 19947, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. Robert Samuel, 874 Monroe Terrace, Dover, Delaware 19901, to be appointed to the Environmental Appeals Board for a three year term expiring September 21, 1996 to replace Ms. Mary Jane Willis.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and re-appoint for the consent and confirmation of the Senate the following:
Mr. John Sargent, 904 duPont Road, Wilmington, Delaware 19807, to be re-appointed to the Cash Management Policy Board for a five year term expiring September 21, 1998.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Mr. Fred S. Silverman, 800 Edgehill Road, Wilmington, Delaware 19807, to be appointed as an Associate Judge of the Superior Court of the State of Delaware in and for New Castle County to fill a newly created position for a term of twelve years expiring September 21, 2005.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor

September 21, 1993

To the Senate of the 137th 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:

Mr. Alex J. Smalls, 505 West Lea Boulevard, Brandywine Hills, Wilmington, Delaware 19802, to be appointed as a Judge of the Court of Common Pleas for a twelve year term expiring September 21, 2005, to replace Chief Judge Robert H. Wahl.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th General Assembly
of the State of Delaware:

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

Mr. Paul J. Smith, 2110 Fairfield Place, Wilmington, Delaware 19805, to be re-appointed as a Justice of the Peace for the State of Delaware for a four year term expiring September 21, 1997.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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 G. Turner, Jr., 1601 Greenhill Avenue, Wilmington, Delaware 19806 to be appointed as Director of the Delaware Solid Waste Authority for a three year term expiring June 3, 1996, replacing Earp F. Jennings, Jr.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 17 Senators voting YES, 4 (Bair, Connor, McDowell, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
September 21, 1993

To the Senate of the 137th 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:
Dolores A. Washam, 1315 N. Walnut Street, Wilmington, Delaware 19801, to be appointed to the Delaware Advisory Council on Natural Areas for a four year term expiring September 21, 1997 to replace Mr. Donald Verrico, who resigned.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 3 (Bair, Connor, Still) ABSENT. Appointment confirmed.

Senator Torbert requested the personal privilege of the floor to comment on the proposed Clean Air legislation.

At 5:37 p.m. on motion of Senator Sharp, the Senate adjourned the 1st Executive Session and announced that the Senate remained in recess to the call of the President Pro Tempore of July 1, 1993.

2ND EXTRAORDINARY SESSION
November 4, 1993

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 convene by proclamation a special session of the General Assembly on November 4, 1993 at 3:30 p.m. for consideration of legislation related to the State of Delaware's program to comply with the requirements of the federal Clean Air Act and such other business as may come properly before the General Assembly.

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, this 29th day of October the year of our Lord One Thousand Nine Hundred Ninety Three and of the Independence of the United States of America, the Two Hundred and Eighteenth.

(Signed) Thomas R. Carper
Governor

Attest:
(Signed) George J. Coyle
Secretary of State

* * * * *

Pursuant to the above proclamation, the Senate convened at 9:50 p.m. November 4, 1993 in Dover, with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sokola, Torbert, Vaughn, Venables, Voshell - 19, 2 (Sharp, Still) ABSENT.

A messenger from the Governor was announced and admitted.

LEGISLATIVE ADVISORIES #21 through #31 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 #21, dated July 1, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #104 - 6/30/93 - AN ACT TO AMEND CHAPTER 5, TITLE 8, OF THE DELAWARE CODE RELATING TO CORPORATION FRANCHISE TAX. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 53, Laws of Delaware).

SB #105 - 6/30/93 - AN ACT TO AMEND CHAPTER 5, TITLE 8, OF THE DELAWARE CODE RELATING TO CORPORATION FRANCHISE TAX. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 54, Laws of Delaware).

SB #22 aab SA 1 - 6/30/93 - AN ACT TO AMEND CHAPTER 15 OF TITLE 13 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF MARITAL PROPERTY. (Sens. Adams, Voshell, Sharp, Cordrey; Reps. Petrilli, Ewing) (Volume 69, Chapter 55, Laws of Delaware).

SB #93 aab SA 1, SA 2 - 6/30/93 - AN ACT TO AMEND CHAPTER 5, TITLE 7, DELAWARE CODE, RELATING TO MANDATORY TRAPPER EDUCATION TRAINING BEFORE ISSUING A LICENSE. (Sen. Vaughn; Reps. B. Ennis, Banning) (Volume 69, Chapter 56, Laws of Delaware).

SB #167 - 6/30/93 - AN ACT TO AMEND CHAPTER 5, TITLE 31, DELAWARE CODE, RELATING TO THE STATE PUBLIC ASSISTANCE CODE. (Sen. Holloway; Rep. Maroney) (Volume 69, Chapter 57, Laws of Delaware).

SB #158 - 6/30/93 - AN ACT TO AMEND CHAPTER 23 OF TITLE 5, DELAWARE CODE, RELATING TO REGULATING THE SALE OF CHECKS, DRAFTS AND MONEY ORDERS. (Sens. Cordrey, Adams; Rep. D. Ennis) (Volume 69, Chapter 58, Laws of Delaware).

SB #54 - 6/30/93 - AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER OF CERTAIN REAL PROPERTY IN GEORGETOWN HUNDRED, SUSSEX COUNTY, TO MR. & MRS. ALFRED CHAVEZ. (Sens. Cordrey, Adams, Venables, Voshell; Reps. Carey, West) (Volume 69, Chapter 59, Laws of Delaware).

HS 1 FOR HB #72 - 6/30/93 - AN ACT TO AMEND TITLE 23 OF THE DELAWARE CODE RELATING TO NAVIGATION AND WATERS. (Reps. Schroeder, Bunting; Sens. McBride Cordrey) (Volume 69, Chapter 60, Laws of Delaware).

* * * * *

LEGISLATIVE ADVISORY #22, dated July 1, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SJR #12 - 7/01/93 - ESTABLISHING AN ASSESSMENT PRACTICE REVIEW COMMITTEE TO FURTHER DEVELOP A RECOMMENDATION OF THE LOCAL SUBCOMMITTEE OF THE EDUCATION FINANCE REFORM COMMITTEE AS SET FORTH IN THE REPORT PROVIDED BY THIS GROUP. (Sens. Voshell, Sokola; Reps. Carey, Sorenson).

SB #146 - 7/01/93 - AN ACT TO AMEND CHAPTER 1, TITLE 8 OF THE DELAWARE CODE, RELATING TO THE GENERAL CORPORATION LAW. (Sen. Sharp; Rep. Smith) (Volume 69, Chapter 61, Laws of Delaware).

SJR #17 - 7/01/93 - URGING GOVERNOR THOMAS R. CARPER TO APPOINT A TASK FORCE TO STUDY THE HIGH RATES OF CANCER IN DELAWARE. (Sens. Sharp, Holloway, Venables, Cordrey; Rep. Spence).

HB #263 aab SA 1 - 6/30/93 - AN ACT TO AMEND CHAPTER 15, TITLE 7 OF THE DELAWARE CODE RELATING TO CONSERVATION. (Rep. Roy; Sen. Adams) (Volume 69, Chapter 62 Laws of Delaware).

HB #49 aab HA 2, SA 2 - 7/01/93 - AN ACT TO AMEND CHAPTER 98, TITLE 10 OF THE DELAWARE CODE RELATING TO INCREASING VARIOUS JUSTICE OF THE PEACE COURT COSTS. (Reps. Amick, Lee, Ewing; Sens. Adams, McDowell, Sharp) (Volume 69, Chapter 63, Laws of Delaware).

HJR #6 - 7/01/93 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1993. (Reps. Petrilli, Davis, George; Sens. Cordrey, Cook, Neal).

HJR #8 - 7/01/93 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1994. (Reps. Petrilli, Davis, George; Sens. Cordrey, Cook, Neal).

HB #300 - 7/01/93 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Reps. Davis, Buckworth, DiPinto, Maroney, Van Sant, West; Sens. Cook, Holloway, McBride Neal, Still, Vaughn) (Volume 69, Chapter 64, Laws of Delaware).

HB #349 - 7/01/93 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING

APPROPRIATIONS FOR THE EXPENSE OF STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURE, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING HOUSE BILL NO. 300 OF THE 137TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE. (Reps. Davis, Spence, Petrilli, Quillen, George, Gilligan; Sens. Cook, Cordrey, Sharp, Holloway, Bair, Connor) (Volume 69, Chapter 65, Laws of Delaware).

HB #340 - 7/1/93 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 1994; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Reps. Davis, Buckworth, DiPinto, Maroney, Van Sant, West; Sens. Cook, Holloway, McBride, Neal, Still, Vaughn) (Volume 69, Chapter 66, Laws of Delaware).

SJR 1 - 7/01/93 - COMMENDING DONALD F. McARDLE, STATE PENSION ADMINISTRATOR, FOR A JOB WELL DONE AND EXTENDING BEST WISHES TO HIM FOR A LONG AND HAPPY RETIREMENT. (Sen. Cook; Sens. Adams, Bair, Blevins, Connor, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell; Reps. Spence, Petrilli, George, Gilligan, Buckworth, Davis, Quillen, Roy, Bennett, DiPinto, Caulk, D. Ennis, Clark, West).

LEGISLATIVE ADVISORY #23, dated July 6, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #138 aab SA 1 - 7/01/93 - AN ACT TO AMEND CHAPTER 65, TITLE 14, DELAWARE CODE, RELATING TO CHANGING THE NAME OF DELAWARE STATE COLLEGE TO DELAWARE STATE UNIVERSITY. (Sens. Holloway, Cook, Still, Vaughn, Torbert; Reps. Bennett, Clark, Quillen, Wagner, Sorenson, Carey, Buckworth, Caulk, Maroney, Fallon, Plant, Wojewodzki) (Volume 69, Chapter 67, Laws of Delaware).

HB #351 - 7/01/93 - AN ACT TO PROVIDE FOR A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, SOCIAL SERVICES FOR THE PURPOSE OF AN EMERGENCY CONCERNING MEDICAID FUNDS FOR NON-STATE INSTITUTIONS. (Sens. Cook, Cordrey, Sharp, Holloway, Bair, Connor; Reps. Davis, Spence, Petrilli, Quillen, George, Gilligan) (Volume 69, Chapter 68, Laws of Delaware).

HB #243 - 7/02/93 - AN ACT TO AMEND CHAPTER 1, TITLE 3, OF THE DELAWARE CODE RELATING TO AGRICULTURE. (Reps. Caulk, Carey, DiPinto, Ewing, Fallon, Lee, Lofink, Oberle, Petrilli, Reynolds, Smith, Wagner, B. Ennis, Sorenson, West) (Volume 69, Chapter 69, Laws of Delaware).

SB #133 - 7/02/93 - AN ACT TO AMEND CHAPTER 5, TITLE 13, DELAWARE CODE RELATING TO CHILD SUPPORT ENFORCEMENT. (Sen. Holloway; Rep. Maroney) (Volume 69, Chapter 70, Laws of Delaware).

SB #131 - 7/02/93 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO CERTIFICATE OF TITLE ISSUANCE. (Sens. Voshell, Blevins; Rep. Ewing) (Volume 69, Chapter 71, Laws of Delaware).

SB #129 - 7/02/93 - AN ACT TO AMEND CHAPTER 23, TITLE 21, OF THE DELAWARE CODE RELATING TO AGE REQUIREMENT FOR APPLICATION FOR CERTIFICATE OF TITLE. (Sens. Voshell, Blevins; Rep. Ewing) (Volume 69, Chapter 72, Laws of Delaware).

SB #128 - 7/02/93 - AN ACT TO AMEND CHAPTER 45, TITLE 21 OF THE DELAWARE CODE RELATING TO SIZE AND WEIGHT OF VEHICLES AND LOADS. (Sens. Voshell, Blevins; Rep. Ewing) (Volume 69, Chapter 73, Laws of Delaware).

SB #127 - 7/02/93 - AN ACT TO AMEND CHAPTER 25 OF TITLE 21 OF THE DELAWARE CODE RELATING TO APPLICATION FOR CERTIFICATE OF TITLE AND LATE FEE. (Sens. Voshell, Blevins; Rep. Ewing) (Volume 69, Chapter 74, Laws of Delaware).

SB #119 aab SA 1, SA 2 - 7/02/93 - AN ACT TO AMEND CHAPTER 27, TITLE 21 DELAWARE CODE RELATING TO REQUIREMENTS AND QUALIFICATIONS FOR LICENSING SCHOOL BUS DRIVERS. (Sens. Blevins, Voshell; Rep. Ewing) (Volume 69, Chapter 75, Laws of Delaware).

SB #6 aab SA 1, SA 3, HA 1 - 7/03/93 - AN ACT TO AMEND CHAPTER 20, TITLE 15, DELAWARE CODE RELATING TO AGENCY BASED REGISTRATION. (Sens. McDowell, Adams, Blevins, Cordrey, Sokola, Sharp, Martin, McBride, Torbert, Holloway, Marshall, Vaughn, Still, Connor, Hauge; Reps. Banning, Bennett, Bradley, Brady, Bunting, Clark, DiLiberto, B. Ennis, George, Gilligan, Holloway, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West, Wojewodzki, Ewing, Petrilli, Maroney, Oberle, Spence, Reynolds) (Volume 69, Chapter 76, Laws of Delaware).

HB #350 - 7/01/93 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 1994; 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; REVERTING AND

REPROGRAMMING CERTAIN FUNDS OF THE STATE; CREATING CERTAIN FUNDS OF THE STATE; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND AND SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; INCREASING AND DECREASING CERTAIN REVENUES AND FEES DEDICATED TO THE TRANSPORTATION TRUST FUND; CREATING A SMALL RETAIL GASOLINE STATION ASSISTANCE PROGRAM; CLARIFYING CERTAIN CONTRACTUAL RIGHTS OF THE DELAWARE TRANSPORTATION AUTHORITY; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sens. Martin, Cook, Hauge, Knox, McBride, Venables; Reps. Roy, Carey, B. Ennis, Jonkiert, Oberle, Taylor) (Volume 69, Chapter 77, Laws of Delaware).

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LEGISLATIVE ADVISORY #24, dated July 7, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #144 - 7/06/93 - AN ACT TO AMEND TITLE 6, TITLE 18, TITLE 20, AND TITLE 29, RELATING TO THE DIVISION OF EMERGENCY PLANNING AND OPERATIONS; AND CHANGING THE CODE REFERENCES TO THAT DIVISION. (Sens. Blevins, Still; Reps. Buckworth, Spence, Ewing, Lee, Bradley, Brady) (Volume 69, Chapter 78, Laws of Delaware).

HB #210 - 7/06/93 - AN ACT TO AMEND CHAPTER 13, TITLE 9, DELAWARE CODE RELATED TO THE NEW CASTLE COUNTY DEPARTMENT OF PARKS AND RECREATION. (Sen. Sokola; Rep. Taylor) (Volume 69, Chapter 79, Laws of Delaware).

HB #275 - 7/06/93 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF 106(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JAQUELINE LOUGHMAN AND NORMAN POWELL. (Sen. McDowell; Rep. George) (Volume 69, Chapter 80, Laws of Delaware).

HB #192 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO ABSENTEE REGISTRATION AND ABSENTEE VOTING. (Sen. Martin; Rep. Buckworth) (Volume 69, Chapter 81, Laws of Delaware).
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HB #230 - 7/06/93 - AN ACT TO AMEND TITLE 9, CHAPTER 69, OF THE DELAWARE CODE RELATING TO THE POWER OF THE BOARD OF ADJUSTMENTS OF SUSSEX COUNTY, TO HEAR VARIANCES. (Sens. Adams, Venables; Reps. Carey, Ewing, Lee) (Volume 69, Chapter 82, Laws of Delaware).

HB #310 aab HA 1 - 7/06/93 - AN ACT TO AMEND CHAPTER 23, TITLE 30, DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES FEES AND TAXES AND TO AMEND CHAPTER 29, TITLE 30 RELATING TO RETAIL AND MERCHANTS' LICENSE REQUIREMENTS AND TAXES. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 83, Laws of Delaware).

HB #182 aab HA 1, HA 2 - 7/06/93 - AN ACT TO AMEND CHAPTER 72, TITLE 3, DELAWARE CODE RELATING TO POSSESSION OF MAMMALS OR REPTILES EXOTIC TO DELAWARE. (Reps. Gilligan, Spence) (Volume 69, Chapter 84, Laws of Delaware).

HB #242 aab HA 1 - 7/06/93 - AN ACT TO AMEND CHAPTER 47, TITLE 7, OF THE DELAWARE CODE RELATING TO STATE PARKS. (Sen. Torbert; Reps. Caulk, Buckworth, Lee, Carey, DiPinto, Smith, Reynolds, Fallon, Gilligan, Bunting, Clark, Schroeder, B. Ennis, West, Brady) (Volume 69, Chapter 85, Laws of Delaware).

HB #168 aab HA 1 - 7/06/93 - AND ACT TO AMEND CHAPTER 29, TITLE 24, DELAWARE CODE, RELATING TO REAL ESTATE BROKERS AND SALESPERSONS, AND CHAPTER 25, TITLE 6, RELATING TO PROHIBITED TRADE PRACTICES AND SELLER'S DISCLOSURE OF THE CONDITION OF REAL PROPERTY. (Sens. Torbert, Voshell, Neal, Still; Reps. Amick, Buckworth, Carey, DiPinto, Lofink, Quillen, Wagner, Bunting, B. Ennis, Clark, Schroeder) (Volume 69, Chapter 86, Laws of Delaware).

SB #116 aab HA 1, HA 2 - 7/06/93 - AN ACT TO AMEND CHAPTER 27, TITLE 21 DELAWARE CODE RELATING TO REQUIREMENTS AND QUALIFICATIONS FOR LICENSING SCHOOL BUS DRIVERS. (Sens. Blevins, Voshell; Rep. Ewing) (Volume 69, Chapter 87, Laws of Delaware).

SB #99 - 7/06/93 - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES OF THE STATE OF DELAWARE TO AMEND THE SPOUSAL IMPOVERISHMENT PROVISIONS OF THE STATE PLAN UNDER TITLE XIX (MEDICAID) OF THE SOCIAL SECURITY ACT. (Sens. Holloway, Neal, Blevins, Sokola; Reps. George, West) (Volume 69, Chapter 88, Laws of Delaware).

SB #174 - 7/01/93 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sens. Marshall, Connor, Holloway, McDowell, Martin, Sharp; Reps. Jonkiert, Oberle) (Volume 69, Chapter 89, Laws of Delaware).

SB #187 - 7/06/93 - AN ACT TO AMEND CHAPTER 90, TITLE 14, DELAWARE CODE, RELATING TO THE COLLEGE AND UNIVERSITY SECURITY INFORMATION ACT. (Sens. Sokola; Rep. Sorenson)

(Volume 69, Chapter 90, Laws of Delaware).

HB #159 aab HA 1 - 7/06/93 - AN ACT TO AMEND CHAPTER 5, SUBCHAPTER II, SUBPART D OF TITLE 11 OF THE DELAWARE CODE BY ADDING THE NEW SEXUAL CRIME OF BESTIALITY. (Reps. Oberle, D. Ennis, Lee, Buckworth, Smith, Reynolds, Amick, Davis, Ewing, Wagner, Carey, Lofink, B. Ennis) (Volume 69, Chapter 91, Laws of Delaware).

SB #166 aab SA 1 - 7/06/93 - AN ACT TO AMEND TITLE 18, DELAWARE CODE TO BRING THE DELAWARE INSURANCE CODE INTO COMPLIANCE WITH THE NATIONAL SOLVENCY STANDARDS. (Sen. Vaughn; Rep. D. Ennis) (Volume 69, Chapter 92, Laws of Delaware).

SB #120 - 7/06/93 - AN ACT TO AMEND CHAPTER 42, TITLE 21 OF THE DELAWARE CODE RELATING TO REPORTS OF ACCIDENTS; PENALTIES: INTERPRETATION OF LAWS. (Sens. Blevins, Voshell; Rep. Ewing) (Volume 69, Chapter 93, Laws of Delaware).

HB #35 - 7/06/93 - AN ACT TO AMEND CHAPTER 22, TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES. (Sen. Neal; Reps. Amick, D. Ennis) (Volume 69, Chapter 94, Laws of Delaware).

HB #75 - 7/06/93 - AN ACT TO AMEND CHAPTER 8, TITLE 29, DELAWARE CODE RELATING TO THE COMPOSITION OF AND REAPPORTIONMENT OF THE GENERAL ASSEMBLY. (Reps. Bennett, B. Ennis) (Volume 69, Chapter 95, Laws of Delaware).

HB #177 aab HA 2, HA 3 - 7/06/93 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO EXTENDED JURISDICTION OVER JUVENILE OFFENDERS BY THE FAMILY COURT. (Reps. Gilligan, George, Brady) (Volume 69, Chapter 96, Laws of Delaware).

HB #294 - 7/06/93 - AN ACT TO AMEND AN ACT BEING CHAPTER 170, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF LEWES" TO REVISE THE PROCEDURE FOR ANNEXATION WHEN ALL PROPERTY OWNERS ARE IN FAVOR AND TO PROVIDE A PROCEDURE FOR ANNEXATION WHEN ONLY THE EXEMPT LAND IS INVOLVED, TO ELIMINATE THE WEIGHTED VOTE IN ANNEXATION AND BOND ELECTIONS, TO ELIMINATE PROPERTY OWNERSHIP AS A QUALIFICATION TO HOLD OFFICE, TO REQUIRE THAT NO PERSON MAY FILE AS A CANDIDATE BEFORE FEBRUARY 1, TO DESIGNATE THE MEMBERS OF THE CITY COUNCIL AND COUNCIL PERSONS, AND TO AUTHORIZE THE CITY COUNCIL TO SIT AND ACT UPON THE RECOMMENDATION OF THE CITY MANAGER CONCERNING THE QUALIFICATIONS OF CANDIDATES, TO PERMIT A PERSON WHO HOLDS ELECTIVE OFFICE TO SEEK ANOTHER ELECTIVE OFFICE IN THE CITY WITHOUT VACATING HIS PRESENT OFFICE, TO CHANGE THE NAME OF THE VICE PRESIDENT OF THE CITY COUNCIL TO DEPUTY MAYOR, TO PROVIDE REGULATIONS FOR CONDUCTING THE ANNUAL MUNICIPAL ELECTION, TO AUTHORIZE THE ASSESSMENT OF TAXES WITHOUT LIMITATION TO PAY BONDED INDEBTEDNESS, TO REDUCE THE AGE FOR BEING ASSESSED, TO PROVIDE THAT APPEALS FROM THE TAX ASSESSMENT SHALL BE IN WRITING AND REQUIRING THE CITY COUNCIL TO FIX A TIME AND DATE TO HEAR THOSE APPEALS, TO EXTEND THE TIME FOR THE PAYMENT OF PROPERTY TAXES, TO ADD ALL UTILITY CHARGES AS CREATING A LIEN ON REAL ESTATE, TO PERMIT BORROWING AGAINST ANTICIPATED REVENUES TO TEN PERCENT OF ASSESSED VALUATION OF REAL ESTATE, TO CONFIRM THE PROCEDURE FOR PUBLIC STREETS, TO AUTHORIZE THE CITY COUNCIL TO PROVIDE FOR A BOARD OF ADJUSTMENT AND TO REVISE THE DUTIES AND RESPONSIBILITIES OF THE DIRECTOR OF PUBLIC SAFETY. (Sen. Voshell; Rep. Schroeder) (Volume 69, Chapter 97, Laws of Delaware).

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LEGISLATIVE ADVISORY #25 dated July 9, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #206 - 7/07/93 - AN ACT TO AMEND 3508, CHAPTER 35, TITLE 3 OF THE DELAWARE CODE RELATING TO EGG SANITATION. (Sens. Adams, Cook, Cordrey, Vaughn, Venables, Still; Reps. Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder) (Volume 69, Chapter 98, Laws of Delaware).

SB #115 aab SA 2, SA 5, SA 7 - 7/08/93 - AN ACT SUPPLEMENTING THE PROVISIONS OF TITLE 26 OF THE DELAWARE CODE ANNOTATED RELATING TO THE REGULATION OF PUBLIC UTILITIES PROVIDING TELECOMMUNICATIONS SERVICES. (Sens. Adams, Cordrey; Reps. Amick, Petrilli, DiPinto, B. Ennis, Ewing, George, Roy, Spence) (Volume 69, Chapter 99, Laws of Delaware).

SB #202 - 7/08/93 - AN ACT TO AMEND 5129, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE. (Senators Adams, Cook, Cordrey, Vaughn, Venables, Still; Representatives Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder, Oberle) (Volume 69, Chapter 100, Laws of Delaware).

SB #203 - 7/08/93 - AN ACT TO AMEND CHAPTER 12, TITLE 3 OF THE DELAWARE CODE RELATING TO THE REGULATION OF PESTICIDE USE AND APPLICATION. (Sens. Adams, Cook, Cordrey, Vaughn, Venables, Still; Reps. Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder, Oberle) (Volume 69, Chapter 101, Laws of Delaware).

SB #204 - 7/08/93 - AN ACT TO AMEND 5135, CHAPTER 51, TITLE 6 OF THE DELAWARE CODE RELATING TO OFFENSES AND PENALTIES FOR VIOLATIONS OF THE STANDARD WEIGHTS AND MEASURES LAWS OF THE STATE OF DELAWARE. (Sens. Adams, Cook, Cordrey, Vaughn, Venables, Still; Reps. Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder) (Volume 69, Chapter 102, Laws of Delaware).

SB #221 - 7/08/93 - AN ACT TO AMEND TITLE 3 AND TITLE 7 OF THE DELAWARE CODE RELATING TO AQUACULTURE AND FISHING. (Sens. Adams, Cook, Cordrey Vaughn, Venables, Still; Reps. Caulk, Carey, Fallon, Lofink, Bunting, Clark, Schroeder) (Volume 69, Chapter 103, Laws of Delaware).

SS 1 for SB #80 - 7/08/93 - AN ACT TO AMEND CHAPTERS 55 AND 56, TITLE 29, OF THE DELAWARE CODE AND SUBCHAPTER III, CHAPTER 83, TITLE 11 OF THE DELAWARE CODE TO PROVIDE A MECHANISM TO FUND POST RETIREMENT INCREASES FOR RETIRED STATE EMPLOYEES. (Sens. Cook, Vaughn, Cordrey, Sharp, Holloway, Adams, Blevins, Marshall, Martin, McBride, McDowell, Sokola, Torbert, Venables, Voshell, Bair, Knox, Neal, Still; Reps. Oberle, Petrilli, Spence, Quillen, Davis, George, Gilligan, Amick, Banning, Bennett, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Holloway Jr., Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Plant, Reynolds, Roy, Schroeder, Smith, Sorenson, Taylor, Van Sant, Wagner, West, Wojewodzki) (Volume 69, Chapter 104, Laws of Delaware).

SB #230 aab SA 1 - 7/08/93 - AN ACT TO AMEND CHAPTER 83, TITLE 11 AND CHAPTERS 55 AND 56, TITLE 29, DELAWARE CODE, TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS WHO RETIRED ON OR BEFORE JANUARY 1, 1993. (Sens. Holloway, McBride, Vaughn, Neal, Still, Adams, Bair, Blevins, Connor, Cordrey, Hauge, Knox, Marshall, Martin, McDowell, Sharp, Sokola, Torbert, Venables, Voshell; Rep. Buckworth, DiPinto, Maroney, Van Sant, West, Amick, Banning, Bennett, Bradley, Brady, Bunting, Carey, Caulk, DiLiberto, B. Ennis, D. Ennis, Ewing, Fallon, George, Gilligan, Holloway Jr., Houghton, Jonkiert, Lee, Lofink, Mack, Oberle, Petrilli, Plant, Quillen, Reynolds, Roy, Schroeder, Smith, Sorenson, Spence, Taylor, Wagner, Wojewodzki) (Volume 69, Chapter 105, Laws of Delaware).

LEGISLATIVE ADVISORY #26 dated July 9, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #190 aab HA 1, HA 2 - 7/08/93 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THE BURNING OF CROSSES OR OTHER RELIGIOUS SYMBOLS. (Rep. Plant) (Volume 69, Chapter 106, Laws of Delaware).

HJR #2 - 7/08/93 - REQUESTING THE DELAWARE CONGRESSIONAL DELEGATION TO MEET WITH THE JOINT SESSION OF THE GENERAL ASSEMBLY TO DISCUSS UNFUNDED FEDERAL MANDATES AND OTHER BURDENS IMPOSED BY THE FEDERAL GOVERNMENT ON THE STATE. (Reps. Petrilli, Amick, Buckworth, Carey, Caulk, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Quillen, Reynolds, Roy, Smith, Sorenson, Spence, Wagner, Banning, Bennett, Bradley, Brady, Bunting, Clark, DiLiberto, B. Ennis, Holloway, Houghton, Jonkiert, Plant, Schroeder, West, Wojewodzki; Sens. Holloway, Sokola, Torbert, Venables, Voshell, Bair, Connor, Hauge, Knox, Neal, Still).

SJR #16 - 7/08/93 - REQUESTING THE INTERAGENCY RESOURCE MANAGEMENT COMMITTEE TO STUDY EARLY INTERVENTION ALTERNATIVES FOR THE EDUCATION OF CHILDREN AT RISK OF FAILURE IN SCHOOL AND TO REPORT THE FINDINGS TO THE GOVERNOR, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. (Sens. Sokola, Bair, Blevins, Martin, McDowell, Voshell; Reps. Sorenson, Maroney, Wojewodzki, Bradley).

HB #209 - 7/09/93 - AN ACT TO AMEND CHAPTERS 6, 11, AND 101 OF TITLE 29 OF THE DELAWARE CODE RELATING TO REGULATIONS AND CERTAIN OTHER GOVERNMENTAL INFORMATION. (Reps. Clark, Banning, B. Ennis, Quillen, Smith, West; Sens. Hauge, Neal) (Volume 69, Chapter 107, Laws of Delaware).

HB #292 - 7/08/93 - AN ACT TO AMEND TITLE 16, DELAWARE CODE RELATING TO NOTIFICATION OF FIRE FIGHTERS, AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, CORRECTIONAL OFFICERS, LAW ENFORCEMENT OFFICERS AND OTHER PERSONNEL OF EXPOSURE TO CONTAGIOUS OR INFECTIOUS DISEASE OR VIRUS. (Reps. B. Ennis, Davis, Oberle, Banning, Houghton, Van Sant, West; Sens. Vaughn, Torbert) (Volume 69, Chapter 108, Laws of Delaware).

SB #46 aab SA 1, HA 1 - 7/08/93 - AN ACT TO AMEND CHAPTERS 15, 37, AND 39 OF TITLE 12, DELAWARE CODE, BY REPEALING CHAPTER 37 IN ITS ENTIRETY AND BY ENACTING CERTAIN LAWS RELATING TO THE APPOINTMENT OF GUARDIANS FOR DISABLED PERSONS. (Sen. Vaughn; Reps. Spence, Plant) (Volume 69, Chapter 109, Laws of Delaware).

SB #186 aab SA 1 - 7/08/93 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THEFT OF RENTAL PROPERTY. (Sen. Vaughn; Reps. Quillen, Ewing) (Volume 69, Chapter 110, Laws of Delaware).

SB #126 aab SA 1, SA 2, SA 3 - 7/08/93 - AN ACT TO AMEND CHAPTERS 1 AND 4, TITLE 18 OF THE DELAWARE CODE RELATING TO THE DELAWARE INSURANCE AUTHORITY. (Sens. Cordrey, Vaughn, Adams) (Volume 69, Chapter 111, Laws of Delaware).

SB #240 aab SA 1 - 7/08/93 - AN ACT TO AMEND CHAPTER 251, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF DELAWARE CITY, RELATING TO QUALIFICATIONS FOR MAYOR AND COUNCILPERSONS, FORFEITURE OF OFFICE AND SUPPLEMENTAL ASSESSMENTS. (Sen. Vaughn; Rep. Mack) (Volume 69, Chapter 112, Laws of Delaware).

SB #189 - 7/08/93 - AN ACT TO AMEND CHAPTER 64, TITLE 21 OF THE DELAWARE CODE RELATING TO ODOMETER MILEAGE DISCLOSURES AND RECORD RETENTION. (Sens. Voshell, Blevins; Rep. Ewing) (Volume 69, Chapter 113, Laws of Delaware).

SB #170 aab SA 1 - 7/08/93 - AN ACT TO AMEND CHAPTER 79, TITLE 29, DELAWARE CODE RELATING TO VOLUNTEER SERVICES. (Sen. Sokola; Rep. DiPinto) (Volume 69, Chapter 114, Laws of Delaware).

SB #233 - 7/08/93 - AN ACT TO REINCORPORATE THE CITY OF HARRINGTON. (Sen. Voshell; Rep. Quillen) (Volume 69, Chapter 115, Laws of Delaware).

SJR #21 - 7/08/93 - RECOGNIZING THE EVENT ENTITLED "DELAWARE DECOY FESTIVAL AND CARVING CHAMPIONSHIP" AS DELAWARE'S OFFICIAL STATE DECOY CARVING CHAMPIONSHIP. (Sen. Vaughn; Rep. Banning).

SB #26 aab SA 1, SA 2, SA 3, HA 1 - 7/08/93 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION INSURERS' SUBROGATION RIGHTS AND TITLE 21 OF THE DELAWARE CODE RELATING TO INSURANCE BENEFITS. (Sens. Sharp, Vaughn, Holloway, McBride, McDowell, Connor; Reps. Oberle, West, Spence, Wagner) (Volume 69, Chapter 116, Laws of Delaware).

SB #225 - 7/08/93 - AN ACT TO AMEND CHAPTER 5, TITLE 10 OF THE DELAWARE CODE RELATING TO SUPERIOR COURT. (Sen. McDowell; Reps. Amick, Ewing, Lee, DiLiberto, Banning, Plant) (Volume 69, Chapter 117, Laws of Delaware).

SB #66 - 7/08/93 - AN ACT TO AMEND 65 DELAWARE LAWS CHAPTER 455 RELATING TO UNIFORMED AND OVERSEAS CITIZENS ABSENTEE VOTING. (Sen. Voshell) (Volume 69, Chapter 118, Laws of Delaware).

The following legislation became law on the date indicated without the signature of Governor Thomas R. Carper:

SB #94 aab SA 1 - 7/05/93 - AN ACT TO AMEND CHAPTER 23, TITLE 7, DELAWARE CODE, RELATING TO VESSELS USED BY CRAB DREDGERS WHILE DREDGING FOR CRABS IN DELAWARE. (Sen. Vaughn; Reps. B. Ennis, Banning) (Volume 69, Chapter 119, Laws of Delaware).

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LEGISLATIVE ADVISORY #27 dated July 14, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #85 aab HA 1, HA 2 aab HA1 to HA 2, HA 3 - 7/09/93 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (Rep. Spence; Sen. Sharp) (Volume 69, Chapter 120, Laws of Delaware).

SB #195 aab SA 2 - 7/13/93 - AN ACT TO AMEND TITLE 7, CHAPTER 60, DELAWARE CODE RELATING TO THE CREATION AND FUNDING OF THE CLEAN AIR ACT TITLE V OPERATING PERMIT PROGRAM TO COMPLY WITH THE FEDERAL CLEAN AIR ACT AMENDMENTS OF 1990. (Sens. McBride, Cook, Neal, Sokola; Reps. George, Davis, Wojewodzki) (Volume 69, Chapter 121, Laws of Delaware).

HJR #5 - 7/12/93 - URGING THE DELAWARE ADMINISTRATION FOR REGIONAL TRANSIT TO GRANT SURVIVORS PENSION TO LORETTA L. LOGAN, WIDOW OF EDWARD F. LOGAN, SR. (Reps. Gilligan, Roy; Sen. Sharp).

SB #227 aab SA 1 - 7/12/93 - AN ACT TO AMEND CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO COMMISSIONERS OF THE FAMILY COURT. (Sen. McDowell) (Volume 69, Chapter 122, Laws of Delaware).

SB #239 - 7/12/93 - AN ACT TO AMEND CHAPTER 43, TITLE 29, DELAWARE CODE RELATING TO RESIDENCY REQUIREMENTS FOR NOTARIES PUBLIC. (Sen. Sharp) (Volume 69, Chapter 123, Laws of Delaware).

SB #247 - 7/12/93 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF 107(a), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF ANDREA JOY BARRETT AND JEREMY H. VORAS. (Sens. Cordrey, McDowell, Sharp) (Volume 69, Chapter 124, Laws of Delaware).

HB #338 - 7/12/93 - AN ACT TO AMEND TITLE 21, CHAPTER 27 AND CHAPTER 41 OF THE

DELAWARE CODE, RELATING TO DRIVERS LICENSES AND VIOLATIONS OF RULES OF THE ROAD AND TITLE 18 OF THE DELAWARE CODE RELATING TO THE CONSEQUENCES OF LICENSE SUSPENSION FOR NON-DRIVING-RELATED DRUG OFFENDERS. (Rep. Taylor) (Volume 69, Chapter 125, Laws of Delaware).

HB #323 - 7/12/93 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO THE AWARDING OF COMPETITIVE SEALED PROPOSALS. (Rep. Petrilli; Sen. Torbert) (Volume 69, Chapter 126, Laws of Delaware).

HB #291 - 7/12/93 - AN ACT TO AMEND TITLE 6 RELATING TO CONTRACTS. (Rep. Ewing; Sen. Vaughn) (Volume 69, Chapter 127, Laws of Delaware).

HB #280 aab HA 1 - 7/12/93 - AN ACT TO AMEND CHAPTER 40, TITLE 31 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF HOUSING. (Rep. DiPinto; Reps. Spence, Amick, Buckworth, D. Ennis, Ewing, Lee, Lofink, Maroney, Smith, Taylor, Wagner, Banning, Bunting, Clark, Houghton, Jonkiert, Plant, Van Sant, West; Sens. Bair, Connor, Knox, Neal, Still, Holloway Sr.) (Volume 69, Chapter 128, Laws of Delaware).

HB #278 - 7/12/93 - AN ACT TO AMEND CHAPTER 17, TITLE 24, SECTION 1768 OF THE DELAWARE CODE RELATING TO THE DISCLOSURE OF RECORD OF THE BOARD OF MEDICAL PRACTICE. (Rep. Maroney; Sen. Holloway Sr.) (Volume 69, Chapter 129, Laws of Delaware).

HB #255 - 7/12/93 - AN ACT TO AMEND CHAPTER 70, TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY PROCEDURE. (Reps. Carey, Bunting; Sen. Venables) (Volume 69, Chapter 130, Laws of Delaware).

HB #251 - 7/12/93 - AN ACT TO AMEND CHAPTER 48A, TITLE 16, DELAWARE CODE RELATING TO THE SUBSTANCE ABUSE REHABILITATION, TREATMENT, EDUCATION AND PREVENTION FUND. (Rep. Davis; Sen. Vaughn) (Volume 69, Chapter 131, Laws of Delaware).

HB #240 - 7/12/93 - AN ACT TO AMEND CHAPTER 50, TITLE 18, DELAWARE CODE REGARDING THE PAYMENT OF DIVIDENDS BY INSURERS. (Rep. D. Ennis & Sen. Vaughn; Reps. DiPinto, Smith, Wagner, Bennett, Jonkiert, Houghton) (Volume 69, Chapter 132, Laws of Delaware).

HB #41 aab HA 1, SA 1 - 7/12/93 - AN ACT TO AMEND CHAPTER 51 AND 53 OF TITLE 31, DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES OVER THE FERRIS SCHOOL FOR BOYS AND WOODS HAVEN SCHOOL FOR GIRLS. (Rep. Maroney; Sen. Holloway) (Volume 69, Chapter 133, Laws of Delaware).

HB #38 aab HA 1 - 7/12/93 - AN ACT TO AMEND SECTION 4177B, TITLE 21, DELAWARE CODE REQUIRING PARTICIPANTS IN THE FIRST OFFENDERS PROGRAM TO PAY THE COSTS OF PROSECUTION. (Reps. Davis, Ewing, Lee, Bennett, Houghton; Sen. Vaughn) (Volume 69, Chapter 134, Laws of Delaware).

HB #235 aab HA 1, SA 1, SA 3 - 7/12/93 - AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING TO FEES AND TAXES IMPOSED TO FUND THE CLEANUP OF HAZARDOUS SUBSTANCES. (Reps. Mack, D. Ennis, Smith; Sens. Vaughn) (Volume 69, Chapter 135, Laws of Delaware).

SB #194 aab SA 1, SA 2 - 7/12/93 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE VEHICLES. (Sens. Torbert, Sokola, Hauge, Cook; Reps. Davis, Petrilli, George) (Volume 69, Chapter 136, Laws of Delaware).

HB #301 - 7/12/93 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT RE-INCORPORATE THE TOWN OF DELMAR", BEING CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO INCREASE THE AMOUNT WHICH MAY BE RAISED BY THE TAXATION OF REAL ESTATE, TO PROVIDE FOR ABSENTEE VOTING AT THE MUNICIPAL ELECTIONS TO PROVIDE FOR A DEPUTY MAYOR AND TO INCREASE THE AMOUNT WHICH MAY BE EXPENDED BY THE TOWN COUNCIL WITHOUT COMPETITIVE BIDDING. (Rep. Lee; Sen. Venables) (Volume 69, Chapter 137, Laws of Delaware).

LEGISLATIVE ADVISORY #28 dated July 14, 1993. The following legislative was signed by Governor Thomas R. Carper on the date indicated:

SB #162 aab SA 1, HA 1, HA 2 - 7/14/93 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF SURPLUS PROPERTY. (Sens. Sokola, Blevins, Venables; Reps. Davis, Wojewodzki) (Volume 69, Chapter 138, Laws of Delaware).

HB #203 aab HA 1 - 7/14/93 - AN ACT TO AMEND CHAPTER 272, 66 LAWS OF DELAWARE, RELATING TO THE BEVERAGE CONTAINER ACT. (Reps. West, B. Ennis, Banning, Van Sant, Lee) (Volume 69, Chapter 139, Laws of Delaware).

HB #232 aab SA 1 - 7/14/93 - AN ACT TO AMEND CHAPTER 7, TITLE 13, OF THE DELAWARE CODE RELATING TO PARENTS AND CHILDREN. (Reps. Spence, Buckworth, Carey, Davis, DiPinto, Ewing, Lee, Lofink, Mack, Reynolds, Roy, Smith, Sorenson, Wagner, Banning, Clark, Jonkiert; Sens. Connor, McBride) (Volume 69, Chapter 140, Laws of Delaware).

SB #169 - 7/14/93 - AN ACT TO AMEND CHAPTER 1, TITLE 26 OF THE DELAWARE CODE RELATING TO THE AUTHORITY OF THE PUBLIC SERVICE COMMISSION TO ENACT REGULATIONS CONCERNING CABLE TELEVISION SYSTEMS. (Sens. McBride, Blevins, Connor, Cook, Marshall, McDowell, Sokola, Torbert; Reps. Taylor, Bennett, Bradley, Brady, Davis, Lee, Roy, Spence, West, Wojewodzki) (Volume 69, Chapter 141, Laws of Delaware).

SB #108 aab SA 1 - 7/14/93 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE, RELATING TO THE COMPOSITION AND COMPENSATION OF MEMBERS OF THE INDUSTRIAL ACCIDENT BOARD. (Sen. Marshall; Rep. Oberle) (Volume 69, Chapter 142, Laws of Delaware).

SB #71 - 7/14/93 - AN ACT TO AMEND CHAPTER 66, TITLE 18, DELAWARE CODE, RELATING TO LINE-OF-DUTY DEATH BENEFITS; PROVIDING FOR THE ADDITION TO "COVERED PERSONS" OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL ENVIRONMENTAL RESPONSE TEAM. (Sen. Torbert; Reps. Ewing, B. Ennis, Banning, Bradley, DiPinto) (Volume 69, Chapter 143, Laws of Delaware).

SB #210 aab SA 2 - 7/14/93 - AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR PUBLIC SCHOOL RELATED EMPLOYMENT. (Sens. Sokola, Blevins, Bair, Hauge, Marshall, McBride; Reps. Sorenson, Amick, Gilligan, Jonkiert, Petrilli, Smith) (Volume 69, Chapter 144, Laws of Delaware).

SB #76 - 7/14/93 - AN ACT TO AMEND TITLES 9, 20, AND 29 OF THE DELAWARE CODE RELATING TO MERCHANT MARINES. (Sens. Voshell, Still, Marshall, Neal; Reps. Quillen, Wagner, Jonkiert) (Volume 69, Chapter 145, Laws of Delaware).

SB #147 - 7/14/93 - AN ACT TO AMEND CHAPTER 31, PART III, TITLE 16, DELAWARE CODE, RELATING TO VITAL STATISTICS. (Sen. Vaughn; Reps. B. Ennis, Buckworth, Caulk) (Volume 69, Chapter 146, Laws of Delaware).

SB #148 - 7/14/93 - AN ACT TO AMEND CHAPTER 31, TITLE 24, DELAWARE CODE, RELATING TO THE BOARD OF FUNERAL SERVICES. (Sen. Vaughn; Reps. B. Ennis, Buckworth, Caulk) (Volume 69, Chapter 147, Laws of Delaware).

SB #235 - 7/14/93 - AN ACT TO AMEND CHAPTER 78, VOLUME 67, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SOUTH BETHANY", TO CORRECT AND CLARIFY THE PROCEDURES FOR THE NOTICE OF CANDIDACY FOR ANNUAL MUNICIPAL ELECTION PROCEDURES, AND TO INCREASE THE AGGREGATE AMOUNT INVOLVED IN CONTRACTS FOR PURCHASE OR LEASE OF MATERIALS OR SERVICE WITHOUT COMPETITIVE BIDDING. (Sen. Cordrey; Rep. Bunting) (Volume 69, Chapter 148, Laws of Delaware).

SB #226 - 7/14/93 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE OWNED MATERIEL. (Sen. Torbert; Rep. Petrilli) (Volume 69, Chapter 149, Laws of Delaware).

SB #224 - 7/14/93 - AN ACT TO REINCORPORATE THE TOWN OF SLAUGHTER BEACH. (Sen. Voshell; Rep. Carey) (Volume 69, Chapter 150, Laws of Delaware).

SB #222 - 7/14/93 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE ELDERLY AND DISABLED. (Sens. Bair, Blevins, Holloway, Torbert, Sokola; Reps. Amick, Maroney, Schroeder) (Volume 69, Chapter 151, Laws of Delaware).

SB #172 - 7/14/93 - AN ACT TO AMEND VOLUME 27, CHAPTER 216, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE CITY OF NEW CASTLE TO REMIT ALL OR ANY PART OF CITY TAXES WHICH MAY BE LEVIED OR IMPOSED UPON ANY REAL ESTATE IN THE CITY OF NEW CASTLE. (Sen. Connor; Rep. Mack) (Volume 69, Chapter 152 Laws of Delaware).

HB #125 aab SA 1 - 7/14/93 - AN ACT TO AMEND CHAPTER 7, TITLE 18, DELAWARE CODE, REGARDING FEES AND TAXES. (Reps. Smith, D. Ennis, Wagner, DiPinto, Jonkiert, Houghton, Bennett; Sen. Vaughn) (Volume 69, Chapter 153, Laws of Delaware).

HB #131 aab HA 1, SA 1 - 7/14/93 - AN ACT TO AMEND CHAPTER 83, TITLE 11 OF THE DELAWARE CODE RELATING TO THE SURVIVORS' ELIGIBILITY FOR PENSION BENEFITS. (Rep. Ewing) (Volume 69, Chapter 154, Laws of Delaware).

HB #245 aab HA 2, HA 3 - 7/14/93 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES. (Reps. Davis, Spence, Buckworth, Ewing, Wagner, Sens. Adams, Cordrey, Holloway, Sharp, Still) (Volume 69, Chapter 155, Laws of Delaware).

HB #257 aab HA 1, HA 2 - 7/14/93 - AN ACT TO AMEND CHAPTER 90, TITLE 11 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR INNOCENT VICTIMS OF CRIME. (Reps. Schroeder, Banning) (Volume 69, Chapter 156, Laws of Delaware).

SJR #24 - 7/14/93 - ESTABLISHING A KENT COUNTY TASK FORCE TO REVIEW THE PROVISIONS OF TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY LEVY COURT AND CONSIDER WHETHER A COUNTY COUNCIL FORM OF GOVERNMENT SHOULD BE CREATED. (Sens. Torbert, Adams, Cook, Vaughn, Still; Reps. Quillen, Buckworth, Ewing, Wagner, Bennett, B. Ennis)

LEGISLATIVE ADVISORY #29 dated July 20, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #153 aab SA 1, SA 2 - 7/16/93 - AN ACT TO AMEND TITLE 10, CHAPTER 9 OF THE DELAWARE CODE RELATING TO A DOMESTIC VIOLENCE DIVERSION PROGRAM IN THE FAMILY COURT. (Sen. Blevins and Reps. Sorenson and Bradley; Sens. Bair, Connor, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Voshell; Reps. Banning, Bennett, Brady, Clark, Davis, DiPinto, B. Ennis, Gilligan, Holloway, Houghton, Jonkiert, Plant, Schroeder, West, Wojewodzki, Van Sant, Wagner) (Volume 69, Chapter 157, Laws of Delaware).

SB #155 aab SA 1 - 7/16/93 - AN ACT TO AMEND CHAPTER 29 OF THE DELAWARE CODE RELATING TO MANDATORY TRAINING OF DEPUTY ATTORNEYS GENERAL. (Sen. Blevins and Reps. Sorenson and Bradley; Sens. Bair, Connor, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Voshell; Reps. Banning, Brady, Davis, DiLiberto, DiPinto, B. Ennis, Gilligan, Holloway, Jonkiert, Plant, Schroeder, West, Wojewodzki, Wagner) (Volume 69, Chapter 158, Laws of Delaware).

SB #156 aab HA 1 - 7/16/93 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE CREATING A DOMESTIC VIOLENCE COORDINATING COUNCIL. (Sen. Blevins and Reps. Sorenson and Bradley; Sens. Bair, Connor, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Voshell; Reps. Banning, Bennett, Brady, Davis, DiPinto, B. Ennis, Gilligan, Holloway, Houghton, Jonkiert, Plant, Schroeder, West, Wojewodzki, Van Sant, Wagner) (Volume 69, Chapter 159, Laws of Delaware).

SB #184 aab SA 1, SA 2, HA 1 - 7/16/93 - AN ACT TO AMEND TITLE 10 AND TITLE 11 OF THE DELAWARE CODE RELATING TO DOMESTIC VIOLENCE AND PROTECTION FROM ABUSE PROCEEDINGS. (Sen. Blevins and Reps. Maroney and Bradley; Sens. Bair, Connor, Knox, Marshall, Martin, McBride, Neal, Sokola, Still, Voshell; Reps. Banning, Bennett, Brady, Davis, DiPinto, Gilligan, Holloway, Houghton, Jonkiert, Plant, Sorenson, Van Sant, Wojewodzki, Wagner) (Volume 69, Chapter 160, Laws of Delaware.)

HB #252 aab HA 1 - 7/16/93 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO EMPLOYEE COMMUTE OPTIONS AND A PROVISION OF TITLE 30 OF THE DELAWARE CODE RELATING THERETO. (Rep. Taylor and Sen. Martin, Reps. B. Ennis, Wojewodzki) (Volume 69, Chapter 161, Laws of Delaware.)

HB #231 aab HA 1 - 7/16/93 - AN ACT TO AMEND CHAPTER 23, TITLE 12, DELAWARE CODE, RELATING TO THE EFFECT OF MANSLAUGHTER OR MURDER ON ESTATE DISTRIBUTION. (Rep. DiLiberto and Sen. Sokola; Reps. Banning, Bennett, Bradley, Brady, B. Ennis, Holloway, Jr., Houghton, Jonkiert, Schroeder, West, DiPinto, Ewing, Quillen, Wagner; Sens. Adams, Blevins, Martin, Sharp) (Volume 69, Chapter 162, Laws of Delaware.)

HB #241 aab HA 1, HA 3, HA 4, SA 1 - 7/16/93 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION LOSS COSTS RATING. (Reps. Bennett, Houghton, Jonkiert, DiPinto, D. Ennis, Smith, Wagner; Sen. Cordrey) (Volume 69, Chapter 163, Laws of Delaware.)

SB #81 aab SA 3, HA 3 - 7/16/93 - AN ACT TO AMEND CHAPTER 26, TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICAL THERAPY. (Sens. Blevins, McDowell, Still; Reps. Amick, Ewing, Houghton, Gilligan, Oberle) (Volume 69, Chapter 164, Laws of Delaware).

SB #95 aab SA 2, SA 3 - 7/16/93 - AN ACT TO AMEND CHAPTERS 1, 3, 7, 8, 9, 21 AND 27 OF TITLE 5, DELAWARE CODE, AND CHAPTER 303 OF 68 DEL. LAWS RELATING TO BANKS, BUILDING AND LOANS AND OTHER FINANCIAL INSTITUTIONS. (Sen. Cordrey; Rep. D. Ennis) (Volume 69, Chapter 165, Laws of Delaware).

SB #142 - 7/16/93 - AN ACT TO AMEND CHAPTER 35, TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE. (Sens. Holloway, McBride, Voshell, Connor, Blevins, Knox; Reps. DiPinto, Bradley, Oberle, Carey, Quillen, Maroney, Buckworth, Roy, Wagner, Taylor, West, Holloway) (Volume 69, Chapter 166, Laws of Delaware).

SB #176 aab SA 1 - 7/16/93 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE TO PROVIDE CONFORMITY WITH THE UNIFORM VICTIM OF CRIMES ACT. (Sens. McBride, Adams, Blevins, Cook, Holloway, Marshall, Martin, McDowell, Sharp, Sokola, Torbert, Vaughn, Venables, Voshell, Bair, Connor, Hauge, Knox, Neal, Still; Reps. Amick, Buckworth, Carey, Caulk, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Sorenson, Spence, Taylor, Wagner, Banning, Bennett, Bradley, Bunting, Clark, DiLiberto, B. Ennis, George, Gilligan, Holloway, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West, Wojewodzki) (Volume 69, Chapter 167, Laws of Delaware.)

HB #124 aab HA 1 - 7/16/93 - AN ACT TO AMEND CHAPTER 7, TITLE 24, DELAWARE CODE RELATING TO INSURANCE AND THE BOARD OF CHIROPRACTIC. (Reps. Roy, Amick, Buckworth, Carey, Davis, Ewing, Lofink, Mack, Quillen, Reynolds, Taylor, Houghton, Jonkiert, Plant, Van Sant; Sens. Blevins, Cook, Cordrey, Holloway, Marshall, Martin, McDowell, Torbert, Voshell) (Volume 69, Chapter 168, Laws of Delaware.)

HJR #4 aab SA 1 - 7/19/93 - CREATING AN INSURANCE INDUSTRY ECONOMIC DEVELOPMENT TASK FORCE TO INVESTIGATE AND REPORT ON PROPOSALS TO ATTRACT INSURANCE INDUSTRY EMPLOYMENT OPPORTUNITIES TO THE STATE OF DELAWARE. (Rep. Spence; Sen. Cordrey)

SB #101 - 7/19/93 - AN ACT TO AMEND TITLES 11 AND 21, DELAWARE CODE, RELATING TO THE PROCEEDS FROM VIOLATIONS OF CHAPTER 48 OF TITLE 21 AND CREATING THE "VICTIMS' RIGHTS FUND". (Sens. Vaughn, Cook, Sharp; Rep. Davis) (Volume 69, Chapter 169, Laws of Delaware.)

SB #250 - 7/8/93 - AN ACT TO AMEND CHAPTER 66, TITLE 16 OF THE DELAWARE CODE RELATING TO SMOKE DETECTORS. (Sen. Holloway; Rep. Lee) (Volume 69, Chapter 170, Laws of Delaware.)

SJR #14 aab SA 1, HA 1 - 7/17/93 - ESTABLISHING A FUTURES COMMISSION, TO BE KNOWN AS "COMMISSION ON DELAWARE COURTS 2000," TO OPERATE AS A TASK FORCE ON COURT STRUCTURES AND LONG-RANGE PLANNING FOR COURT SYSTEMS IN THE STATE OF DELAWARE. (Sens. Cordrey, Sharp, Bair, Adams, Vaughn, Hauge; Reps. Spence, George, Amick, Wagner, Ewing.)

LEGISLATIVE ADVISORY #30 dated July 21, 1993. Governor Thomas R. Carper vetoed the following legislation on the date indicated:

HB #185 - 7/12/93 - AN ACT TO AMEND TITLE 11, SECTION 1325 OF THE DELAWARE CODE, RELATING TO CRUELTY TO ANIMALS. (Reps. Smith, Gilligan, George, Brady)

HB #220 - 7/12/93 - AN ACT TO AMEND TITLE 29, CHAPTER 52, DELAWARE CODE RELATING TO HEALTH CARE INSURANCE. (Reps. Gilligan, Oberle; Sens. McBride, Marshall)

HB #254 aab HA 2, HA 3 - 7/16/93 - AN ACT TO AMEND CHAPTER 23, TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMERCIAL CRAB POT LICENSE. (Rep. Carey; Sen. Vaughn)

HB #256 - 7/19/93 - AN ACT TO AWARDING SPECIAL PENSION BENEFITS TO LOUISE P. SMARRELLI, APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE; AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE MADE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. (Rep. Schroeder)

HB #153 aab HA 1, HA 3 - 7/19/93 - AN ACT TO AMEND CHAPTER 21, TITLE 24, DELAWARE CODE, RELATING TO THE DEFINITION OF THE PRACTICE OF OPTOMETRY, THE USE OF DRUGS OR SURGERY AND THE PRACTICE OF OPTOMETRY AND THE LICENSING AND CERTIFICATION THEREOF. (Reps. D. Ennis, Holloway, Jr., Carey, Davis, Ewing, Lofink, Mack, Petrilli, Quillen, Reynolds, Banning, Brady, Bradley, Bunting, Plant, Houghton, Van Sant, West; Sens. Hauge, Still, Blevins, Marshall, Sharp, McBride, Torbert)

LEGISLATIVE ADVISORY #31 dated August 2, 1993. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HS 1 for HB 51 aab SA 1 - 7/29/93 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL AND SPECIAL FUEL TAX LAW. (Reps. Roy, Taylor, DiPinto, Davis, Ewing, Oberle; Sens. Martin, Marshall, Sokola) (Volume 69, Chapter 171, Laws of Delaware)

Several communications from the Office of the President Pro Tempore were partially read regarding **SCR 2**, **SJR 14**, **SJR 24**, **SJR 12**, **HJR 4**, **HCR 38**, **SB 156**, **HB 300**, Executive Order #22, and Coastal Greenways. Copies of these communications are in the activity file for this legislative day.

A communication from Beverly Moyer Sisson, dated November 4, 1993, addressed to members and staff referencing the death of her daughter, Laura, was read into the record. A copy of this communication is in the activity file for this legislative day.

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

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION July 21, 1993

The following legislation was introduced and assigned:

SB 249 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO ASSAULT. Sponsors: Senator Connor; Senator Blevins. To: **Judiciary**.

SJR 25 - AUTHORIZING AND DIRECTING THE COMMISSIONER OF CORRECTIONS, ROBERT J.

WATSON, TO NAME THE WOMEN'S CORRECTIONAL INSTITUTION LOCATED AT 660 BAYLOR BOULEVARD, NEW CASTLE, DELAWARE AS THE DELORES J. BAYLOR WOMEN'S CORRECTIONAL INSTITUTION. Sponsors: Senators McBride and Holloway; Senators Adams, Blevins, Cook, Cordrey, Marshall, Sharp, Sokola, Torbert, Vaughn, Venables, Voshell. To: Corrections.

SJR 26 - DIRECTING THE EXECUTIVE BRANCH TO IMPLEMENT HOUSE BILL NO. 113 OF THE 136TH GENERAL ASSEMBLY. Sponsors: Senator McDowell, Representative Amick. To: Executive.

HB 11 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 6, TITLE 13, DELAWARE CODE RELATING TO UNIFORM INTERSTATE FAMILY SUPPORT. Sponsors: Representative Maroney, Senator Holloway. To: Health and Social Services.

HB 170 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 11 OF THE DELAWARE CODE PERTAINING TO NONCOMPLIANCE WITH CONDITIONS OF BAIL. Sponsors: Representatives Brady and Schroeder. To: Corrections.

HB 171 w/HA 1 - AN ACT TO AMEND SUBCHAPTER II, SUBPART D, SECTION 761(g) (3) OF TITLE 11 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF "without consent" IN SEX CRIME PROSECUTIONS. Sponsors: Representatives Brady and Schroeder. To: Judiciary.

HB 178 - AN ACT TO AMEND CHAPTER 9, TITLE 10 AND CHAPTER 47, TITLE 16, DELAWARE CODE RELATING TO DRUG RELATED OFFENSES. Sponsors: Representatives Davis, Gilligan, Brady, George. To: Committee to Combat Drug Abuse.

HS 1 to HB 199 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO THE PROSECUTION OF HOMICIDES COMMITTED BY JUVENILES. Sponsors: Representative B. Ennis and Representative Wagner and Senator Vaughn; Representatives Ewing, Lee, Van Sant, Banning, West, Clark, Amick, Spence, Caulk, Davis, Lofink, Oberle, Petrilli, Sorenson, Taylor, DiPinto, Reynolds, Jonkiert, Gilligan; Senators Torbert, Blevins, Cook, Holloway, Sokola, Voshell, Bair, Knox. To: Judiciary.

HB 205 w/HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 14 OF THE DELAWARE CODE RELATING TO THE GUARANTEED UNIT COUNT. Sponsors: Representatives Davis, Sorenson, Maroney; Senators Bair, Sokola; Representatives Smith, Oberle, Wagner, D. Ennis, Brady, Bradley, B. Ennis; Senators Blevins, Holloway, Venables, Connor, Hauge. To: Education.

HS 1 for HB 234 - AN ACT TO AMEND TITLE 11, CHAPTER 92, RELATING TO LAW ENFORCEMENT OFFICERS' BILL OF RIGHTS. Sponsors: Representative Buckworth; Senators Vaughn and Voshell; Representatives Spence, DiPinto, D. Ennis, Lee, Lofink, Oberle, Smith, Banning, Bennett, Clark, B. Ennis, Jonkiert, Van Sant, West. To: Public Safety.

HB 238 w/HA 1 - AN ACT TO AMEND THE MODEL DEFENDER ACT, CHAPTER 46, TITLE 29, DELAWARE CODE. Sponsors: Representative Houghton; Representatives Banning, Bennett, Bradley, Brady, Clark, B. Ennis, Van Sant, West, Amick, Buckworth, Davis, DiPinto, Ewing, Mack, Oberle, Reynolds, Smith, Spence, Taylor; Senators Blevins, Sokola, Vaughn, Voshell. To: Judiciary.

HB 264 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO VACATION AND ABANDONMENT OF ROADS, BRIDGES, AND OTHER RIGHTS OF WAY. Sponsors: Representative Bradley; Senator Sokola, Representative Amick. To: Highways and Transportation.

HB 271 w/HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 21, OF THE DELAWARE CODE RELATING TO LICENSE QUALIFICATIONS. Sponsors: Representative Reynolds; Representatives Spence, Ewing, Mack. To: Public Safety.

HB 277 - AN ACT TO AMEND CHAPTER 60, TITLE 7, DELAWARE CODE, RELATING TO THE IMPLEMENTATION OF AND EXTRACTIVE USE PROGRAM. Sponsors: Representative Caulk and Senator Adams; Representatives Carey and B. Ennis. To: Natural Resources and Environmental Control.

HB 295 - AN ACT TO AMEND CHAPTER 41, OF TITLE 11 OF THE DELAWARE CODE BY REQUIRING THE REGISTRATION OF CONVICTED SEXUAL OFFENDERS. Sponsors: Representative Holloway and Senator Holloway. To: Judiciary.

HB 298 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FISHING SEASONS. Sponsors: Representative Carey and Senator Venables. To: Natural Resources and Environmental Control.

HB 307 - AN ACT TO AMEND CHAPTER 30, TITLE 9 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF OCCUPANCY PERMITS. Sponsors: Representatives Banning, DiLiberto, B. Ennis, Jonkiert; Senators McBride and Vaughn; Representatives Brady, Clark, George, Gilligan, Plant, West, Davis. To: Community/County Affairs.

HB 313 - AN ACT TO AMEND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMMISSION ON HAZARDOUS MATERIALS. Sponsors: Representatives B. Ennis, D. Ennis and Senator Blevins; Representatives Banning, Van Sant; Senator Torbert. To: Natural Resources and Environmental Control.

HB 337 w/HA 2 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES. (3/5 vote) Sponsors: Representatives B. Ennis, Ewing, Bennett, DiLiberto, Lee & Senator Vaughn; Representatives Brady, Bunting, Caulk, Clark, DiPinto, D. Ennis, Gilligan, Houghton, Jonkiert, Lofink, Oberle, Quillen, Reynolds, Roy,

Schroeder, Van Sant, West; Senators Bair, Blevins, Holloway, McBride, Marshall, Still, Torbert. To: **Public Safety**.

SA 1 to SB 212 - Sponsor: Senator Hauge. Placed with the bill.

SA 1 to SB 215 - Sponsor: Senator Sokola. Placed with the bill.

SA 1 to SB 220 - Sponsor: Senator Cook. Placed with the bill.

SA 1 to HB 238 - Sponsor: Senator Vaughn. Placed with the bill.

SA 1 to HB 337 - Sponsor: Senator Blevins. Placed with the bill.

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PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

November 4, 1993

The following legislation was introduced and assigned:

SB 251 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE MANDATORY USE OF RE-CYCLED PAPER. Sponsor: Senator McBride. To: **Administrative Services**.

SB 252 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 29, TITLE 24, DELAWARE CODE RELATING TO REGULATION OF REAL ESTATE APPRAISERS. Sponsor: Senator Cordrey. To: **Sunset**.

SB 253 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO PROCESSING AND PAYMENT OF INSURANCE BENEFITS. Sponsors: Senator Vaughn and Representative D. Ennis. To: **Insurance and Elections**.

SB 254 - AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE RELATING TO POST-RETIREMENT INCREASES TO BE GRANTED JANUARY 1, 1994. Sponsors: Senator Cook and Representative Davis. To: **Laid on the Table**.

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SB 255 was read and assigned to the Small Business Committee.

SB 255 - AN ACT TO AMEND TITLE 16, DELAWARE CODE RELATING TO HEALTH MAINTENANCE ORGANIZATIONS. Sponsors: Senators Venables, Voshell, Torbert, Still, Vaughn.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

STATE OF DELAWARE

Office of the Governor

November 4, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. J. Donald Isaacs, R.D. #2, Box 224, Townsend, Delaware 19734, to be reappointed as a Director of the Delaware Solid Waste Authority for a three year term.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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A roll call vote on the nomination was taken and revealed 18 Senators voting YES, 1 (Neal) NO, 2 (Sharp, Still) ABSENT. Appointment confirmed.

STATE OF DELAWARE

Office of the Governor

November 4, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. Thomas W. Castaldi, 9 Bunker Hill Road, New Castle, Delaware 19720 to be reappointed to the Violent Crimes Compensation Board for a three year term.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

A roll call vote was taken on the nomination and revealed 19 Senators voting YES, 2 (Sharp, Still) ABSENT.
Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
November 4, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Mr. William C. Eliason, R.D. 1, Box 146, Harrington, Delaware 19952, to be appointed to the Unemployment Insurance Appeals Board for a six year term replacing Mr. Harold Minner.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

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A roll call vote on the nomination was taken and revealed 19 Senators voting YES, 2 (Sharp, Still) ABSENT.
Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
November 4, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Ms. Carolee M. Grillo, 2010 Delaware Avenue Wilmington, Delaware 19806, to be appointed as a Family Court Commissioner for a four year term.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *

A roll call vote was taken on the nomination and revealed 19 Senators voting YES, 2 (Sharp, Still) ABSENT.
Appointment confirmed.

STATE OF DELAWARE
Office of the Governor
November 4, 1993

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
Ms. Ellen Marie Cooper, 639 Ridgeview Road, Hockessin, Delaware 19707, to be appointed as a Family Court Commissioner for a four year term.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *

A roll call vote on the nomination was taken and revealed 19 Senators voting YES, 2 (Sharp, Still) ABSENT. Appointment confirmed.

The nomination of **Robert J. Watson** was previously read in was brought before the Senate for consideration.

A roll call vote was taken and revealed 18 Senators voting YES, 1 (Vaughn) NO, 2 (Sharp, Still) ABSENT. Appointment confirmed.

At 10:14 p.m. on motion of Senator Cordrey, the Senate recessed.

At 10:44 p.m. the Senate reconvened, Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 360** and requested the concurrence of the Senate.

HB 360 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Cordrey, under the suspension of the necessary rules.

HB 360 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO DEDICATION OF A PORTION OF COSTS ASSESSED BY THE JUSTICE OF THE PEACE COURTS TO AN "I&M FUND" TO BE USED TO OPERATE THE MOTOR VEHICLE ENHANCED INSPECTION AND MAINTENANCE PROGRAM. Sponsors: Reps. Petrilli, George; Senators Cordrey, Bair.

Senator McBride commented. Senator Cordrey requested the privilege of the floor for Christophe A.G. Tulou, Secretary of Department of Natural Resources and Environmental Control.

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

Copies of letters to Governor Carper and Secretary Tulou from the United States Environmental Protection Agency, dated September 27, 1993 and October 26, 1993, respectively on file for this legislative day.

Senators Hauge and Torbert commented. A roll call vote was taken and revealed 17 Senators voting YES, 2 (Hauge, McBride) NO, 2 (Sharp, Still) ABSENT; therefore, **HB 360** was declared passed the Senate and returned to the House.

At 11:17 p.m. on motion of Senator Cordrey, the Senate adjourned the Extraordinary Session called by the Governor and returned to the recess of the Special Session at the call of the President Pro Tempore.

137TH GENERAL ASSEMBLY
SECOND SESSION
1ST LEGISLATIVE DAY
DOVER, DELAWARE
JANUARY 11, 1994

The Senate convened at 2:43 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Holloway) ABSENT.

The journal of the Special Session, July 1, 1993 was approved as read on motion of Senator Sharp. No objection.

At 2:47 p.m. on motion of Senate Sharp, the Senate recessed for Party Caucus and reconvened at 4:15 p.m. with Lt. Governor Minner presiding.

Senator McBride marked present.

On motion of Senator Cook, the necessary rules were suspended and **SB 254** was lifted from the table and brought before the Senate for consideration.

SB 254 - AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE RELATING TO POST-RETIREMENT INCREASES TO BE GRANTED JANUARY 1, 1994.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Holloway, Knox, Martin) ABSENT; therefore, **SB 254** was declared passed the Senate and sent to the House for consideration.

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

Senator Marshall was granted privilege of the floor to comment on legislation.

SB 218 w/SA 1 & HA 1, which had been returned from the House with an Amendment, was brought before the Senate for reconsideration on motion of Senator Blevins.

SB 218 w/SA 1 & HA 1 - AN ACT TO AMEND CHAPTERS 4, 6 AND 51, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGY AND BARBERING.

SA 2 to SB 218 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SA 2 to SB 218** was declared part of the bill.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 218**

w/SA 1 & HA 1, w/SA 2 was passed the Senate and sent to the House for reconsideration.

At 4:25 p.m. on motion of Senator Sharp, the Senate recessed until 3:30 p.m. January 12, 1994.

The Senate reconvened January 12, 1994 at 4:03 p.m. with Senator Cordrey presiding.

The following committee reports were announced:

From Insurance and Elections: SB 253 - 4 Merits.

From Agriculture: SB 258 - 4 Merits.

The committee report on SB 258 was corrected to read 5 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 218, HB 302 and HB 1 for HB 305 w/HA 1.

The following bills were read and assigned to committee:

HB 218 - AN ACT TO AMEND CHAPTER 9, TITLE 29, DELAWARE CODE, RELATING TO THE LEGISLATIVE PROCESS AND POLITICAL SUBDIVISIONS OF THE STATE AND SCHOOL DISTRICTS. Sponsors: Representatives Smith and Petrilli. To: Community/County Affairs.

HB 302 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. (2/3 vote) Sponsors: Representative Spence and Senator Sharp; Representatives Petrilli, Amick, Buckworth, Davis, D. Ennis, Ewing, Lofink, Quillen, Roy, Taylor, Wagner, Bennett, Bradley, George, Gilligan, Houghton, Jonkiert, Wojewodzki; Senator Connor. To: Judiciary.

HB 1 for HB 305 w/HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 10 OF THE DELAWARE CODE RELATING TO CHAIN OF CUSTODY. Sponsors: Representatives Bennett, Amick; Representatives Banning, Bradley, Clark, Gilligan, Houghton, Jonkiert, West. To: Judiciary.

At 4:07 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 2nd Legislative Day.

2ND LEGISLATIVE DAY

JANUARY 12, 1994

The Senate convened at 4:07 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Connor.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Holloway) ABSENT.

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

Sensors Cook and Blevins marked present.

SB 253 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 253 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO PROCESSING AND PAYMENT OF INSURANCE BENEFITS.

Sensor Torbert requested the privilege of the floor for W. Laird Stabler, III, Esquire, representing State Farm Insurance.

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

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, SB 253 was declared passed the Senate and sent to the House for consideration.

At 4:17 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 5:15 p.m. with Senator Cordrey presiding.

At 5:15 p.m. on motion of Senator Sharp, the Senate recessed until January 13, 1994 at 2:00 p.m.

The Senate reconvened on January 13, 1994 at 3:04 p.m. with Lt. Governor Minner presiding.

The following committee report was announced:

From Sunset: SB 252 - 3 Merits.

SB 259 was introduced and assigned to the Natural Resources committee.

SB 259 - AN ACT TO AMEND CHAPTER 19, TITLE 23 OF THE DELAWARE CODE RELATING TO RECREATIONAL USES OF BODIES OF WATER CREATED BY DAMS. Sponsors: Senators Sharp, Bair and Knox; Representatives Spence and Sorenson.

SA 1 to SB 258 was introduced and immediately stricken on motion of Senator Cordrey.

SA 2 to SB 258 was introduced and placed with the bill on motion of Senator Cordrey.

SA 1 to HB 186 was introduced and placed with the bill on motion of Senator Bair.

At 3:06 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 3rd Legislative Day.

3RD LEGISLATIVE DAY

JANUARY 13, 1994

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

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Holloway) ABSENT.

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

SB 258 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 258 - AN ACT TO AMEND CHAPTER 3, TITLE 25, DELAWARE CODE RELATING TO AGRICULTURAL LEASES AND REAL ESTATE CONTRACTS.

SA 2 to SB 258 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 (Holloway) ABSENT; therefore, **SA 2 to SB 258** was declared part of the bill.

Senators Martin, Blevins and Hauge marked present during the above roll call.

SB 258 w/SA 2 was now before the Senate. Senator Bair commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Holloway) ABSENT; therefore, **SB 258 w/SA 2** was declared passed the Senate and sent to the House for consideration.

HB 37 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 37 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE 4, SECTIONS 12, 13, AND 38 OF THE CONSTITUTION OF THE STATE OF DELAWARE TO HARMONIZE THOSE SECTIONS REGARDING THE AUTHORITY OF A JUSTICE UNDER SECTIONS 12, 13, AND 38 TO DESIGNATE STATE JUDGES TO SIT IN VARIOUS COURTS OF THE STATE OR TO DESIGNATE RETIRED STATE JUDGES OR JUSTICES TO TEMPORARILY PERFORM JUDICIAL SERVICE IN THE ABSENCE, DISQUALIFICATION OR INCAPACITY OF THE CHIEF JUSTICE OR A VACANCY IN THAT OFFICE, AND TO HARMONIZE SECTION 13 WITH SECTIONS 2, 3, AND 12 TO MAKE UNIFORM THE REFERENCES THEREIN TO MEMBERS OF THE SUPREME COURT, TO ELIMINATE OBSOLETE REFERENCES IN SECTION 13 TO THE ORPHAN'S COURT, WHICH NO LONGER EXISTS, AND TO PROVIDE FOR THE DESIGNATION OF A STATE JUDGE FROM VARIOUS COURTS OF THE STATE TO SIT IN THE COURT OF CHANCERY AND SUPERIOR COURT TO TEMPORARILY PERFORM JUDICIAL SERVICE. (2/3 vote).

Senator Sharp commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (McDowell) NO, 1 (Holloway) ABSENT; therefore, **HB 37** was declared passed the Senate and returned to the House.

At 3:19 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:26 p.m. with Lt. Governor Minner presiding.

HB 186 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HB 186 - AN ACT TO AMEND CHAPTER 25 OF TITLE 29, DELAWARE CODE, RELATING TO SUPPLYING OF LEGAL ADVICE AND COUNSEL TO DELAWARE TECHNICAL AND COMMUNITY COLLEGE.

Senator Bair commented.

SA 1 to HB 186 was introduced and brought before the Senate for consideration on motion of Senator Bair.

Senator Sokola commented. A roll call vote was taken and revealed 17 Senators voting YES, 2 (Cook, Torbert) NO, 2 (Holloway, Martin) ABSENT; therefore, **SA 1 to HB 186** was declared part of the bill.

HB 186 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 18 Senators voting YES, 1 (Cook) NO, 2 (Holloway, Martin) ABSENT; therefore, **HB 186 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

SENATE CONSENT CALENDAR #14 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SR 27 - SALUTING THE VOLUNTEERS FROM HOLLOWAY TERRACE FIRE COMPANY, PORT PENN VOLUNTEER FIRE COMPANY AND THE NEW CASTLE COUNTY PUBLIC WORKS DEPARTMENT WHO WENT TO THE AID OF THE RESIDENTS OF SAINT CHARLES, MISSOURI DURING THE GREAT FLOOD OF 1993. Sponsors: Senator McBride and Senator Vaughn.

SCR 42 - RECOGNIZING "SQUARE DANCING" AS DELAWARE'S OFFICIAL AMERICAN FOLK DANCE, AND ENCOURAGING ALL DELAWAREANS TO PARTICIPATE IN THIS MOST POPULAR DANCE. Sponsors: Senator Connor and Representatives Spence, Mack, Reynolds.

SCR 52 - MOURNING THE DEATH OF ANNE CURLETT SCANNELL, FORMERLY OF WILMINGTON, WIDOW OF THE LATE JOSEPH J. SCANNELL, FORMER ADJUTANT GENERAL OF THE DELAWARE NATIONAL GUARD. Sponsors: Senator McDowell on behalf of All Senators, Representative George on behalf of All Representatives.

SCR 53 - COMMENDING SUSAN A. LAMBLACK, ONE OF THREE RECIPIENTS OF THE DISTINGUISHED QUILL AWARD GIVEN BY THE INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS HEADQUARTERED IN PASADENA, CALIFORNIA. Sponsors: Senator Neal and Representatives

Amick, Petrilli, Wodjewodzki.

SCR 54 - RECOGNIZING THE OUTSTANDING EFFORTS OF THE ELVES OF CLAYMONT, THE J. R. GETTIER SECURITY COMPANY, AND THE NEWS JOURNAL PAPERS IN KEEPING THE CHRISTMAS WEED OF CLAYMONT ALIVE AND WELL DURING THE YULETIDE SEASON.

Sponsors: Senators Bair and Hauge; Representatives Smith and Brady.

SCR 55 - IN RECOGNITION OF THE 25TH ANNIVERSARY OF WILMINGTON COLLEGE AND COMMENDING ITS PRESIDENT, DR. AUDREY K. DOBERSTEIN ON A QUARTER CENTURY OF SUCCESS.

Sponsors: Senators Bair, Connor, McBride, Sokola; Representatives Sorenson, Fallon, Wodjewodzki, George.

HCR 31 - ENCOURAGING THE FULL WAYS AND MEANS COMMITTEE OF THE UNITED STATES SENATE TO APPROVE LEGISLATION CURRENTLY PENDING BEFORE THE UNITED STATES SENATE TO SUBSTANTIALLY RAISE THE FEDERAL INSURANCE CONTRIBUTIONS ACT TAX THRESHOLD FOR DOMESTIC EMPLOYMENT. Sponsors: Representative Roy; Representatives Spence, Petrilli, Amick, Buckworth, Carey, Davis, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Quillen, Reynolds, Smith, Taylor, Wagner, Banning, Bennett, Bradley, Bunting, B. Ennis, Gilligan, Houghton, Jonkiert, Plant, Schroeder, Van Sant, Wojewodzki; Senators Bair, Sokola, Blevins, Cook, Holloway, Torbert, Venables, Voshell.

HCR 42 - EXPRESSING CONDOLENCES TO MR. AND MRS. WILLIAM G. BURKE OF DARLEY WOODS NEAR WILMINGTON ON THE TRAGIC DEATH OF THEIR SON, LT. WILLIAM BURKE, JR., WHO WAS IN MILITARY TRAINING AT FORT IRWIN, CALIFORNIA. Sponsors: Representatives Smith and Gilligan, Representatives Brady, Spence; Sens. Sharp, Bair, McBride, Hauge.

SCR 42 was removed from the Consent Calendar after it was read in.

A roll call vote was taken on **SENATE CONSENT CALENDAR #14** and revealed 18 Senators voting YES, 3 (Blevins, Holloway, Martin) ABSENT; therefore, the Consent Calendar was declared passed the Senate. The Senate Concurrent Resolutions were sent to the House for consideration and the House Concurrent Resolutions were returned to the House.

SCR 42 was brought before the Senate for consideration on motion of Senator Connor.

Several Senators rose to comment. A roll call vote was taken and revealed 13 Senators voting YES, 6 (Cordrey, Marshall, McBride, McDowell, Sharp, Vaughn) NOT VOTING, 2 (Blevins, Holloway) ABSENT; therefore, **SCR 42** was declared passed the Senate and sent to the House for consideration.

At 4:45 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. January 18, 1994.

The Senate reconvened January 19, 1994 at 4:05 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

January 19, 1994

The following legislation was introduced and assigned:

SB 260 - AN ACT TO AMEND CHAPTER 13, TITLE 9, OF THE DELAWARE CODE RELATING TO THE NEW CASTLE COUNTY PLANNING BOARD. Sponsors: Senator Connor & Representative Spence & Representative Lofink & Senator McBride; Senators Neal, Martin, Vaughn; Representatives Davis, Mack, Oberle, Reynolds. To: Community/County Affairs.

SB 261 - 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. (2/3 vote) Sponsors: Senators Still & Venables & Voshell; Senators Connor, Bair; Representative Wagner. To: Judiciary.

SB 262 - AN ACT TO AMEND CHAPTER 17, TITLE 7, DELAWARE CODE, RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE, FEMALE DOGS AT LARGE, IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS. (2/3 vote) Sponsors: Senator Cordrey; Representative Ewing. To: Natural Resources and Environmental Control.

HB 362 - AN ACT TO AMEND CHAPTER 19 AND CHAPTER 21, TITLE 14, DELAWARE CODE RELATING TO THE LEVY OF TAXES AND SPECIAL ELECTIONS. Sponsors: Representative Sorenson & Senator Sokola; Representatives D. Ennis, Maroney, Smith, Bradley, Brady; Senators Bair, Knox, Hauge. To: Insurance and Elections.

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The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Jonkiert signed **SB 164** to be an additional co-sponsor.

Senator Sharp announced that the Senate was unable to meet in session January 18, 1994 due to the inclement weather conditions.

At 4:05 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 4th

Legislative Day.

4TH LEGISLATIVE DAY

January 19, 1994

The Senate convened at 4:05 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Holloway) ABSENT.

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

Senators Blevins, Sokola and Hauge marked present.

At 4:10 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 5:06 p.m. with Senator Adams presiding.

SCR 56 was introduced and brought before the Senate for consideration on motion of Senator Torbert.

SCR 56 - HONORING MRS. HARRIETT PURNELL, FIRST EMPLOYEE OF DELAWARE TECHNICAL AND COMMUNITY COLLEGE, UPON THE OCCASION OF HER RETIREMENT FOLLOWING 31 YEARS OF STATE SERVICE. Sponsors: Senator Torbert; Representatives Bennett & Buckworth.

Lt. Governor Minner presiding at 5:07 p.m.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, Holloway, Knox) ABSENT; therefore, SCR 56 was declared passed the Senate and sent to the House for consideration.

Senators Neal and McDowell marked present during the above roll call.

At 5:07 p.m. on motion of Senator Sharp, the Senate recessed until January 20, 1994 at 2:00 p.m.

The Senate reconvened January 20, 1994 with Senator Cordrey presiding.

Senator Cordrey marked present.

The Secretary announced that a message from the House informed the Senate that it had passed HB 362, SB 164, SB 151 w/SA 1, w/HA 2, SB 254, SCR 42, SCR 52, SCR 53, SCR 55.

LEGISLATIVE ADVISORY #33 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 #33, dated January 24, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #164 - 1/24/94 - AN ACT TO AMEND CHAPTER 9, SUBCHAPTER III, TITLE 10, DELAWARE CODE, RELATING TO GRANDPARENTS VISITATION RIGHTS. (Sens. Vaughn, Blevins; Rep. B. Ennis, Jonkiert) (Volume 69, Chapter 173, Laws of Delaware).

SB #254 - 1/24/94 - AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE, RELATING TO POST-RETIREMENT INCREASES TO BE GRANTED JANUARY 1, 1994. (Sen. Cook; Rep. Davis) (Volume 69, Chapter 174, Laws of Delaware).

House Bill #37 is the second leg of a constitutional amendment and does not require the Governor's signature:

HB #37 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE 4, SECTIONS 12, 13 AND 38 OF THE CONSTITUTION OF THE STATE OF DELAWARE TO HARMONIZE THOSE SECTIONS REGARDING THE AUTHORITY OF A JUSTICE UNDER SECTIONS 12, 13, AND 38 TO DESIGNATE STATE JUDGES TO SIT IN VARIOUS COURTS OF THE STATE OR TO DESIGNATE RETIRED STATE JUDGES OR JUSTICES TO TEMPORARILY PERFORM JUDICIAL SERVICE IN ABSENCE, DISQUALIFICATION OR INCAPACITY OF THE CHIEF JUSTICE OR A VACANCY IN THAT OFFICE, AND TO HARMONIZE SECTION 13 WITH SECTIONS 2, 3, AND 12 TO MAKE UNIFORM THE REFERENCES THEREIN TO MEMBERS OF THE SUPREME COURT, TO ELIMINATE OBSOLETE REFERENCES IN SECTION 13 TO THE ORPHANS' COURT, WHICH NO LONGER EXISTS, AND TO PROVIDE FOR THE DESIGNATION OF A STATE JUDGE FROM VARIOUS COURTS OF THE STATE TO SIT IN THE COURT OF CHANCERY AND SUPERIOR COURT TO TEMPORARILY PERFORM JUDICIAL SERVICE. (Rep. Amick; Sen. Sharp) (Volume 69, Chapter 175, Laws of Delaware).

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SB 263 was introduced and assigned to the Administrative Services Committee. It was then reassigned to the Community/County Affairs Committee.

SB 263 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO VALUATION AND ASSESSMENT OF PROPERTY. Sponsor: Senator Vaughn.

SB 264 was introduced and assigned to the Insurance and Elections Committee.

SB 264 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE TO PERMIT ISSUANCE OF INSURANCE I.D. CARDS FOR ONE YEAR IF INSURANCE HAS BEEN PAID IN ADVANCE.

Sponsor: Senator McBride.

The following Amendments were read in and placed with the bill:

SA 1 to SB 72 - Sponsor: Senator Voshell.

SA 1 to SB 67 - Sponsor: Senator Voshell.

SA 2 to HB 238 - Sponsor: Senator Vaughn.

The following committee reports were announced:

From Natural Resources: **SB 262** - 3 Merits, **SB 256** - 4 Merits.

Senator Sharp stated that the General Assembly did not meet two days of the previous week due to the inclement weather.

At 2:28 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 5th Legislative Day.

5TH LEGISLATIVE DAY
JANUARY 25, 1994

The Senate convened at 2:28 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Vaughn, Venables, Voshell - 19, 2 (Holloway, Torbert) ABSENT.

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

Senator Sharp presiding at 2:30 p.m.

Senator Adams requested privilege of the floor to introduce Mildred Jackson, Ronald Jackson, Jr. and Charles Parker for the presentation of tributes.

Senator Adams requested the privilege of the floor for Rick A. Folmsbee, to comment on the tributes.

The witness was excused.

Senators Hauge and Marshall marked present.

SB 151 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 Cordrey.

SB 151 w/SA 1 & HA 2 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FISHING SEASONS.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Holloway, Martin, Torbert) ABSENT; therefore, **SB 151 w/SA 1 & HA 2** was declared passed the Senate and sent to the Governor.

Senator McDowell marked present during the above roll call.

At 2:43 p.m. on motion of Senator Cordrey, the Senate recessed for Party Caucus and reconvened at 4:45 p.m. with Lt. Governor Minner presiding.

The necessary rules were suspended on motion of Senator Cordrey and **SB 266** was introduced and brought before the Senate for consideration.

SB 266 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (2/3 vote) Sponsor: Senator Cordrey; Representative Schroeder.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SB 266** was declared passed the Senate and sent to the House for consideration.

Senator Martin marked present during the above roll call.

SB 262 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 262 - AN ACT TO AMEND CHAPTER 17, TITLE 7, DELAWARE CODE, RELATING TO PENALTIES FOR FAILURE TO LICENSE DOGS; DOGS RUNNING AT LARGE; FEMALE DOGS AT LARGE, IN HEAT; STEALING OF DOGS AND GENERALLY RELATING TO DOGS. (2/3 vote)

Several Senators commented. The privilege of the floor was granted to John Paradee, Senate Attorney.

The witness was excused. A roll call vote was taken and revealed 8 Senators (Bair, Connor, Cordrey, Knox, Martin, McDowell, Sokola, Voshell) voting YES, 7 (Adams, Blevins, Marshall, McBride, Neal, Still, Venables) NO, 3 (Cook, Sharp, Vaughn) NOT VOTING, 3 (Hauge, Holloway, Torbert) ABSENT; therefore, **SB 262** was declared defeated.

A messenger from the Governor was announced and admitted.

HB 337 w/HA 2 was brought before the Senate for consideration on motion of Senator Blevins, the floor manager.

HB 337 w/HA 2 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES. (3/5 vote)

SA 2 to HB 337 was introduced and brought before the Senate for consideration on motion of Senator Blevins.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Hauge, Holloway, Torbert) ABSENT; therefore, **SA 2 to HB 337** was declared part of the bill.

SA 1 to HB 337, 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 18 Senators voting YES, 3 (Hauge, Holloway, Torbert) ABSENT; therefore, **SA 1 to HB 337** was declared part of the bill.

HB 337 w/HA 2, w/SA 2 & SA 1 was now before the Senate. Several Senators questioned the floor manager. The privilege of the floor was extended to Karen Johnson, Secretary of the Department of Public Safety.

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

Senator Voshell rose to comment. A roll call vote was taken on **HB 337 w/HA 2, w/SA 2 & SA 1**, however, it was tabled at the request of the floor manager before it was announced.

SB 267 was introduced and brought before the Senate for consideration on motion of Senator Martin and immediately laid on the table.

SB 267 - AN ACT TO AMEND CHAPTER 74, TITLE 29 OF THE DELAWARE CODE RELATING TO BONDS AND NOTES OF THE STATE. (3/4 vote) Sponsors: Senators Martin, Cook, McBride, Venables, Hauge and Knox; Representatives Roy, Carey, Oberle, Taylor, B. Ennis and Jonkiert.

At 5:25 p.m. on motion of Senator Sharp, the Senate recessed until January 26, 1994 at 3:30 p.m.

The Senate reconvened at 3:55 p.m. January 26, 1994 with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 370, HB 368 w/HA 1, HB 371, HB 376, HB 377, SB 218 w/SA 1, w/HA 1, w/SA 2, SCR 46 w/HA 1.**

The following committee reports were announced:

From Community/County Affairs: **HB 307** - 3 Merits.

From Natural Resources: **SB 259** - 1 Favor, 3 Merits.

From Revenue and Taxation: **HB 244 w/HA 1 & 2** - 3 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 26, 1994

The following legislation was introduced and assigned.

SB 268 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE RELATING TO STATE ECONOMIC DEVELOPMENT. Sponsors: Senator McDowell; Representative D. Ennis. To: **Laid on the Table.**

SJR 27 - RELATING TO THE APPROVAL BY THE GENERAL ASSEMBLY OF THE CONSENT ORDER IN THE NEW CASTLE COUNTY DESEGREGATION CASE. Sponsors: Senator Sokola, Knox, Holloway, Marshall, Blevins; Representative George. To: **Laid on the Table.**

SJR 28 - RELATING TO EXPEDITED PROCEDURES AS RECOMMENDED BY THE COMMISSION ON COMMERCIAL LITIGATION REFORM. Sponsors: Senator Sharp; Representative Amick. To: **Laid on the Table.**

HB 368 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 10 AND CHAPTER 91, TITLE 9, DELAWARE CODE RELATING TO THE OFFICE OF SHERIFF AND UNIFORM MILEAGE PAYMENTS. Sponsors: Representatives Bennett, B. Ennis, Clark, Quillen, Wagner, Caulk, Buckworth, Ewing, Carey, Schroeder, Bunting, Fallon, Lee, West; Senators Vaughn, Cook, Adams, Torbert, Still, Voshell, Cordrey, Venables. To: **Laid on the Table.**

HB 370 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO UNCLAIMED DIVIDENDS, INTEREST AND OTHER DISTRIBUTIONS MADE BY ISSUERS OF SECURITIES AND HELD BY FINANCIAL INTERMEDIARIES FOR OWNERS WHOSE IDENTITIES ARE UNKNOWN.

Sponsors: Representative George, Representatives Petrilli, Spence, Senator Cordrey. To: **Laid on the Table.**

HB 371 - AN ACT TO AMEND TITLE 29 DELAWARE CODE AND CHAPTER 107 OF 69 LAWS OF DELAWARE, BEING HOUSE BILL NO. 209, RELATING TO THE REGISTER OF REGULATIONS. Sponsors: Representative Clark and Senator Cook. To: **Laid on the Table.**

HB 376 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO RULES OF THE ROAD TO CLEARLY SPECIFY THAT THE ACT APPLIES TO DRUG OFFENSES. Sponsors: Representative Taylor; Senator Martin. To: **Committee to Combat Drug Abuse.**

HB 377 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107 (a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF THOMAS EDWARD MILLER AND SVETLANA TRIPHONOVA. Sponsors: Representatives DiLiberto and Bradley; Senator Bair. To: **Laid on**

the Table.

SA 1 to HB 2 - Sponsor: Senator Marshall. Placed with the bill.

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

STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th 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:
Mr. James G. McGiffin, Jr., 32 Delaware Avenue, Dover, Delaware 19901, to be appointed as a Family Court Commissioner for a four year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th 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:
Ms. Ruth D. Morris, 162 Carnoustie Road, Dover, Delaware 19901, to be appointed to the Delaware Alcoholic Beverage Control Commission for a term expiring May 30, 1994 to fill the unexpired term of William B. Mitten, III, who resigned.

Your consideration of this nomination is appreciated

Sincerely,
(Signed) Tom Carper
Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th 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:
Mr. Ronald L. Stoner, 2531 Kittiwake Drive, Wilmington, Delaware 19805, to be appointed as Chairman of the Delaware Alcoholic Beverage Control Commission to serve during the pleasure of the Governor.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

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STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th 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:
Mr. Thomas M. Kenney, 216 Atkins Avenue, Wilmington, Delaware 19805, to be appointed as a Justice of the Peace for a four year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th 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:
Ms. Cynthia Hughes Jarman, R.D. 4, Box 359, Milford, Delaware 19963, to be appointed to the Tax Appeals Board for a three year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

STATE OF DELAWARE
Office of the Governor
January 25, 1994

To the Senate of the 137th General Assembly
of the State of Delaware:

In conformity with the Constitution and the Laws of the State of Delaware, I hereby nominate and reappoint for the consent and confirmation of the Senate the following:
Mr. George Coyle, 2233 E. Huntington Drive, Wilmington, Delaware 19808, to be reappointed to the Delaware Alcoholic Beverage Control Commission for a three year term.

Your consideration of this nomination is appreciated.

Sincerely,
(Signed) Tom Carper
Governor

SCR 57 was introduced and brought before the Senate for consideration on motion of Senator Adams.
SCR 57 - IN RECOGNITION OF DELAWARE DAY AT VERO BEACH, FLORIDA, ON MONDAY, FEBRUARY 14, 1994, HONORING DELAWAREANS AND ENCOURAGING DELAWAREANS TO COME DOWN FOR THE FESTIVITIES. Sponsors: Senator Adams, Representatives Bennett, Ewing.
A roll call vote was taken and revealed 15 Senators voting YES, 6 (Bair, Hauge, Holloway, McDowell, Torbert, Venables) ABSENT; therefore, **SCR 57** was declared adopted by the Senate and sent to the House for consideration.

At 3:57 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 6th

6TH LEGISLATIVE DAY
January 26, 1994

The Senate convened at 3:57 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Sharp.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Vaughn, Venables, Voshell - 19, 2 (Holloway, Torbert) ABSENT.

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

SB 267 was lifted from the table and brought before the Senate for consideration on motion of Senator Martin, under the suspension of the necessary rules.

SB 267 - AN ACT TO AMEND CHAPTER 74, TITLE 29 OF THE DELAWARE CODE RELATING TO BONDS AND NOTES OF THE STATE. (3/4 vote)

The privilege of the floor was extended to Sarah Jackson, Secretary of the Department of Finance.

Senator Neal questioned the witness, after which the witness was excused. A roll call vote was taken, however, the roll call was tabled before it was announced.

HB 370 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.

HB 370 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO UNCLAIMED DIVIDENDS, INTEREST AND OTHER DISTRIBUTIONS MADE BY ISSUERS OF SECURITIES AND HELD BY FINANCIAL INTERMEDIARIES FOR OWNERS WHOSE IDENTITIES ARE UNKNOWN.

Senator Venables marked present.

A roll call vote was taken and revealed 16 Senators voting YES, 1 (Venables) NOT VOTING, 4 (Bair, Hauge, Holloway, Torbert) ABSENT; therefore, **HB 370** was declared passed the Senate and returned to the House.

HB 377 was lifted from the table and brought before the Senate for consideration on motion of Senator Sharp, the floor manager, under the suspension of the necessary rules.

HB 377 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF THOMAS EDWARD MILLER AND SVETLANA TRIPHONOVA.

A roll call vote was taken and revealed 18 Senators voting YES, 1 (McDowell) NOT VOTING, 2 (Holloway, Torbert) ABSENT; therefore, **HB 377** was declared passed the Senate and returned to the House.

Senators Bair and Hauge marked present during the above roll call.

Senator Bair commented on **HB 377**.

The roll call was lifted on **SB 267** on motion of Senator Martin and revealed 17 Senators voting YES, 1 (McDowell) NO, 3 (Holloway, Torbert, Venables) ABSENT; therefore, **SB 267** 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 for Party Caucus and reconvened at 4:58 p.m. with Senator Cordrey presiding.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

James G. McGiffin, Jr. - 18 Senators voting YES, 3 (Holloway, Neal, Torbert) ABSENT. Appointment confirmed.

At 4:49 p.m. Lt. Governor Minner presiding during the above roll call.

George Coyle - 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT. Appointment confirmed.

Cynthia Hughes Jarman - 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT. Appointment confirmed.

Thomas M. Kenney - 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT. Appointment confirmed.

Ruth D. Morris - 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT. Appointment confirmed.

Ronald L. Stoner - 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT. Appointment confirmed.

HB 371 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.

HB 371 - AN ACT TO AMEND TITLE 29 DELAWARE CODE AND CHAPTER 107 OF 69 LAWS OF DELAWARE, BEING HOUSE BILL NO. 209, RELATING TO THE REGISTER OF REGULATIONS.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **HB 371** was declared passed the Senate and returned to the House.

The necessary rules were suspended and the roll call was lifted on **HB 337 w/HA 2, w/SA 2 & SA 1** on motion of Senator Blevins and revealed 14 Senators voting YES, 5(Adams, Cordrey, McDowell, Neal, Sharp)

NO, 2 (Holloway, Torbert) ABSENT; therefore, HB 337 w/HA 2, w/SA 2 & SA 1 was declared passed the Senate and returned to the House for reconsideration.

At 5:17 p.m. on motion of Senator Sharp, the Senate recessed until 10:00 a.m. January 27, 1994.

The Senate reconvened January 27, 1994 at 10:42 a.m. with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HJR 9, HCR 43.

HCR 43 was introduced and brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HCR 43 - PROVIDING THAT A JOINT SESSION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES BE CONVENED FOR THE PURPOSE OF HEARING THE ANNUAL STATE OF THE STATE ADDRESS AND THE BUDGET MESSAGE FROM THOMAS R. CARPER, GOVERNOR OF THE STATE OF DELAWARE. Sponsors: Representative Petrilli, Spence, Quillen.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Holloway, Neal, Torbert) ABSENT; therefore, HCR 43 was declared adopted by the Senate and returned to the House.

At 10:45 a.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 7th Legislative Day.

7TH LEGISLATIVE DAY

January 27, 1994

The Senate convened at 10:45 a.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Holloway) ABSENT.

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

SJR 27 was lifted from the table and brought before the Senate for consideration, under the suspension of the necessary rules on motion of Senator Sokola.

SJR 27 - RELATING TO THE APPROVAL BY THE GENERAL ASSEMBLY OF THE CONSENT ORDER IN THE NEW CASTLE COUNTY DESEGREGATION CASE.

SJR 27 was laid on the table on motion of Senator Sokola.

At 10:54 a.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 11:06 a.m. with Lt. Governor Minner presiding.

SJR 27 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

Requested copies of the consent order and statement of Principle were distributed to the Senators and made part of the permanent record. A copy of this document is on file for this legislative day.

The privilege of the floor was granted to Leo E. Strine, Jr., representing Governor Carper and David J. Margules, representing the State Board of Education on motion of Senator Sharp.

Senator Neal marked present.

Senator Neal questioned the witnesses, after which Senator Sharp requested that a communication from Judge Sue L. Robinson, dated January 26, 1994, regarding Coalition to Save Our Children v. Board of Education of the State of Delaware, Civil Action No. 56-1816-SLR be read into the record. A copy of this communication is in the activity file for this legislative day.

Senator Marshall raised a point of order during the reading of the letter.

Senator Sharp requested the privilege of the floor for Charles Cooper, representing the House Desegregation Commission.

The prior witnesses still remained on the floor with Mr. Cooper.

Senator Hauge questioned the witnesses. Senator Marshall made a point of order.

Senator McDowell made a point of order.

Senators McBride and Bair questioned the witness, after which Mr. Cooper was excused.

The questioning continued between the Senators, Mr. Strine and Mr. Margules.

The witnesses were excused.

Senator Sharp asked for the privilege of the floor for Chief William A. Hogan, representing the Newark Police Department.

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

Senator Blevins requested the privilege of the floor for Leo Strine from the Governor's Counsel.

Senator Sharp questioned Mr. Strine, after which the witness was excused.

Senator Hauge commented.

SA 2 and SA 3 to SJR 27 were stricken on motion of Senator Hauge.

Senator Sokola requested the privilege of the floor for Charles E. Welch.

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

Senator Marshall requested the privilege of the floor for Representative Herman M. Holloway, Jr. The witness was excused after addressing the Senate.

Senators Venables and Sokola commented.

SJR 27 was laid on the table.

At 1:57 p.m. on motion of Senator Sharp, the Senate recessed for the Joint Session in the House Chamber for Governor Carper's State of the State Address.

The Sergeant-at-Arms announced the Members of the Senate. They were admitted and seated. The Speaker invited the President of the Senate and the President Pro Tem to be his guests on the podium.

The Sergeant-at-Arms announced the arrival of the members of the Judiciary who were admitted and seated.

The Sergeant-at-Arms announced the statewide elected officials. They were admitted and seated.

The Sergeant-at-Arms announced the Governor's cabinet officials. They were admitted and seated.

The Majority Leader moved that the House and Senate convene in Joint Session at 2:08 p.m. for the purpose of hearing the State of the State and the Annual Budget message by Thomas R. Carper, Governor of the State of Delaware. The motion prevailed.

The Majority Leader moved that the Speaker of the House preside over the Joint Session. The motion prevailed.

The Majority Leader moved that the Chief Clerk of the House and the Secretary of the Senate act as Secretaries to the Joint Session. The motion prevailed.

The Majority Leader moved that the Speaker of the House appoint a committee of four to escort the Governor to the Chamber. The motion prevailed. The Speaker appointed Representative Tina Fallon (Spokesperson), Representative William I. Houghton, Senator Andrew G. Knox and Senator Nancy W. Cook.

The Speaker of the House declared a short recess at 2:10 p.m. to await the arrival of the Governor and the escort committee.

The House reconvened at 2:20 p.m.

The Sergeant-at-Arms announced the arrival of the escort party with Governor Carper.

Representative Fallon introduced the Governor to the Joint Session.

The Governor addressed the members of the General Assembly as follows:

GOVERNOR THOMAS R. CARPER
STATE OF THE STATE ADDRESS

Legislative Hall
Dover, Delaware
January 27, 1994

Mr. Speaker, Thank you very much. To our Lieutenant Governor, to the President Pro Tem of the Senate, Richard Cordrey, to our Speaker, Terry Spence and Members of the 137th General Assembly, the Members of our Judiciary, statewide elected officials, members of my cabinet and to fellow Delawareans. This is my first State of the State message and it's one that I've been looking forward to delivering. I'm especially pleased that my wife Martha is here with me today. Thanks for coming.

Ladies and gentlemen, it wasn't that long ago, actually it was a while ago, I used to sit right about over here where Tom Eichler is as State Treasurer and watched an earlier Governor address an earlier General Assembly, I never imagined that I would have the privilege of serving as the Governor of this State and to have the privilege too to address you and the people of Delaware.

I am pleased to have this opportunity to come before you to report on the State of our State, and to share with you a Delaware Agenda for 1994 and beyond.

It has been nearly ten months since I spoke for the first time before a joint session of this General Assembly, and just a year since I took the oath of office as your governor.

This year has been a learning process for me and for the members of my young Administration.

For example, I have learned to be very careful in saying that I want to hear from constituents before deciding on any issue dealing with Sunday. I have learned that a solitary congressman from a small state not only was single-handedly responsible for the Clean Air Act but for every other Federal Mandate of the past decade. And I've learned that some strange things can happen in these halls as midnight approaches on June 30th.

Last year, sitting in my office upstairs at the bewitching hour wondering if my mind was playing tricks on me or was Elvis really down here singing "Don't be Cruel". Drawn to the House gallery up here, I watched in disbelief and amusement as Elvis disguised as our Speaker lit up this place with "Hunka Hunka Burning Love". Someday all of us will look back on that moment and laugh, right, Richard? Well, almost all of us.

And I've added a couple of new admonitions to the wonderful folks who serve in my cabinet. Not only do we want to do what's the right thing, to do our best and to treat others as we'd like them to treat us but while we're doing all those things we can't forget to renew our driver's license and yes, we want to register to vote. Most importantly though I've learned a lot about those of you who serve here in the General Assembly. Previously I knew almost every

one of you but I really knew you in a superficial way. I have had to learn what's important to you and to the people you represent. I've had to develop trusting, mutually respectful relationships with each of you over the past year. That hasn't always been an easy process for some of us but it was a prerequisite if we were to govern well and I thank you for bearing with me through that process.

But through the ups and downs there have been a number of constants. First among them has been the hard work and dedication of thousands of Delawareans who come to work everyday to serve their state and its people. Over the past year, I have met thousands of you personally as I visited government workplaces from DelDOT's Gravel Hill Yard in Sussex County to the Plummer House pre-release center in North Wilmington. I understand from Anne Canby that we may have some of the DELDOT employees here today who have been working to maintain our roads and highways during some very, very difficult conditions. I'm going to ask them to stand up and take for all State employees a well-deserved bow. Gentlemen, it's said that we all have 15 minutes of fame in our life - you've just used up 15 seconds.

I want to thank as well the members of this legislature for making possible a number of major accomplishments during the past year.

As I look forward to 1994 and the legislative session that's before us, I do so with renewed hope for our future. We are weathering some stormy economic times, but I am struck by a rekindled sense of optimism. I stand before you, confident that state and local government, working in partnership with business, labor and every segment of our community, can harness the talent, the resources and the resolve to make Delaware an even better place to live, and work, and raise a family. It is vitally important that we do so. In fact, our very future depends upon it.

As a state, we continue to cope with increasing needs that outpace our revenue growth.

I am proud that, in my first year as governor, we have continued the commitment to strong financial management that is the hallmark of Delaware state government. For the first time in three years, a governor is submitting to the General Assembly a budget that meets the constitutionally-prescribed 98 percent spending level. The Rainy Day Fund remains fully funded and will continue to grow. I look forward to working on the budget with Senator Cook, Representative Davis and other Joint Finance Committee Members in the coming months. In fact that process began this morning over breakfast at Woodburn.

Some of the recent revenue gain has been a result of Attorney General Oberly's victory last year in the abandoned property case of Delaware v. New York. Our settlement last week with New York was an important step in preserving that victory. But before we can be assured of retaining all of the revenue we receive, we must prevail in difficult negotiations with other states in this case and help our congressional delegation fend off harmful legislation in Washington.

As a safeguard, I am prepared to ask the General Assembly to defer spending on many one-time projects funded with DE v. NY money until the threat from Congress subsides.

More than 85 percent of the growth in this year's budget is required to simply maintain current service levels, to cover federal entitlement increases, and to pay for a modest salary increase of two percent for state employees. In short, revenue growth has allowed us to maintain current service levels without major cuts.

I promised you last year that this Administration would endeavor to make use of every tax dollar that we spend, and to leverage those dollars with resources outside of government whenever possible.

I won't ask you to read my lips folks, but I will ask you to note that the 1995 budget I submit to you today calls for no new taxes.

Using the revenues that are available to us, the budget I propose addresses some of the most important issues that we face as a state. Let's talk about some of those now.

Today in Delaware, there are nearly 500 children in foster care, more than 4,000 adults in prison, and another 16,000 adults on probation and parole.

Last year alone, there were 1,400 babies born to teenagers in Delaware, 80 percent of them single mothers; Over 3,000 Delaware kids tested in our schools last year fell "considerably below the standard" in all three academic areas reading, writing and mathematics;

That is why strengthening Delaware families is a priority of this Administration.

While Delaware ranks near the top of the nation in scientists, engineers and patents per capita in 1992, we ranked dead last for new small business start-ups;

Manufacturing employment has dropped by nearly 10 percent in the past few years, and the General Motors plant closing may cost our state over 6,000 more jobs;

Personal income in Delaware grew by only one percent from 1992 to 1993.

And that is why building a strong and prosperous economy is a priority of this Administration.

State government alone asks business to navigate a complicated maze of 230 different business permits;

The ratio of Health and Social Services clients to caseworkers is 300 to 1;

There are no less than 70 toll-free 1-800 numbers scattered throughout state agencies.

And that is why making government more effective is a priority of this Administration.

Three priorities -- strengthening families; building a strong economy; making government more effective.

Together they are the focus of our work and will be the barometer of our success.

GOVERNMENT EFFECTIVENESS

Just as the private sector has re-engineered to meet the competitive demands of a global market, state government

must learn how to better manage our limited resources. Revenue growth in the 1990's will not continue to match demand for quality government service. We must do more with the resources we have, or face the inevitable choice of cutting services or raising taxes.

I am particularly grateful to Ruth Ann Minner, the members and the staff of the Commission On Government Reorganization and Effectiveness, and to the hundreds of state employees who assisted their work. Thank you.

I have accepted the lion's share of Minner Commission recommendations. If adopted, they will enable our government to run more efficiently and to save taxpayer dollars. Changes are already underway at DelDOT, DNREC, the Department of Agriculture, and elsewhere. Other changes are included in this budget or require legislation to accomplish. I believe that most can be acted on this year, and I ask you to do so.

A number of Minner Commission recommendations deserve special mention, but I want to highlight one that is known as the creation of a new Department of Information and Administrative Services. This restructured Department will become the leader in information technology for all of state government.

Along with this change, I am recommending a \$13.7 million investment in new technology projects. Using the best minds available, we can begin to move state government information capabilities into the 21st Century.

Our goal is to coordinate all state services to Delaware families so we can serve our customers better and at a lower cost.

Here are some examples of what we can do:

Major upgrades in our State's human resource, purchasing, payroll, and financial management systems can allow state employees to make more cost-effective decisions and save millions of taxpayer dollars.

A comprehensive client information center at the Department of Health and Social Services can help families find the services they need throughout our state.

A single 1-800 information number can enable Delawareans to get the right person to answer their questions with one phone call.

An upgraded tax collection system can allow us to collect revenues owed to the state, including court fines, unemployment insurance, and unpaid student loans.

Government that is streamlined and cost-effective. Government that gives state employees the right tools to do their job. State employees who provide service in a friendly and efficient way. That is what we must deliver to the people of our state if we are to meet their needs. Our motto should not be "That's good enough for government work" our motto should not be "If it ain't broke, don't fix it." Our motto should be "If it isn't perfect, make it better."

As I traveled throughout Delaware this past year, I've heard those needs expressed in simple, straightforward language. We want a growing economy that is creating new jobs that pay a decent wage. We want quality schools that offer our children the best education possible. We want safe neighborhoods, that are free from the scourge of crime and drugs. And we want health care that is accessible and affordable to all who need it. These are not challenges that state government can meet alone, but those of us in this room -- working with others who share our vision -- can forge the way. And I believe that we will.

STRENGTHENING FAMILIES

Last year, in one of my first acts as governor, I established a Family Services Cabinet Council devoted to strengthening Delaware families. The idea behind a cabinet council is a simple one: bring together cabinet secretaries whose services overlap and get them to celebrate and to cooperate and create a unified state response. It's been tried before, but often failed over turf battles and dwindling interest. What makes this cabinet council different is our unity of purpose. The fact that the governor personally chairs each of the meetings may be helpful too...then again it may not be.

Our goals are clear: To see healthy babies born to parents who have learned basic parenting skills. To provide Delaware families with access to affordable health care. To better ensure that our children enter school ready to learn. To create schools that are safe for learning, and that are individually accountable for helping more kids meet rigorous standards for reading, writing, science and mathematics. To help provide housing and job opportunities that promote self-sufficiency, so government support is temporary. And finally, in all the things we do, to focus on prevention, so that rather than spending all of our time and tax dollars treating the symptoms of our problems, we attack the root causes of those problems.

PARENTING SKILLS

Many problems facing Delaware families -- from crime and drug abuse to frustration with our education system -- are rooted in a lack of parental involvement. Quite candidly, too many parents in this state aren't taking responsibility for their children. You know it and I know it. And while there are many reasons, too often it begins when a child is born to parents who lack the basic parenting skills they need. No one is born knowing how to raise a child. Not you, not Martha, certainly not me, not anyone.

One of the first things our cabinet council set out to do was to develop a plan that ensures universal access to parent education. What we found was that over 40 agencies and organizations in Delaware already provide some kind of parenting services. What has been missing until now was a catalyst to bring them all together and to create a continuum of service appropriate to the needs of every new parent in our state.

Last year, you adopted Representative Lonnie George's bill to expand statewide Parents as Teachers, an intensive three-year parenting program. By the end of this year, the Cabinet Council, working with service providers and our state's colleges and universities, will finalize a plan to provide access to different levels of parenting education for

every new parent in our state.

Even sooner, my recommended budget contains funds to print this "Growing Together" portfolio. It's a simple calendar that provides good parenting tips and outlines healthy development for children up to the age of five. What should we be looking for when our child is two months old, six months old, two years old, three years old. What should we be doing as parents. Every parent will receive one of these before they leave the hospital with their newborn. I believe these parenting efforts will pay dividends for generations to come, for generations to come. In this Administration, and in Delaware let the message go forth -- kids do count.

TEEN PREGNANCY

Still more must be done to reverse the epidemic of children having children. The statistics are sobering: a million babies born to teen-agers in 1992 alone -- babies that taxpayers often pay to raise. Today, over half of welfare families in the United States are teenagers with kids. Last year in Delaware, we spent nearly \$70 million in AFDC, Medicaid and Food Stamps for families started by adolescents. Beyond the monetary cost, there is an even greater cost to the teen and to the child. Teen pregnancy is a statewide problem, and even more serious in rural Sussex County than in urban Wilmington.

Sex and kids isn't something that we feel comfortable talking about even among ourselves -- much less in a State of the State message.

But kids are having sex -- too young in life and often with little forethought and even less protection. The result is they are getting pregnant -- or worse. We need to take bold action to get this crisis under control.

The 33-member Teen Pregnancy Task Force of the Cabinet Council reported to me last week, and I thank them for their fine work. Today, I am announcing a statewide campaign to implement their recommendations, beginning with creation of an Alliance for Adolescent Pregnancy Prevention. Comprised of parents, of clergy, health care providers, community organizations, and others, the Alliance will act as a clearinghouse for adolescent pregnancy prevention efforts.

Those prevention efforts must begin early in life before teens become sexually active. I support appropriate health and family education beginning not in middle schools, that's too late. As the Department of Public Instruction reviews curricula for New Directions, I will ask them to pay particular attention to the quality and caliber of family life education courses that are offered in our schools.

We will also stress peer leadership with a program modeled after one in Atlanta called "Postponing Sexual Involvement." The program uses trained high school students to teach younger kids how to avoid the peer pressure of becoming sexually active and informs them of the consequences.

Our health care and welfare systems can be used to work on preventing multiple births to teen parents who are not financially or emotionally prepared to provide for their children. We will seek to make continued welfare eligibility dependent upon remaining in school, as well as completing parenting and family planning classes. And using the services of non-government employees and providers, we will expand access to voluntary family planning services for teen parents.

I believe we can make a real difference in turning the tide on teen pregnancy. But as Marion Wright Edelman, the former executive director of the Children's Defense Fund has said, the best contraceptive is a real future.

WELFARE REFORM

Our success in reforming the state's welfare system will focus on creating that future through self-sufficiency -- preparing people to hold a job and to live independently.

The welfare system works as a temporary safety net for most of the families that it serves. But for one of three families, the system our system, perpetuates dependency, diminishes self-esteem, and erodes family responsibility.

The strategy I will unveil next month will reward work and limit time on welfare, beginning with those enrolled in our nationally-recognized First Step employment and training program. That strategy will better ensure that absent parents provide adequate financial support for children and offer health care to families that work. And it will ask parents to enter into a social contract of responsibility to care for their children.

Our reform plan will require a federal waiver to be fully implemented. But there are steps that we can take this year to get started.

My proposed budget presented to you today will allow us to pilot an innovative two-generation program for teen parents and their children. Our goal is to see if providing intensive, family-centered services to this high-risk group can result in parents leading more responsible, independent lives and breaking the cycle of dependency.

State Housing Authority tenants will get help breaking that cycle of dependency with job training, with education, and other services through a new self-sufficiency program that is part of our welfare reform plan.

Finally, finally I will ask the General Assembly to support legislation and budget initiatives to create a more aggressive program to establish the paternity of welfare children and to increase child support collections. We must not let men and boys walk away from the babies they make, leaving responsibility to the mothers and to the taxpayers of this state.

HEALTH CARE

One service that families need as they move off of welfare rolls and onto payrolls is health care. In fact, without universal access to health care, our efforts to overhaul the welfare system will never be truly successful.

Despite our best efforts, there are still an estimated 95,000 Delawareans who lack health care coverage today. Many of them are families where one, or both, parents are working. Encouraged by the Health Care Commission,

Delaware has made significant strides, expanding Medicaid services for children at the poverty level, preventing infant mortality, and improving small employer insurance opportunities. The state's partnership with the Nemours Foundation also continues to grow and serves more children living in poverty.

To add to these ongoing efforts, I recommend funding four new school-based wellness centers, bringing the total in our state to ten. These centers are a vital link to the health care delivery system for adolescents, giving them access to health services in their own environment. My goal remains to locate a wellness center in every high school in Delaware.

In Washington, the debate over national health care reform has begun and states must be ready for federal reform. Across America, states are awakening to the devastating effect of a health care crisis which cannot meet the health care needs of its citizens without breaking the bank. Here in Delaware, we will not wait for Washington. We must prepare to act now.

Last week, the Health Care Commission submitted an interim report for comprehensive reform. They are with us today and I would like to thank Sally Gore and each of the members for their leadership and for their hard work and I think Sally's sitting up there and some of the members. Thank you very much.

The principles outlined by the President's reform plan, the Commission's report and my own priorities are quite similar: Let me just share them with you now.

- 1. To provide universal access to health care for all Delawareans;
- 2. To provide coverage that is basic and affordable;
- 3. To ensure care that is of equal quality for all;
- 4. To allow consumer choice; and
- 5. To control costs and reduce paperwork.

The plan I envision will build upon the existing market-based system, with an emphasis on competition. I do not believe we need to reinvent the health care system, but some changes must be made.

One of the most important aspects of the overall reform plan is that health care must be affordable. Dr. Bruce Karrh and his Cost Containment Committee have made a series of recommendations that emphasize managed care and streamlined administration. Those recommendations deserve our support. They certainly have mine.

I support the Commission's recommendation to create a voluntary health alliance where small business can band together to use their purchasing power to negotiate reasonable rates. To give the alliance more clout in the marketplace, we should explore including in it state employees.

As we move forward to expand health care coverage, we must take care not to put Delaware businesses at a competitive disadvantage by mandating that they pay for health insurance for their employees when no neighboring states have similar requirements. I will, however, ask all businesses to make health insurance available for purchase by employees. Providing universal access is an important first step, an important first step toward universal coverage.

There is one more very important step that we can take now -- and that is a managed care program for Medicaid. Medicaid is one of the fastest growing parts of our state budget. By implementing managed care, we can build a health care delivery system that emphasizes primary and preventive care, that cuts costs, that extends coverage to previously uninsured individuals. This spring, we will apply to the federal government for a waiver to allow us to launch this program in 1995.

We have a long road ahead of us, but the Commission, working closely with this legislature, is determined to craft the best plan for Delaware. And I might add not, not just this legislature but the provider networks and the many people throughout Delaware who share our concern. I expect a health care legislative package to be delivered to the General Assembly in this session.

Let me turn to SAFE COMMUNITIES

While health care weighs heavily on the minds of many Delaware families, perhaps no issue is of greater concern today than the need for safe communities. It wasn't long ago that our neighborhoods were places where kids could play safely; where we could leave our houses unlocked and run down to the store; where we could sit outside in the evening and talk to a neighbor. Today, despite the hard work of our state, county and local police, the fear of crime in neighborhoods from Delmar to Delcastle is growing.

We need to take immediate steps to increase our commitment to improve safety for all Delawareans. To put more cops on the street, to provide for an annual state police recruit class to balance attrition, add eight new state troopers, and take full advantage, full advantage of Senator Joe Biden's federal crime bill. These steps will allow us to enhance our police presence, especially in Kent and Sussex County neighborhoods.

We can help our police in another important way by curbing the widespread availability of handguns. With the passage of the Brady Bill in Washington, there is now a very real threat that Delaware may become a mecca for the gun trade that is raging along the east coast. If we do nothing, we will be the only state in the nation that permits purchases of an unlimited number of handguns with no waiting period. We are putting gun runners on notice -- stay out of Delaware!

The Criminal Justice Council has developed comprehensive legislation to deal with gun control in a way that attacks the problems without unduly interfering with an individual's right to bear arms.

Yesterday, I was joined by Senator Patti Blevins and by Representative Steve Amick to announce my endorsement of their proposed legislation. When the General Assembly returns in March, I will work with you to pass legislation that will allow only one handgun purchase every 30 days -- an approach to limiting handgun purchases already in

effect in Virginia. I support legislation to allow law enforcement agencies to exchange information on the purchase of handguns for up to 60 days and to require that all handgun purchases be made through licensed dealers.

I will also urge the passage of legislation developed by Attorney General Oberly to require stiffer penalties for crimes committed with a firearm.

But better police coverage and tougher gun laws aren't enough.

When we look at the average criminal in Delaware prisons, we find a history of a broken family, little education, drug and alcohol abuse, low-self esteem, no job, and no hope.

Prisons should punish people who break the law and they do. But prisons can be more than a warehouse for criminals until they're released to commit another crime. Our prisons are becoming places where the efforts of employees are being reinforced by the efforts of hundreds of volunteers from throughout our state. They support an array of criminal ministries and mentoring programs. Last year alone, they contributed to a three-fold increase in the number of prison inmates earning their high school degree. They participated in drug and alcohol treatment programs like Key and Crest to cut the rate of recidivism from 80 percent to almost 10 percent. They are helping to breathe new life into prison industries, where inmates can acquire skills and make a real contribution to society by working.

But, we can't stop there. And I am asking the General Assembly to spend \$3.7 million in the next fiscal year to build Delaware's first boot camp and to bring to our state a more cost-effective way to punish criminals primarily first time offenders while we rehabilitate them so they won't return to prison.

The boot camp I propose will be a place where prisoners do a day's work, get an education, and learn the skills that they need to get a job and live independently when they are released. Just as important, the alcohol and drug treatment we will provide can help break the destructive habits that put them in jail to begin with.

This boot camp, coupled with 35 new probation and parole officers I propose to hire, will help us exert better control over the growing number of people in our corrections system.

Together, I believe this crime and corrections package will answer the call to make our streets safer and our neighborhoods more secure.

Our commitment to safe communities will also extend to our children.

In the FY95 capital budget I send to you today, I recommend spending nearly \$8 million to build a state-of-the-art youth rehabilitation center at Ferris -- a facility that will take dangerous youths off our streets and give them the help they need BEFORE they are addicted to a life of crime.

We are all increasingly disturbed by growing violence and disruption in Delaware schools. The need to improve school discipline has become a top concern of many parents.

DESEGREGATION

Both the desegregation consent order and the budget I have proposed provide for alternative schools for children with severe discipline problems, enhanced in-school suspension programs for students too disruptive to be in regular classrooms, and parental involvement programs designed to head off discipline problems before they begin. These programs will both improve the quality of education and prevent future crime.

Other funding in the consent order is provided for long-overdue efforts to "grow our own" teachers by encouraging young people to consider careers in education, and developing an alternative teacher certification program that will give talented, non-education majors an opportunity to teach in our State.

We must seize this opportunity to implement these important programs and to end the court supervision of our schools at the same time.

But that is not all we must do.

The desegregation court order is just that -- a consent order designed to resolve a difficult and divisive court case.

The consent order is not our blueprint for educational reform.

We have that in New Directions and I'd like to talk about it for a moment.

NEW DIRECTIONS

New Directions is about setting world-class standards that measure what children should know, and holding schools accountable for meeting them. It's about teaching kids how to write a good letter to their legislator, understand instructions to assemble a bicycle, or calculate the interest on a loan. It's about helping teachers teach better.

We have made substantial progress in setting the standards for our kids. Now the real challenge is for New Directions to deliver on its promise of "excellence and equity for all students."

To help New Directions succeed, members of the Business Public Education Council have presented me with the findings of their GAP analysis -- a report containing 17 different recommendations for closing the gaps between an ideal educational system and the one we have here in Delaware today. We are already working on most of those recommendations, and we stand ready to do more.

The GAP analysis agreed with many of us that the time has come to rethink the entire structure for education in our state.

Just as not all children are the same -- nor are all communities alike. There is no cookie-cutter approach to educational excellence. Allowing school communities -- teachers, parents, and principals -- to determine the best approach to educating children in their schools is critical to educational improvement. Cutting regulatory red tape will enable local educators to teach children in a way they believe is most effective.

At the same time, setting performance standards gives parents and state education authorities the ability to measure

the success of educational programs in each and every school. By holding schools accountable for their results, we can strike a better balance between local flexibility and state control.

Our goal should be to empower parents. By holding the schools the focal point for decisions about budgets, staff and instructional practices, we will maximize parental involvement in how their kids are educated. By giving parents good information about school performance, they can answer the question "How successful is my child's school?"

DPI's role must also change -- from one of regulatory oversight to one of expert consultant -- helping local schools to innovate and to improve.

With all this in mind, I will convene by Executive Order a commission to prepare legislative restructuring the relationship between the State Board/Department of Public Instruction and local educational authorities. The commission will include parents, teachers, administrators, board members, legislators and the business community.

Now reworking the entire structure of education in Delaware is admittedly no small task. But I believe the commission's work can be completed next year.

In the meantime, we will press forward to implement other recommendations of the GAP analysis.

A few weeks ago, Representative Peg Bradley and State Board of Education member Nancy Doorey came by to see me about an issue close to their hearts and I think to many of our hearts -- that's Head Start.

Head Start is a proven commodity with a 25-year old record of achievement in helping children in poverty get ready for success in our schools. For every dollar we invest in quality preschool, we save several times that in welfare benefits, in reduced criminal costs, and in increased earnings and tax revenues.

Kids who attend Head Start have better attendance records in school, make significant gains in test scores, and are healthier. And, Head Start is designed to fully involve parents at the very beginning of their children's education.

It is no wonder that support for early childhood education comes not just from educators, but from doctors, business people and law enforcement people as well. Yet, despite its success, we still serve only half of the eligible three- and four-year-olds in Head Start. That should change.

Today, I propose that over the next three years, every eligible four-year-old in Delaware will be enrolled in Head Start. I will ask the Joint Finance Committee to use a small portion of cost recovery funds in FY 95 to begin to pay for that expansion. Over three years, the total cost to our state will be an additional \$2.5 million in operating expenses and slightly over \$1 million in one-time spending for additional space and equipment. I believe it is one of the best investments in education we will make as a state during my Administration.

STRENGTHENING OUR ECONOMY

Making sure our kids get a world-class education is our best insurance for a strong economy that creates quality jobs.

The past several years have presented formidable challenges for Delaware's economy. It's been a rollercoaster ride, starting with the announcement of the GM plant closing even before I took office. But I think things are looking up.

I met with most of the state's major employers last year to hear directly from them on how government can do its job better. What I have outlined is a four-pronged approach to strengthening Delaware's economy -- 1) create a top-quality workforce; 2) "grow our own" businesses; 3) develop a modern and efficient infrastructure; and 4) make government accessible and responsive to business.

I've already talked about New Directions and its importance to a highly educated, highly productive workforce.

We developed our "Grow Our Own" strategy because 90 percent of new jobs in Delaware come from the expansion of existing business and the start-up of new businesses. I think we have good news on that front.

In 1993, we created Small Business Development Centers in Kent and Sussex County that are helping entrepreneurs succeed today.

We joined with local banks to create the Delaware Access Program -- using a \$1 million state investment allocated by you to leverage up to \$20 million of local bank lending for business start-ups and expansions today.

We partnered with manufacturers to create the Delaware Alliance to stimulate more widespread use of modern manufacturing technology. Not at some date in the future but today.

This year, we propose to take our "grow our own" a step further -- by doubling the Development Office's Strategic Fund to \$5.0 million. This increase, recommended by the GM Task Force, will provide Delaware with flexibility to take advantage of opportunities to attract new businesses to our state.

We will also kick off the Delaware Seed Fund -- using up to \$1 million of state funds to leverage \$5 million of private investment in emerging technologies that create jobs.

We can't expect business to continue to locate and to grow in Delaware without investing in modern, efficient infrastructure. Last year, we passed Senator Thurman Adams' telecommunication reform act that ensures Delaware businesses of access to state-of-the-art telecommunications service. And it also brings the promise of a one-quarter of a billion dollar investment in our telecommunications infrastructure.

This year, I will ask the General Assembly to turn its attention to the quality of our water and wastewater infrastructure. By one estimate, \$700 million will be needed over the next 20 years to fund repairs, renovations, and expansions of our water and wastewater facilities. I support Representative John Schroeder's bill to create a Water Facilities Advisory Council as recommended by our State Chamber of Commerce. This Council will provide a comprehensive, statewide water plan, and develop policies to allocate costs on a fair basis. Developing this strategy for water and wastewater is an essential part of improving statewide planning.

Our efforts to ensure that State government is responsive and accessible to Delaware business are also moving at

full speed. Last year's economic summit identified complicated permit processing as a major barrier to economic growth in our State. This year the Permitting Policy Task Force will report back on how we can improve it.

I believe a new day has dawned at DNREC and so have many of its critics. Working with this Task Force, DNREC is launching a major joint public and private sector review of 42 major permitting programs. They will identify obsolete permitting programs, find ways to improve others, and explore uses of technology to reduce paperwork and speed the process. The Department is also providing extensive customer service training to its staff and surveying customers to find out "how are we doing?" And I think they're doing much better.

21st CENTURY FUND

We will have one more opportunity in 1994 to strengthen Delaware's economy and improve our quality of life.

As you know, last week we announced a \$200 million settlement, payable over five years, of the DE v. NY case.

With these funds, we have a chance to make a real difference -- to invest in our future and meet the economic challenges of the next century.

Today, I propose creation of a 21st Century Fund using the settlement money from DE v. NY. These funds would be used to challenge Delaware communities and leverage private resources to make long-term investments in infrastructure and workforce development.

With this Fund, we can meet the challenges of putting our water supply and wastewater infrastructure on a sound environmental and financial footing.

We should commit the same energy and resources that were devoted to our open space program and develop our park system into one of the finest in the nation.

We should preserve high quality farmland, not only because it supports this state's largest industry, but also because it saves open space, while retaining land for productive use.

We should make infrastructure investments in low- and moderate-income housing -- targeting residents who have demonstrated a commitment to revitalizing their communities and empowering themselves.

We should challenge schools and businesses to make long-term financial commitments to school-to-work programs that help students make the transition from an "academic environment to the hands-on world of work.

And we should challenge our schools to use technology to expand the information, training, and education options available to our residents.

This should be our vision. We can not lose sight of our goal and that is to invest in the future and make our state a better place to live.

CLOSE

Well, I began my remarks this afternoon, perhaps it seems like yesterday afternoon, but I began my remarks by describing the education of a new governor in the past year of transition, and some of the many lessons that I learned, that my administration has learned.

By far the most important lesson for me has been the importance of working in a spirit of bipartisan cooperation with you, the members of this General Assembly. Last year, that cooperation allowed us to make improvements in the Kids Department, to address the financial problems of the Transportation Trust Fund, and to meet the federal requirements of the Clean Air Act.

Today, I have described for you a blueprint for a Delaware Agenda. It is an ambitious agenda that carries with it the optimism that we, as a state, can meet the sobering challenges that confront us today.

It is not an agenda that's carved in stone, but one to be crafted with the ideas and energies of everyone in this room, and beyond this room.

That work must begin now.

Delaware has no equal among states in our ability to move confidently into the future.

And so today we must again answer the call. To take our state, this state, to new heights. To show this nation why Delaware is -- and will remain -- the First State.

That is the challenge I bring to you today. That is the challenge I leave with you today. Join me in building a Delaware Agenda that each of us can embrace and call our own.

Thank you very much.

The Speaker thanked the Governor for his address and asked the previously named escort committee to reassemble and escort the Governor back to his Executive Office.

The Majority Leader moved that the Chief Clerk of the House and the Secretary of the Senate compare their respective Journals to see if they agree.

The Chief Clerk of the House informed the Joint Session that she and the Secretary of the Senate had compared their Journals and found that they agreed.

The Majority leader moved that the Joint Session adjourn at 3:10 p.m. and the two Houses separate to reconvene in their respective chambers. There was no objection and the Speaker declared the Joint Session adjourned.

The Senate reconvened at 3:48 p.m. with Lt. Governor Minner presiding.

HJR 2 was introduced and assigned to the Executive Committee.

HJR 2 - EXTENDING BEST WISHES FOR A RAPID RECOVERY TO DELAWARE'S BELOVED SENIOR LEGISLATOR, STATE SENATOR HERMAN M. HOLLOWAY, SR. Sponsors: Representatives George, Gilligan, Roy, Quillen, Smith, Spence, Sorenson, Petrilli, Taylor, Amick, Wagner, Bennett, Banning,

Buckworth, Bradley, Carey, Brady, Caulk, Bunting, Davis, Clark, DiPinto, DiLiberto, D. Ennis, B. Ennis, Ewing, Holloway, Fallon, Houghton, Lee, Jonkiert, Lofink, Plant, Mack, Schroeder, Maroney, Van Sant, Oberle, West, Reynolds, Wojewodzki; Senators Cordrey, Sharp, Bair, Connor, Adams, Blevins, Cook, Marshall, Martin, McBride, McDowell, Sokola, Torbert, Vaughn, Venables, Voshell, Hauge, Knox, Neal, Still.

SB 269 was introduced and assigned to the Finance Committee.

SB 269 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO THE EXCLUSION OF UNEARNED AND PENSION INCOME AND INDIVIDUAL RETIREMENT ACCOUNTS WITHDRAWALS FOR PERSONS 60 YEARS OF AGE OR OLDER. Sponsors: Senator Voshell.

SB 270 was introduced and assigned to the Public Safety Committee.

SB 270 - AN ACT TO AMEND SUBCHAPTER VII, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES AGAINST PUBLIC HEALTH, ORDER AND DECENCY. Sponsors: Senator Cordrey; Representative Ewing.

SB 271 was introduced and assigned to the Health and Social Services Committee.

SB 271 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES. Sponsor: Senator McDowell.

SJR 29 was introduced and assigned to the Natural Resources Committee.

SJR 29 - PROVIDING FOR THE ESTABLISHMENT OF A BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS TO THE GOVERNOR AND THE DELAWARE GENERAL ASSEMBLY FOR A STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE. Sponsors: Senator McBride and Representative Schroeder; Senators Knox, Sokola, Voshell; Representatives Mack, Reynolds, Bradley, DiPinto, Lofink.

SB 265 was introduced and assigned to the Finance Committee.

SB 265 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1995; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

SA 1 to SB 268, sponsored by Senator McDowell, was introduced and placed with the bill.

On motion of Senator McBride, **SCR 46 w/SA 1**, which was returned from the House with an Amendment, was brought before the Senate for reconsideration.

SCR 46 w/SA 1 - EXTENDING THE LIFE OF THE DELAWARE RIVER AND BAY OVERSIGHT COMMITTEE FOR THE PURPOSE OF STUDYING AND CONSIDERING ADDITIONAL MATTERS, INCLUDING THE EFFECT OF THE FEDERAL OIL POLLUTION ACT AMENDMENTS OF 1990 AND THE ESTABLISHMENT OF A PERMANENT DELAWARE RIVER AND BAY OVERSIGHT COMMISSION.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SCR 46 w/SA 1, w/HA 1** was declared adopted by the Senate.

SJR 28 was lifted from the table and brought before the Senate for consideration, under the suspension of the necessary rules on motion of Senator Sharp.

SJR 28 - RELATING TO EXPEDITED PROCEDURES AS RECOMMENDED BY THE COMMISSION ON COMMERCIAL LITIGATION REFORM.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SJR 28** was declared passed the Senate and sent to the House for consideration.

SJR 27 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

SA 4 to SJR 27 was introduced and brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 18 Senators voting YES, 1 (Still) NOT VOTING, 2 (Holloway, Torbert) ABSENT; therefore, **SA 4 to SJR 27** was declared part of the Joint Resolution.

SJR 27 w/SA 4 was now before the Senate. Several Senators commented. A roll call vote was taken. Senator Sokola moved that the roll call be tabled before it was announced. Senator Sharp objected; therefore, a roll call vote was taken on the motion to table the roll call and revealed 14 Senators voting YES, 5 (Bair, Hauge, McBride, Sharp, Vaughn) NO, 2 (Holloway, Torbert) ABSENT; therefore, the roll call on **SJR 27 w/SA 4** was tabled.

HB 368 w/HA 1 was lifted from the tabled and brought before the Senate for consideration, under the suspension of the necessary rules on motion of the floor manager, Senator Cordrey.

HB 368 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 10 AND CHAPTER 91, TITLE 9, DELAWARE CODE RELATING TO THE OFFICE OF SHERIFF AND UNIFORM MILEAGE PAYMENTS.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **HB 368 w/HA 1** 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 Voshell.

HB 307 - AN ACT TO AMEND CHAPTER 30, TITLE 9 OF THE DELAWARE CODE RELATING TO

THE ISSUANCE OF OCCUPANCY PERMITS.

Senators Vaughn and Neal commented. A roll call vote was taken and revealed 18 Senators voting YES, 1 (Neal) NO, 2 (Holloway, Torbert) ABSENT; therefore, **HB 307** was declared passed the Senate and returned to the House.

HB 244 w/HA 1 & 2 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 244 w/HA 1 & 2 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (3/5 vote)

Senator Still requested the privilege of the floor for William Remington, representing the Division of Revenue.

The witness was excused after addressing the Senate.

Senator Neal commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **HB 244 w/HA 1 & 2** was declared passed the Senate and returned to the House.

Senator Sharp yielded to Senator Adams for the purpose of suspending the necessary rules to consider **HJR** 2.

HJR 9 - EXTENDING BEST WISHES FOR A RAPID RECOVERY TO DELAWARE'S BELOVED SENIOR LEGISLATOR, STATE SENATOR HERMAN M. HOLLOWAY, SR.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **HJR 9** was declared passed the Senate and returned to the House.

SCR 58 was introduced and brought before the Senate for consideration on motion of Senator Voshell.

SCR 58 - COMMENDING ROBERT F. ('BOBBY') JACOBS AND THE EASTERN SHORE BOARD NO. 129 OF THE INTERNATIONAL ASSOCIATION OF APPROVED BASKETBALL OFFICIALS FOR THEIR OUTSTANDING EFFORTS OVER THE PAST FOUR YEARS IN CONCEIVING, PROMOTING AND CARRYING OUT SOUTHERN DELAWARE'S 'SLAM DUNK TO THE BEACH' HOLIDAY BASKETBALL TOURNAMENT AT CAPE HENLOPEN HIGH SCHOOL. Sponsors: Senator Voshell; Senators Adams, Venables, Cordrey; Representatives Schroeder, Carey, Ewing, Bunting, Fallon, Lee and West.

Senator McBride commented. Senators Bair, Sokola and Cook requested their names be added as co-sponsors.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SCR 58** was declared adopted by the Senate and sent to the House for consideration.

Senator Voshell requested that All Senators be listed as co-sponsors.

Senator Cordrey requested that a communication be read regarding **SCR 46** appointing Senators Vaughn and Connor as members of the Delaware River and Bay Oversight Committee. A copy of this letter is on file for this legislative day.

SCR 60 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

SCR 60 - REQUESTING THE DELAWARE DELEGATION TO THE OZONE TRANSPORT COMMISSION (OTC) TO OPPOSE THE PETITION PROCESS THAT WOULD ESTABLISH REGIONWIDE FEDERAL MANDATES. Sponsors: Senator McDowell, Representatives DiPinto and Carey.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SCR 60** was declared adopted by the Senate and sent to the House for consideration.

SR 28 was introduced and brought before the Senate for consideration on motion of Senator McDowell.

SR 28 - URGING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DELAWARE SOLID WASTE AUTHORITY TO REJOIN THE NORTHEAST RECYCLING COUNCIL. Sponsors: Senators McDowell, Blevins, Cordrey.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SR 28** was declared adopted by the Senate.

SR 29 was introduced and brought before the Senate for consideration on motion of Senator Martin.

SR 29 - COMMENDING DEL DOT EMPLOYEES FOR THEIR OUTSTANDING EFFORTS IN KEEPING OUR HIGHWAYS SAFE AND PASSABLE DURING THE SNOW & ICE STORMS OF 1993 & 1994. Sponsor: Senator Martin.

Senator Martin requested that all Senators names be added as co-sponsors.

Senators Sokola and Marshall commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **SR 29** was declared adopted by the Senate.

HJR 10 was introduced and brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator McDowell.

HJR 10 - RESOLUTION TO WITHDRAW FROM THE OZONE TRANSPORT COMMISSION.

Sponsors: Representative DiPinto & Senator McDowell; Representatives Spence, Petrilli, Quillen, Mack, Wagner, Taylor, Oberle, Davis, Sorenson, Buckworth, Carey, Lofink, D. Ennis, Amick, Ewing, Van Sant, Gilligan, Plant, B. Ennis, Brady, DiLiberto, Clark, Houghton and Bennett; Senators McDowell, Voshell, Adams, Cook, Vaughn, Venables, Hauge, Still, Neal, Bair.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Holloway, Torbert) ABSENT; therefore, **HJR 10** was declared passed the Senate and returned to the House.

At 5:17 p.m. on motion of Senator Sharp, the Senate recessed to the call of the President Pro Tempore or Tuesday, March 15, 1994 at 2:00 p.m.

The Senate reconvened at 2:38 p.m. on March 15, 1994 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 January 28, 1994

The following legislation was introduced and assigned:

SB 271 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES. Sponsor: Senator McDowell. To: **Reassigned to Children, Youth and Their Families.**

SB 272 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO VALUATION AND ASSESSMENT OF PROPERTY. Sponsors: Senators Vaughn and Adams; Representatives Carey, Caulk, Clark, Schroeder, B. Ennis and Banning. To: **Agriculture.**

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Senator Torbert marked present.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 44, HJR 10, SCR 56** and **SCR 57.**

A veto message for **SB 29** was announced. Senator Marshall requested only the title of the message be read. No objection. A copy of the message is on file for this legislative day.

LEGISLATIVE ADVISORIES #34 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 #34, dated January 28, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB #377 - 1/27/94 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(a), TITLE 13, OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF THOMAS EDWARD MILLER AND SVETLANA TRIPHONOVA. (Reps. DiLiberto, Bradley; Sen. Bair) (Volume 69, Chapter 176, Laws of Delaware).

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LEGISLATIVE ADVISORY #35, dated February 7, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #151 aab SA 1/HA 2 - 02/04/94 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FISHING SEASONS. (Sen. Cordrey; Rep. Schroeder) (Volume 69, Chapter 177, Laws of Delaware).

SB #218 aab SA 1/HA 1/SA 2 - 02/04/94 - AN ACT TO AMEND CHAPTERS 4, 6 AND 51, TITLE 24 OF THE DELAWARE CODE RELATING TO COSMETOLOGY AND BARBERING. (Sen. Blevins and Rep. Amick; Sens. Sokola, Torbert, Voshell; Reps. Buckworth and Jonkiert) (Volume 69, Chapter 178, Laws of Delaware).

HB #186 aab SA 1 - 02/04/94 - AN ACT TO AMEND CHAPTER 25 OF TITLE 29, DELAWARE CODE, RELATING SUPPLYING OF LEGAL ADVICE AND COUNSEL TO DELAWARE TECHNICAL AND COMMUNITY COLLEGE. (Rep Sorenson; Sen. Sokola) (Volume 69, Chapter 179, Laws of Delaware).

HB #370 - 02/04/94 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO UNCLAIMED DIVIDENDS, INTEREST AND OTHER DISTRIBUTIONS MADE BY ISSUERS OF SECURITIES AND HELD BY FINANCIAL INTERMEDIARIES FOR OWNERS WHOSE IDENTITIES ARE UNKNOWN. (Rep. George; Reps. Petrilli, Spence; Sen. Cordrey) (Volume 69, Chapter 180, Laws of Delaware).

HB #371 - 02/04/94 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, AND CHAPTER 107 OF 69 LAWS OF DELAWARE, BEING HOUSE BILL NO. 209, RELATING TO THE REGISTER OF REGULATIONS. (Rep. Clark; Sen. Cook) (Volume 69, Chapter 181, Laws of Delaware).

HB #307 - 02/04/94 - AN ACT TO AMEND CHAPTER 30, TITLE 9 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF OCCUPANCY PERMITS. (Reps. Banning, DiLiberto, B. Ennis, Jonkiert; Sens. McBride, Vaughn; Reps. Brady, Clark, George, Gilligan, Plant, West, Davis) (Volume 69, Chapter 182, Laws of Delaware).

HB #337 aab HA 2/SA 1/SA 2 - 02/04/94 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL REGISTRATION PLATES. (Reps. B. Ennis, Ewing, Bennett, DiLiberto, Lee; Sen. Vaughn; Reps. Brady, Bunting, Caulk, Clark, DiPinto, D. Ennis, Gilligan, Houghton, Jonkiert, Lofink, Oberle, Quillen, Reynolds, Roy, Schroeder, Van Sant, West; Sens. Bair, Blevins, Holloway, McBride, Marshall, Still, Torbert) (Volume 69, Chapter 183, Laws of Delaware).

HB #368 aab HA 1 - 02/04/94 - AN ACT TO AMEND CHAPTER 21, TITLE 10 AND CHAPTER 91, TITLE 9, DELAWARE CODE RELATING TO THE OFFICE OF SHERIFF AND UNIFORM MILEAGE PAYMENTS. (Reps. Bennett, B. Ennis, Clark, Quillen, Wagner, Caulk, Buckworth, Ewing, Carey, Schroeder, Bunting, Fallon, Lee, West; Sens. Vaughn, Cook, Adams, Torbert, Still, Voshell, Cordrey, Venables) (Volume 69, Chapter 184, Laws of Delaware).

SB #266 - 02/04/94 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF REHOBOTH BEACH, AS AMENDED, WITH REGARD TO THE PROCEDURES AND LIMITS FOR AUTHORIZING GENERAL OBLIGATION BONDS. (Sen. Cordrey; Rep. Schroeder) (Volume 69, Chapter 185, Laws of Delaware).

SB #253 - 02/04/94 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO PROCESSING AND PAYMENT OF INSURANCE BENEFITS. (Sen. Vaughn; Rep. D. Ennis) (Volume 69 Chapter 186, Laws of Delaware).

SB #267 - 02/04/94 - AN ACT TO AMEND CHAPTER 74, TITLE 29 OF THE DELAWARE CODE RELATING TO BONDS AND NOTES OF THE STATE. (Sens. Martin, Cook, McBride, Venables, Hauge, Knox; Reps. Roy, Carey, Oberle, Taylor, B. Ennis, Jonkiert) (Volume 69, Chapter 187, Laws of Delaware).

HB #244 aab HA 1/HA 2 - 02/04/94 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAXES. (Rep. Smith; Reps. DiPinto, D. Ennis, Wagner, Bennett, Houghton, Jonkiert; Sen. Marshall) (Volume 69, Chapter 188, Laws of Delaware).

LEGISLATIVE ADVISORY #36, dated February 8, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SJR #28 - 02/07/94 - RELATING TO EXPEDITED PROCEDURES AS RECOMMENDED BY THE COMMISSION ON COMMERCIAL LITIGATION REFORM. (Sen. Sharp, Rep. Amick)

LEGISLATIVE ADVISORY #37, dated February 9, 1994. Governor Thomas R. Carper vetoed the following legislation on the date indicated:

HJR #10 - 2/9/94 - RESOLUTION TO WITHDRAW FROM THE OZONE TRANSPORT COMMISSION. (Rep. DiPinto, Sen. McDowell; Reps. Spence, Petrilli, Quillen, Mack, Wagner, Taylor, Oberle, Davis, Sorenson, Buckworth, Carey, Lofink, D. Ennis, Amick, Ewing, Van Sant, Gilligan, Plant, B. Ennis, Brady, DiLiberto, Clark, Houghton, Bennett; Sens. Voshell, Adams, Cook, Vaughn, Venables, Hauge, Still, Neal, Bair, Smith)

SB #29 - 2/9/94 - AN ACT TO AMEND CHAPTER 69 §6912, TITLE 29, DELAWARE CODE RELATING TO PUBLIC WORKS CONTRACTS AND PREVAILING WAGE RATES. (Sen. Marshall, Rep. Oberle; Sens. Blevins, Holloway, Sr., Martin, McBride, McDowell, Vaughn, Connor; Reps. Mack, Reynolds Roy, Spence, Banning, Brady, B. Ennis, Gilligan, Holloway, Jr., Plant, Van Sant, Bunting)

The Secretary announced that a message from the House informed the Senate that it had passed **SB 253**, **SB 29 w/SA 2**, **SB 266**, **SB 267**, **SCR 60**, **SJR 28**.

At 2:40 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 8th Legislative Day.

8TH LEGISLATIVE DAY

March 15, 1994

The Senate convened at 2:40 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Sharp. Text as follows:

A PRAYER IN MEMORY OF SENATOR HERMAN M. HOLLOWAY, SR.

Delivered to the Delaware State Senate
by Senator Thomas B. Sharp
Senate Majority Leader
March 15, 1994

O Lord, as we, the members of the Delaware State Senate, prepare to meet this day, our hearts are full of sorrow at the passing yesterday morning of the oldest- and I think it fair to say the most beloved- of our colleagues, the Honorable Herman M. Holloway, Senior, who occupied a very special place not only in this chamber, but also in our affections.

And yet, mixed with the feelings of sorrow that we all share, there is also a profound sense of joy and of privilege that we have had an opportunity during these many years to serve with a man of such great integrity and honor, a man of such warmth and friendliness, and, above all, a man of such fearless courage and tireless energy in pursuit of fairness and equity for all of Delaware's citizens, regardless of their race, their religion, their

sex or their place of origin. Lord, we give You thanks this day for the life of this fine man and for the great leadership role he has played in the government of this First State of Delaware over the last three decades.

Herman Holloway's service in this body was among the lengthiest spans in the history of the State of Delaware. He was elected to the Senate in November 1964, following a one year sojourn in the House of Representatives, to which he was elected in a special election on November 23, 1963, the day after President John F. Kennedy was assassinated, to fill the seat of the late Representative Paul F. Livingston of Wilmington's First Representative District.

During his long tenure here, Herman led the fight for equal accommodations in 1963, for equal housing in 1969 and for many other pieces of landmark legislation. He was deeply concerned with Health and Social Services. He served on the Joint Finance Committee for 25 years. And just this session, he agreed to join the official Senate leadership by becoming Majority Whip. As everyone knows, he had been part of the unofficial Senate Leadership for more years than most of us have been serving this body.

And now, Lord, we pass him along to You. We're sorry to see him go, but at the same time, we thank You that You let us have him for as long as You did. And we pray, Lord, that You will allow him to continue to oversee our deliberations from on high even as he goes about his other, more angelic duties. Amen

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Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT. The journal of the previous day was approved as read on motion of Senator Sharp. No objection.

Senator Sharp rose to comment on the death of Senator Herman M. Holloway, Sr.

Senators Bair, Connor, Adams and McDowell all rose to share remembrances of Senator Holloway.

Senator Cordrey requested that a Memoriam for Senator Holloway be read in, in its entirety.

STATE OF DELAWARE SENATE

IN MEMORIAM

Be it hereby known to all that the Senate extends its sincere sympathy to Mrs. Ethel Holloway and to the children, grandchildren and family members of our dear friend and esteemed colleague,

SENATOR HERMAN M. HOLLOWAY, SR.

of Wilmington's Second Senatorial District, the senior legislator in the Delaware General Assembly, having served in the House from November, 1963, to November 1964 and in the Senate from November 1964 until his passing on March 14th, 1994. The entire membership offers its respectful condolence and directs this memorial be presented on this 15th Day of March, 1994.

Duly signed by Sponsor, Richard S. Cordrey, President Pro Tempore and Bernard J. Brady, Secretary of the Senate and co-sponsored by all Senators.

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Senator Marshall rose to comment regarding Senator Holloway.

Lt. Governor Minner also commented regarding the Senator.

At 3:03 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:25 p.m. the Senate reconvened with Lt. Governor Minner presiding.

At 4:26 p.m. on motion of Senator Sharp, the Senate recessed until March 16, 1994 at 4:00 p.m.

The Senate reconvened at 4:23 p.m. on March 16, 1994 with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 381**, **HB 48** and **SB 113 w/HA 1**.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representatives Ewing and Buckworth signed **SCR 46** as additional co-sponsors on January 25, 1994.

The Secretary announced that a message from the Chief Clerk of the House indicated that Representative Bunting signed **SB 29** as an additional co-sponsor on January 27, 1994.

The Secretary announced that a message from the Chief Clerk indicated that Representative Ewing, the sponsor of **HB 162** requested that the bill be returned to the House.

A communication from Senator Torbert was read thanking the Senate for its kindness during his recent illness.

A messenger from the Governor was announced and admitted.

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 15, 1994

The following legislation was introduced and assigned:

SB 273 - AN ACT TO AMEND AN ACT BEING CHAPTER 109, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GREENWOOD" TO PROVIDE FOR VOTING BY ABSENTEE BALLOT. (2/3 vote) Sponsors: Senator Adams; Representative Ewing. To: Community/County Affairs.

SB 274 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO EXTEND THE HOURS FOR VOTING AT THE ANNUAL MUNICIPAL ELECTION. (2/3 vote) Sponsors: Senator Cordrey; Representative West. To: Community/County Affairs.

SB 275 - AN ACT TO AMEND CHAPTER 70, TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE-OWNED MATERIEL. Sponsors: Senator Cordrey; Representative Bunting. To: Administrative Services.

SB 276 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF ADMINISTRATIVE SERVICES. Sponsors: Senator Cordrey; Representative Bunting. To: Administrative Services.

SJR 30 - RELATING TO EXTENDING THE REPORTING DATE OF THE TASK FORCE TO STUDY THE HIGH RATES OF CANCER IN DELAWARE. Sponsor: Senator Sharp. To: Laid on the Table.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 16, 1994

The following legislation was introduced and assigned:

HB 48 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE RELATING TO RECEIVING STOLEN PROPERTY. Sponsor: Representative Roy. To: Highways and Transportation.

HB 381 - AN ACT WAIVING THE STATUTORY PROVISIONS OF SECTION 107(a) OF CHAPTER 1, TITLE 13, DELAWARE CODE AS IT RELATES TO THE MARRIAGE OF MICHAEL L. SZECHURA AND CLARA ANNE COLWELL, NON-RESIDENTS OF THE STATE OF DELAWARE. Sponsor: Representative Wagner. To: Executive.

At 4:26 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 9th Legislative Day.

9TH LEGISLATIVE DAY

March 16, 1994

The Senate convened at 4:26 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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

SJR 30 was lifted from the table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Sharp.

SJR 30 - RELATING TO EXTENDING THE REPORTING DATE OF THE TASK FORCE TO STUDY THE HIGH RATES OF CANCER IN DELAWARE.

Several Senators commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Cordrey) ABSENT, 1 SEAT VACANT; therefore, **SJR 30** was declared passed the Senate and sent to the House for consideration.

Senator Hauge marked present during the above roll call.

On motion of Senator Torbert, the necessary rules were suspended and **SB 113 w/HA 1**, which was returned from the House with a House Amendment, was brought before the Senate for consideration.

SB 113 w/HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO ASSAULT IN THE SECOND DEGREE.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Cordrey) ABSENT, 1 SEAT VACANT; therefore, **SB 113 w/HA 1** was declared passed the Senate and sent to the Governor.

Senator Hauge was granted the personal privilege of the floor to introduce his son, Drew, to the Senate.

At 4:45 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m. March 17, 1994.

The Senate reconvened at 2:26 p.m. March 17, 1994 with Senator Cordrey presiding.

Senator Cordrey marked present.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 48** and **SCR 58**.

The following committee reports were announced:

From Insurance and Elections: **HB 265** - 5 merits.

From Public Safety: **HB 200 w/HA 1** - 4 Merits; **SB 270** - 5 Merits.

SB 277 was introduced and assigned to the Community/County Affairs Committee.

SB 277 - AN ACT TO AMEND CHAPTER 87, TITLE 29 DELAWARE CODE RELATING TO THE DELAWARE COMMISSION ON VETERANS' AFFAIRS. Sponsors: Senators Vaughn, Voshell, McBride; Reps. B. Ennis, Brady, Spence.

Lt. Governor Minner presiding at 2:28 p.m.

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

STATE OF DELAWARE
Office of the Governor
March 16, 1994

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. Donald F. McArdle, 147 Candlewicke Drive, Dover, Delaware 19901, to be appointed to be Commissioner of Elections for a term expiring July 19, 1994 to fill the unexpired term of Mr. Richard B. Harper, Jr.

Your consideration of this nomination is appreciated.

(Signed) Thomas R. Carper
Governor

* * * * *

A tribute to Bernard J. Brady, Secretary of the Senate was read in.

At 2:31 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 10th Legislative Day.

10TH LEGISLATIVE DAY
March 17, 1994

The Senate convened at 2:31 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Venables.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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

At 2:35 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:19 p.m. the Senate reconvened with Lt. Governor Minner presiding.

HCR 44 was brought before the Senate for consideration on motion of the floor manager, Senator Cordrey.

HCR 44 - EXPRESSING SYMPATHY TO THE FAMILY OF RICHARD C. "BIGGS" JARMAN JR. AGE 56, WHO PASSED AWAY AS THE RESULT OF AN AUTOMOBILE ACCIDENT ON JANUARY 17, 1994. Sponsors: Representative West, Bunting; Senator Cordrey.

A roll call vote was taken and revealed 17 Senators voting YES, 3 (Knox, Martin, McBride) ABSENT, 1 SEAT VACANT; therefore, **HCR 44** was declared adopted by the Senate and returned to the House.

Senator Bair marked present during the above roll call.

HCR 48 was brought before the Senate for consideration on motion of the floor manager, Senator Sharp.

HCR 48 - RECOGNIZING SISTER M. GERARD FALKOWSKI O.S.B. FOR HER TWENTY-FIVE YEARS AS PRINCIPAL IN THE DIOCESE OF WILMINGTON, DELAWARE. Sponsors: Representatives Jonkiert, Gilligan.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (McBride) ABSENT, 1 SEAT VACANT;

therefore, **HCRA 48** was declared adopted by the Senate and returned to the House.

HB 200 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 200 w/HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 21 OF THE DELAWARE CODE RELATING TO WHEN LIGHTED LAMPS ARE REQUIRED. (2/3 vote)

SA 1 to HB 200 was introduced and brought before the Senate for consideration on motion of Senator Bair.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SA 1 to HB 200** was declared part of the bill.

HB 200 w/HA 1, w/SA 1 was now before the Senate.

Senator Torbert commented. The privilege of the floor was granted to John Cordrey, Senate Attorney. Several Senators entered into a discussion, after which the witness was excused.

Senators Torbert and Neal commented. A roll call vote was taken on **HB 200 w/HA 1, w/SA 1**, however, it was table before it was announced.

HB 265 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 265 - AN ACT TO AMEND TITLE 15, CHAPTER 20, SECTIONS 2011, 2041, 2049 TO PROVIDE FOR A UNIFORMED CLOSURE PERIOD FOR REGISTRATION PRIOR TO GENERAL ELECTION.

SA 1 to HB 265 was introduced and brought before the Senate on motion of Senator Bair.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SA 1 to HB 265** was declared part of the bill.

HB 265 w/SA 1 was now before the Senate. Senator Vaughn requested the privilege of the floor for John Cordrey, Senate Attorney.

The witness was excused. A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **HB 265 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

HB 376 was introduced and brought before the Senate under the suspension of the necessary rules, on motion of the floor manager, Senator Martin.

HB 376 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO RULES OF THE ROAD TO CLEARLY SPECIFY THAT THE ACT APPLIES TO DRUG OFFENSES.

Sponsors: Representative Taylor; Senator Martin.

Senator Martin requested the privilege of the floor for Kathy Karsnitz, representing Delaware Department of Transportation. Several Senators questioned the witness, after which the witness was excused.

Senator Voshell commented. A roll call vote was taken and revealed 11 Senators voting YES, 7 (Adams, Cordrey, McBride, McDowell, Neal, Torbert, Venables) NO, 2 (Sharp, Vaughn) NOT VOTING, 1 SEAT VACANT; therefore, **HB 376** was declared passed the Senate and returned to the House.

SA 1 to SB 272, sponsored by Senator Vaughn, was introduced and placed with the bill.

At 5:14 p.m. On motion of Senator Sharp, the Senate recessed until March 22, 1994 at 2:00 p.m.

The Senate reconvened March 22, 1994 at 2:42 p.m. with Lt. Governor Minner presiding.

A communication from Senator Blevins was read authorizing the return of **HB 162** to the House of Representatives as per the sponsor's request.

A communication from the Secretary of the Senate to the Chief Clerk of the House was read stating the return of **HB 162** to the House of Representatives as per the request of Representative Ewing.

A communication from Senator Cordrey was read appointing Senator Voshell to serve on the Committee on Farmland Preservation as per Executive Order No. 18 by Governor Carper.

Copies of these communications are on file for this legislative day.

SENATE CITATION ANNOUNCEMENT #3 containing S137:118 - S137:206 inclusive were read into the record. On motion of Senator Sharp, so much be considered the reading of the Senate Citation Announcement and copies made available upon request.

SENATE CITATION ANNOUNCEMENT #4 containing S137:207 - S137:252 inclusive were read into the record. On motion of Senator Sharp, so much be considered the reading of the Senate Citation Announcement and copies made available upon request.

At 2:45 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 11th Legislative Day.

11TH LEGISLATIVE DAY March 22, 1994

The Senate convened at 2:45 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Torbert.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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
March 22, 1994

The following legislation was introduced and assigned to committee:

SB 278 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO ALLOW CONTRIBUTIONS TO A LIBRARY SERVICING MILLSBORO. (2/3 vote) Sponsors: Senator Cordrey; Representative West. To: **Community/County Affairs**.

HB 348 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE RELATING TO STATE ECONOMIC DEVELOPMENT. Sponsor: Representative Davis. To: **Administrative Services**.

HB 383 - AN ACT TO AMEND CHAPTER 217, VOLUME 24, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF MILLVILLE", AS AMENDED, TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MILLVILLE AND TO PROVIDE A PROCEDURE FOR FUTURE ANNEXATION. (2/3 vote) Sponsors: Representative Bunting; Senator Cordrey. To: **Community/County Affairs**.

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SB 279 was introduced and assigned to the Natural Resources Committee.

SB 279 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 101, TITLE 29, DELAWARE CODE RELATING TO RULES OF PROCEDURE FOR CONDUCTING PUBLIC MEETING RELATIVE TO THE ADOPTION OF REGULATIONS. Sponsor: Senator McBride.

At 2:52 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus.

At 4:29 p.m., the Senate reconvened with Lt. Governor Minner presiding.

Senator Sharp announced that Senator Martin was elected the new Majority Leader and Senator Marshall was elected the new Majority Whip.

Senator Martin stood to comment.

HB 381 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator Adams.

HB 381 - AN ACT WAIVING THE STATUTORY PROVISIONS OF SECTION 107(A) OF CHAPTER 1, TITLE 13, DELAWARE CODE AS IT RELATES TO THE MARRIAGE OF MICHAEL L. SZCZECURA AND CLARA ANNE COLWELL, NON-RESIDENTS OF THE STATE OF DELAWARE.

Senator McDowell commented.

Senator Neal was marked present. A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **HB 381** was declared passed the Senate and returned to the House.

Senator Marshall commented on the possible veto override of **SB 29**.

SB 280 was introduced and assigned to the Public Safety Committee.

SB 280 - AN ACT TO AMEND CHAPTER 5 OF TITLE 11 OF THE DELAWARE CODE RELATING TO THE PURCHASE OF HANDGUNS. Sponsors: Senators Blevins, McDowell, Bair and Knox; Representatives Amick, Smith, Petrilli, Sorenson, Bradley, George, Plant and Wojewodzki.

At 4:37 p.m. on motion of Senator Martin, the Senate recessed until March 23, 1994 at 4:00 p.m.

The Senate reconvened at 4:22 p.m. March 23, 1994, with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 367**, **HB 359 w/HA 2**, **HB 315 w/HA 1 & 2**, **HB 348**, **HB 383**, **HCR 49**, **SB 139 w/SA 2**.

The following committee reports were announced:

From Insurance and Elections: **HB 21 w/HA 1**, **HA 1 to HA 1** - 4 Merits; **HB 212 w/HA 1** - 4 Merits; **HB 362** - 4 Merits.

From Corrections: **HB 170 w/HA 1** - 4 Merits; **SJR 25** - 2 favorable, 2 Merits

From Community/County Affairs: **HB 383** - 3 Merits; **SB 263** - 3 Merits **SB 273** - 3 Merits; **SB 274** - 3 Merits; **SB 277** - 3 Merits; **SB 278** - 3 Merits.

From Administrative Services: **SB 275** - 3 Merits; **SB 276** - 3 Merits.

At 4:25 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 12th Legislative Day.

12TH LEGISLATIVE DAY
March 23, 1994

The Senate convened at 4:25 p.m. with Lt. Governor Minner presiding.
A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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

A communication from Senator Cordrey was read in appointing Senator Blevins Chairman of the Health and Social Services Committee and Senator Voshell as Chairman of the Public Safety Committee.

A copy of this communication is on file for this legislative day.

On motion of Senator Cordrey, 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 23, 1994**

The following legislation was introduced and assigned to committee:

SB 281 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE POSSESSION OF HANDGUNS BY JUVENILES. Sponsors: Senators Martin, Marshall, Sokola, Blevins, Voshell, Bair, Knox; Representatives Taylor, Sorenson, Lee, Smith, Petrilli, Amick, Bennett, Bradley, DiLiberto, B. Ennis, George, Gilligan, Houghton, Plant. To: **Public Safety**.

HB 315 w/HA 1 & 2 - AN ACT TO AMEND CHAPTER 19, PART II, TITLE 7, DELAWARE CODE AND ADD A NEW CHAPTER 28 TO PART II, TITLE 7, DELAWARE CODE RELATING TO FISHING, POTTING, OR DREDGING FOR CONCHS. (2/3 vote) Sponsors: Representative Carey. To: **Natural Resources**.

HB 359 w/HA 2 - AN ACT TO AMEND TITLE 18, DELAWARE CODE RELATING TO THE PHARMACY ACCESS ACT. Sponsor: Representative Wagner and Senator Venables; Representatives Spence, Quillen, Buckworth, Caulk, Davis, D. Ennis, Ewing, Lee, Mack, Carey, Fallon, Amick, Reynolds, Lofink, Taylor, Oberle, DiPinto, Smith, Sorenson, DiLiberto, Bennett, Brady, Bunting, Wojewodzki, Senators Blevins, Torbert, Connor, Still. To: **Health and Social Services**.

HB 367 - AN ACT TO AMEND CHAPTER 2, TITLE 11 DELAWARE CODE RELATING TO THE DEFINITION OF A LAW ENFORCEMENT OFFICER. Sponsors: Representative B. Ennis; Senators Vaughn, Voshell; Representatives Banning, Caulk, Van Sant, Houghton, West. To: **Public Safety**.

The following Amendments were introduced and placed with the bill.

SA 1 to SB 273 - Sponsor: Senator Adams.

SA 1 to SB 277 - Sponsor: Senator Vaughn.

SA 1 to SB 278 - Sponsor: Senator Cordrey.

SA 1 to SJR 27 - Sponsors: Senators Bair and Hauge.

SA 1 to HB 48 - Sponsor: Senator Martin.

SA 1 to HCR 49 - Sponsor: Senator Sharp.

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HB 383 was brought before the Senate for consideration on motion of Senator Voshell, the floor manager.

HB 383 - AN ACT TO AMEND CHAPTER 217, VOLUME 24, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF MILLVILLE", AS AMENDED, TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MILLVILLE AND TO PROVIDE A PROCEDURE FOR FUTURE ANNEXATION. (2/3 vote)

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) ABSENT, 1 SEAT VACANT; therefore, **HB 383** was declared passed the Senate and returned to the House.

Senators Sharp and Hauge marked present during the above roll call.

SB 273 was brought before the Senate for consideration on motion of Senator Adams.

SB 273 - AN ACT TO AMEND AN ACT BEING CHAPTER 109, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GREENWOOD" TO PROVIDE FOR VOTING BY ABSENTEE BALLOT. (2/3 vote)

SA 1 to SB 273, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Adams.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) ABSENT, 1 SEAT VACANT; therefore, **SA 1 to SB 273** was declared part of the bill.

SB 273 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) ABSENT, 1 SEAT VACANT; therefore, **SB 273 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 274 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 274 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO EXTEND THE HOURS FOR VOTING AT THE ANNUAL MUNICIPAL ELECTION. (2/3 vote)

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Still) ABSENT, 1 SEAT VACANT; therefore, **SB 274** was declared passed the Senate and sent to the House for consideration.

SB 275 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 275 - AN ACT TO AMEND CHAPTER 70, TITLE 29 OF THE DELAWARE CODE RELATING TO THE SALE OF STATE-OWNED MATERIAL.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SB 275** was declared passed the Senate and sent to the House for consideration.

Senator Still marked present during the above roll call.

SB 276 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 276 - AN ACT TO AMEND CHAPTER 88, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF ADMINISTRATIVE SERVICES.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SB 276** was declared passed the Senate and sent to the House for consideration.

Senator Cordrey presiding at 4:44 p.m.

SB 277 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 277 - AN ACT TO AMEND CHAPTER 87, TITLE 29 DELAWARE CODE RELATING TO THE DELAWARE COMMISSION ON VETERANS' AFFAIRS.

SA 1 to SB 277, which had been 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 SEAT VACANT; therefore, **SA 1 to SB 277** was declared part of the bill.

SB 277 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SB 277 w/SA 1** was declared passed the Senate and sent to the House for consideration.

SB 278 was brought before the Senate for consideration on motion of Senator Cordrey. Senator Voshell floor managed the bill at the request of Senator Cordrey.

SB 278 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO ALLOW CONTRIBUTIONS TO A LIBRARY SERVICING MILLSBORO. (2/3 vote)

SA 1 to SB 278, which had been previously placed 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 SEAT VACANT; therefore, **SA 1 to SB 278** was declared part of the bill.

SB 278 w/SA 1 was now before the Senate.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SB 278 w/SA 1** 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 to consider the following nomination by the Governor.

Mr. Donald F. McArdle - 20 Senators voting YES, 1 SEAT VACANT; Appointment confirmed.

Lt. Governor Minner presiding at 4:55 p.m.

SCR 64 was brought before the Senate for consideration on motion of Senator McBride.

SCR 64 - CONGRATULATING THE GREEK-AMERICAN COMMUNITY OF DELAWARE ON THE OCCASION OF GREEK-INDEPENDENCE DAY, MARCH 25, 1994. Sponsors: Senator McBride, McDowell and Sokola; Representative DiPinto.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SCR 64** was declared adopted by the Senate and sent to the House for consideration.

SB 282 was introduced and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Knox.

SB 282 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107(c), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JEFFREY TODD AND MICHELE TIGUE.

Sponsor: Senator Knox; Representative Sorenson.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SB 282** was declared passed the Senate and sent to the House for consideration.

SCR 63 was introduced and brought before the Senate for consideration on motion of Senator Bair.

SCR 63 - COMMENDING HELEN S. BALICK, ELEANOR L. CAIN, AND H. RUTH WILLIAMS FOR HAVING BEEN SELECTED AS THE 1994 INDUCTEES TO THE HALL OF FAME FOR DELAWARE WOMEN, AND FURTHER CONGRATULATING THE DELAWARE COMMISSION FOR WOMEN FOR THEIR OUTSTANDING WORK IN RECOGNIZING THE GREAT ACHIEVEMENTS OF WOMEN IN THE FIRST STATE. Sponsor: Senator Bair; Representative Sorenson; Senators Cook, Blevins; Representative

Maroney, Wagner, Bradley, Wojewodski, Fallon; Senators Knox, McBride; Representative Bennett.

A roll call vote was taken and revealed 20 Senators voting YES, 1 SEAT VACANT; therefore, **SCR 63** was declared adopted by the Senate and sent to the House for consideration.

HCR 51 was brought before the Senate for consideration on motion of Senator Voshell.

HCR 51 - HONORING THE DELAWARE ASSOCIATION, AMERICAN MOTHERS, INC., FOR THEIR DEVOTION AND DILIGENCE IN PROMOTING THE MORAL AND SPIRITUAL FOUNDATION OF THE HOME AND FAMILY. Sponsors: Representative Carey; Senator Voshell.

Senator Voshell requested the privilege of the floor for Elizabeth C. Homan, representing the American Mothers of Delaware.

The witness was excused.

HCR 51 was laid on the table on motion of Senator Voshell.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 51**.

HCR 51 was lifted from the table and brought before the Senate for consideration on motion of Senator Voshell.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Torbert) ABSENT; 1 SEAT VACANT; therefore, **HCR 51** was declared adopted by the Senate and returned to the House.

Senators Knox and McBride requested to be added as co-sponsors to **SCR 63**. No objection.

At 5:12 p.m. on motion of Senator Martin, the Senate recessed until 2:00 p.m. on March 24, 1994.

The Senate reconvened at 2:39 p.m. March 24, 1994 with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 50**.

The following committee report was announced:

From Agriculture: **SB 272** - 4 Merits.

SB 283 was introduced and assigned to the Education Committee.

Senator Sharp requested that his name be removed as a co-sponsor on **SB 283**.

SB 283 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO ABSENTEE VOTERS IN SCHOOL DISTRICT ELECTIONS. Sponsors: Senators Voshell, Adams, Blevins, Marshall, Martin, McDowell, Sokola, Torbert, Venables, Bair, Hauge, Knox, Neal, and Still; Representatives Carey, Buckworth, DiPinto, D. Ennis, Ewing, Fallon, Lee, Maroney, Oberle, Petrilli, Quillen, Reynolds, Roy, Smith, Sorenson, Spence, Taylor, Wagner, Banning, Bennett, Bradley, Brady, Bunting, Clark, DiLiberto, B. Ennis, George, Gilligan, Holloway, Houghton, Jonkiert, Lofink, Plant, Schroeder, West and Wojewodski.

SA 1 to HB 362, sponsored by Senator Vaughn, was introduced and placed with the bill.

SB 263 was stricken on motion of Senator Vaughn.

At 2:40 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 13th Legislative Day.

13TH LEGISLATIVE DAY

March 24, 1994

The Senate convened at 2:40 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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

HB 21 w/HA 1, w/HA 1 to HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 21 w/HA 1, w/HA 1 to HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **HB 21 w/HA 1, w/HA 1 to HA 1** was declared passed the Senate and returned to the House.

Senators Knox, Venables, Blevins, Hauge and McDowell marked present during the above roll call.

HB 170 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 170 w/HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 11 OF THE DELAWARE CODE PERTAINING TO NONCOMPLIANCE WITH CONDITIONS OF BAIL.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT; 1 SEAT VACANT, therefore, **HB 170 w/HA 1** was declared passed the Senate and returned to the House.

HB 212 w/HA 1 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 212 w/HA 1 - AN ACT TO AMEND TITLE 21, DELAWARE CODE TO PERMIT ISSUANCE OF

INSURANCE I.D. CARDS FOR ONE YEAR IF THE INSURANCE HAS BEEN PAID IN ADVANCE FOR ONE YEAR.

Senator Cordrey commented. Senator Vaughn yielded to Senator Voshell. Senators Bair and Still also commented.

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

A roll call vote was taken and revealed 18 Senators voting YES, 1 (Bair) NO, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **HB 212 w/HA 1** was declared passed the Senate and returned to the House.

A communication from Senator Cordrey was read naming Senator McDowell a member of the Finance Committee and Senator Sharp as Chairman of the Bond Bill Committee. A copy of this communication is on file for this legislative day.

A letter from the office of Senator McBride to Christine M. Waisanen, Chairman of the State Coastal Zone Industrial Control Board was read and made part of the record. A copy of this communication is on file for this legislative day.

At 3:03 p.m. on motion of Senator Martin, the Senate recessed for Party Caucus.

At 4:26 p.m. the Senate reconvened with Lt. Governor Minner presiding.

HB 362 was brought before the Senate for consideration on motion of Senator Vaughn, the floor manager.

HB 362 - AN ACT TO AMEND CHAPTER 19 AND CHAPTER 21, TITLE 14, DELAWARE CODE RELATING TO THE LEVY OF TAXES AND SPECIAL ELECTIONS.

SA 1 to HB 362, which had been previously placed with the bill, was stricken on motion of Senator Vaughn.

Several Senators commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **HB 362** was declared passed the Senate and returned to the House.

SJR 25 was brought before the Senate for consideration on motion of Senator McBride.

SJR 25 - AUTHORIZING AND DIRECTING THE COMMISSIONER OF CORRECTIONS, ROBERT J. WATSON, TO NAME THE WOMEN'S CORRECTIONAL INSTITUTION LOCATED AT 660 BAYLOR BOULEVARD, NEW CASTLE, DELAWARE AS THE DELORES J. BAYLOR WOMEN'S CORRECTIONAL INSTITUTION.

Senators Bair and Cook were added as co-sponsors to the legislation.

Senators Sharp and Vaughn commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **SJR 25** was declared passed the Senate and sent to the House for consideration.

Senator Cordrey yielded to Senator Sharp for the purpose of bringing **HCR 49** before the Senate for consideration.

HCR 49 - CREATING A POLICE SERVICES TASK FORCE TO STUDY AND REPORT ON PROPOSALS TO PROVIDE MAXIMUM POLICE PROTECTION TO KENT AND SUSSEX COUNTIES. Sponsors: Rep. Spence and Senator Sharp; Representatives Quillen, Buckworth, Carey, Caulk, Ewing, Fallon, Lee, Wagner, Bennett, Bunting, Clark, B. Ennis, Schroeder, Van Sant, West; Senators Adams, Cook, Cordrey, Still, Torbert, Vaughn, Venables, Voshell.

SA 1 to HCR 49, which was previously placed with the Resolution, was brought before the Senate for consideration on motion of Senator Sharp.

A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **SA 1 to HCR 49** was declared part of the Concurrent Resolution.

HCR 49 w/SA 1 was now before the Senate. Several Senators commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, and 1 SEAT VACANT; therefore, **HCR 49 w/SA 1** was declared adopted by the Senate and returned to the House for the reconsideration.

SENATE CONSENT CALENDAR #15 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 61 - PROCLAIMING MAY SUPERSTARS! IN EDUCATION MONTH IN DELAWARE. Sponsors: Senator Sokola, Representative Sorenson and Senator Connor on behalf of All Senators and Representatives.

SCR 62 - RECOGNIZING APRIL OF 1994 AS MATHEMATICS EDUCATION MONTH. Sponsors: Senator Sokola and Representative Sorenson.

A roll call vote on **SENATE CONSENT CALENDAR #15** was taken and revealed 19 Senators voting YES, 1 (Connor) ABSENT, 1 SEAT VACANT, therefore, the Consent Calendar was declared adopted by the Senate. The Senate Concurrent Resolutions were sent to the House for consideration.

HCR 50 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HCR 50 - URGENTLY REQUESTING THE DELAWARE SOLID WASTE AUTHORITY TO TAKE PROMPT AND REMEDIAL ACTION TOWARDS ELIMINATING THE RANCID AND PUTRID ODOR EMANATING FROM THE ROUTE 20 LANDFILL AND REQUIRING CLIENTS OF THE LANDFILL HAULING REFUSE TO THE SITE TO TAKE STRONGER PRECAUTIONS TOWARDS STOPPING TRASH FROM BLOWING OFF SAID VEHICLES. Sponsors: Representative West; Senators Cordrey, McBride, Sharp, Venables; Representatives Fallon, Bunting.

Senator McDowell commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Connor)

ABSENT, 1 SEAT VACANT; therefore, **HCR 50** was declared adopted by the Senate and returned to the House.

Senators McBride and Marshall rose to comment on the possible veto override on **SB 29**.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 52**.

The roll call was lifted on **SB 49 w/SA 1, 2 & 3** on motion of Senator Venables in order to bring the legislation before the Senate for consideration.

Lt. Governor Minner clarified that the necessary rules were suspended in order to announce the roll call.

SB 49 w/SA 1, 2 & 3 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO THE PROTECTION OF PRIVATE PROPERTY.

The roll call was announced and revealed 12 Senators voting YES, 9 (Bair, Connor, Hauge, Holloway, Knox, Marshall, Martin, McBride, Sokola) NO; therefore, **SB 49 w/SA 1, 2 & 3** was declared passed the Senate and sent to the House for consideration.

HCR 52 was brought before the Senate for consideration on motion of the floor manager, Senator Venables.

HCR 52 - EXTENDING AN ENTHUSIASTIC INVITATION TO SENATOR WALTER M. BAKER OF CECIL COUNTY, MARYLAND, AND THE ENTIRE EASTERN SHORE DELEGATION TO BECOME AN INTEGRAL PART OF THE GREAT STATE OF DELAWARE SINCE THE PEOPLES OF THE TOWN GEOGRAPHICAL AREAS HAVE SO MUCH IN COMMON WITH ONE ANOTHER. Representative Bennett; Senator Venables.

Several Senators commented. A roll call vote was taken and revealed 13 Senators voting YES, 5 (Bair, Blevins, Knox, McBride, Sharp) NO, 1 (Marshall) NOT VOTING, 1 (Connor) ABSENT, 1 SEAT VACANT; therefore, **HCR 52** was declared adopted by the Senate and returned to the House.

At 5:03 p.m. on motion of Senator Martin, the Senate recessed until 2:00 p.m., March 29, 1994.

The Senate reconvened at 2:11 p.m. March 29, 1994 with Lt. Governor Minner presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 379 w/HA 1, HB 328 w/HA 1, HB 129 w/HA 1, HB 410, HB 386 w/HA 1, HB 343 w/HA 1, SCR 63, SCR 64.**

A communication from Senator Cordrey was read appointing Senators Vaughn, Adams and Still to the Police Services Task Force as per **HCR 49 w/HA 1.**

A copy of this communication is on file for this legislative day.

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 March 25, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB #113 aab HA 1 - 03/24/94 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE, RELATING TO ASSAULT IN THE SECOND DEGREE. (Sen. Torbert; Rep. Buckworth; Sens. Cook, Sharp, Blevins, Sokola, Vaughn, Marshall, Voshell, Connor, Still; Reps. Brady, Carey, Davis, B. Ennis, Jonkiert, Ewing, Gilligan, Lee, Wagner, Quillen) (Volume 69, Chapter 189, Laws of Delaware.)

HB #376 - 03/24/94 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO RULES OF THE ROAD TO CLEARLY SPECIFY THAT THE ACT APPLIES TO DRUG OFFENSES. (Rep. Taylor; Sen. Martin) (Volume 69, Chapter 190, Laws of Delaware.)

HB #265 aab SA 1 - 03/24/94 - AN ACT TO AMEND TITLE 15, CHAPTER 20, SECTIONS 2011, 2041, 2049 TO PROVIDE FOR A UNIFORMED CLOSURE PERIOD FOR REGISTRATION PRIOR TO GENERAL ELECTION. (Rep. Petrilli; Sen. Vaughn) (Volume 69, Chapter 191, Laws of Delaware.)

HB #362 - 03/24/94 - AN ACT TO AMEND CHAPTER 19 AND CHAPTER 21, TITLE 14, DELAWARE CODE RELATING TO THE LEVY OF TAXES AND SPECIAL ELECTIONS. (Rep. Sorenson; Sen. Sokola; Reps. D. Ennis, Maroney, Smith, Bradley, Brady; Sens. Bair, Knox, Hauge) (Volume 69, Chapter 192, Laws of Delaware.)

HB #381 - 03/24/94 - AN ACT WAIVING THE STATUTORY PROVISIONS OF SECTION 107(A) OF CHAPTER 1, TITLE 13, DELAWARE CODE AS IT RELATES TO THE MARRIAGE OF MICHAEL L. SZCZECURA AND CLARA ANNE COLWELL, NON-RESIDENTS OF THE STATE OF DELAWARE. (Rep. Wagner) (Volume 69, Chapter 193, Laws of Delaware.)

HB #383 - 03/24/94 - AN ACT TO AMEND CHAPTER 217, VOLUME 24, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF MILLVILLE", AS AMENDED, TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MILLVILLE AND TO PROVIDE A PROCEDURE FOR FUTURE ANNEXATION. (Rep. Bunting; Senator Cordrey) (Volume 69, Chapter 194, Laws of Delaware.)

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Senator Connor marked present.

At 2:12 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 14th Legislative Day.

14TH LEGISLATIVE DAY
March 29, 1994

The Senate convened at 2:12 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Martin.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 18, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT.

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

On motion of Senator Cordrey, the President Pro Tempore's List of Pre-Filed Legislation was read in and copies were made available.

PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION

March 29, 1994

The following legislation was introduced and assigned to committee:

HB 129 w/HA 1 - AN ACT TO AMEND CHAPTERS 1, AND 21, TITLE 21 OF THE DELAWARE CODE RELATING TO RECREATIONAL TRAILERS. (3/5 vote) Sponsors: Representatives Lee, Carey, Caulk, Ewing, Fallon, Wagner, Bennett, Bunting, Schroeder, West and Senators Venables and Voshell. To: **Public Safety**.

HB 328 w/HA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF FIREARMS FOR HUNTING. Sponsors: Representatives Lee and Ewing; Representatives Carey, Caulk, Davis, Fallon, Quillen, Smith, Banning, Bennett, Brady, Bunting, DiLiberto, B. Ennis, Jonkiert, Plant, Van Sant. To: **Natural Resources**.

HB 343 w/HA 1 - AN ACT TO AMEND CHAPTER 68, TITLE 21 OF THE DELAWARE CODE RELATING TO OFF-HIGHWAY VEHICLES. Sponsors: Representative Clark; Representatives Banning, B. Ennis. To: **Public Safety**.

HB 379 w/HA 1 - AN ACT TO AMEND TITLE 29 AND TITLE 6 OF THE DELAWARE CODE AND VOLUME 69, CHAPTER 64, LAWS OF DELAWARE RELATING TO THE TRANSFER OF THE DIVISION OF CONSUMER AFFAIRS FROM THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO THE DEPARTMENT OF JUSTICE AND THE EXPANSION OF THE ENFORCEMENT POWERS OF CONSUMER PROTECTION. Sponsors: Representatives George and Petrilli and Bunting and Senator Cordrey; Representatives Banning, Bradley, Brady, Buckworth, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Holloway, Jr., Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Plant, Quillen, Reynolds, Roy, Schroeder, Sorenson, Smith, Spence, Taylor, Van Sant, Wagner, West, Wojewodzki; Senators Blevins, Cook, Connor, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Vaughn, Voshell. To: **Executive**.

HB 386 w/HA 1 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE. Sponsors: Representative Van Sant; Representatives Houghton, B. Ennis, West, Brady, Oberle, Lee and Senator Vaughn. To: **Public Safety**.

HB 410 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO PROVIDE A PROCEDURE FOR CHANGING THE STREET STRUCTURE OF THE TOWN OF DELMAR. (2/3 vote) Sponsors: Representative Lee, Senator Venables. To: **Community/County Affairs**.

SA 1 to SB 283 - Sponsor: Senator Voshell. Placed with the bill.

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At 2:17 p.m. on motion of Senator Martin, the Senate recessed for Party Caucus.

At 3:30 p.m. the Senate reconvened with Lt. Governor Minner presiding.

A messenger from the Governor was announced and admitted.

HB 24 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 24 w/HA 1 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, CHAPTER 40 RELATING TO FAIR SHARE FEES AND THE PUBLIC SCHOOL EMPLOYMENT RELATIONS ACT.

The privilege of the floor was granted to Ron Pierce, representing the Delaware State Education Association, on motion of Senator Sokola.

Several Senators questioned the witness.

Senator Neal marked present.

The discussion with the witness ensued, after which the witness was excused.

SA 1 to HB 24 was stricken on motion of Senator Still.

SA 2 to HB 24, which was previously placed with the bill, was brought before the Senate for consideration on motion of Senator Still.

Senator Venables commented. The privilege of the floor was again granted to Ron Pierce. Senator Bair

questioned the witness, after which the witness was excused.

A roll call vote was taken and revealed 8 Senators (Bair, Connor, Cook, Cordrey, Neal, Still, Vaughn, Venables) voting YES, 10 (Adams, Blevins, Marshall, Martin, McBride, McDowell, Sharp, Sokola, Torbert, Voshell) NO, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT; therefore, **SA 2 to HB 24** was declared defeated. Senators McBride and Torbert marked present during the above roll call.

SA 3 to HB 24, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Connor.

Senator Sokola commented. A roll call vote was taken and revealed 8 Senators (Adams, Connor, Cook, Cordrey, Neal, Sharp, Vaughn, Venables) voting YES, 9 (Bair, Blevins, Marshall, Martin, McBride, McDowell, Sokola, Torbert, Voshell) NO, 3 (Hauge, Knox, Sharp) ABSENT, 1 SEAT VACANT; therefore, **SA 3 to HB 24** was declared defeated.

HB 24 w/HA 1 was now before the Senate.

A roll call vote was taken and revealed 12 Senators voting YES, 6 (Adams, Cook, Cordrey, Neal, Vaughn, Venables) NO, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT; therefore, **HB 24 w/HA 1** was declared passed the Senate and returned to the House.

Senator Cordrey requested the privilege of the floor for John Paradee, Senate Attorney.

SR 30 was introduced and read to the Senate in its entirety on motion of Senator Cordrey while the witness was before the Senate.

SR 30 - CALLING UPON THE CLERKS OF THE PEACE OF THE THREE COUNTIES TO ABSENT THEMSELVES FROM THEIR RESPECTIVE OFFICES UPON RECEIVING WARNING OF THE IMPENDING ARRIVAL OF KENT COUNTY RESIDENT JOHN W. PARADEE, ESQ. FOR THE PURPOSE OF SEEKING A MARRIAGE LICENSE. Sponsor: Senator Cordrey.

All Senators requested that they be added as co-sponsors. The witness was excused.

A roll call vote was taken and revealed 18 Senators voting YES, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT; therefore, **SR 30** was declared adopted by the Senate.

At 4:48 p.m. on motion of Senator Martin, the Senate recessed until 4:00 p.m. March 30, 1994.

The Senate reconvened at 4:34 p.m. March 30, 1994 with Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 333, HB 378 w/HA 1, HB 303 w/HA 1, HB 361, HB 405, HB 175, HCR 46, HJR 14, SB 140, SB 258 w/SA 2**.

On motion of Senator Martin, 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 30, 1994

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

STATE OF DELAWARE
Office of the Governor
March 29, 1994

To the Senate of the 137th General Assembly
of the State of Delaware

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

Mr. William L. Chapman, 600 West 30th Street, Wilmington, Delaware 19802, to be appointed as an Associate Judge to the Wilmington Municipal Court for a twelve year term replacing Alex J. Smalls.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
March 29, 1994

To the Senate of the 137th General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:
The Honorable Maurice A. Hartnett, III, 144 Cooper Road, Dover, Delaware 19901-4296, to be appointed as an Associate Justice to the Delaware Supreme Court for a twelve Year term replacing Henry J. Horsey.

Your consideration of this nomination is appreciated.

(Signed) Tom Carper
Governor

* * * * *

The following legislation was introduced and assigned to committee:

SJR 31 - AUTHORIZING AND DIRECTING THE SECRETARY OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO NAME THE MAIN CAMPUS OF THE DEPARTMENT LOCATED AT 1901 N. DUPONT HIGHWAY AS THE "HERMAN M. HOLLOWAY, SR., HEALTH AND SOCIAL SERVICES CAMPUS". Sponsors: Senator Cordrey and Representative Spence, Senators Martin, Marshall, Bair, Connor, Representatives Petrilli, Quillen, George, Gilligan; Senators Adams, Blevins, Cook, Hauge, Knox, McBride, McDowell, Neal, Sharp, Still, Sokola, Torbert, Vaughn, Venables, Voshell, Representatives Amick, Banning, Bennett, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Holloway, Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Oberle, Plant, Reynolds, Roy, Schroeder, Smith, Sorenson, Taylor, Van Sant, Wagner, West, Wojewodzki. To: **Executive**.

SB 232 - AN ACT TO AMEND CHAPTER 93, TITLE 16 OF THE DELAWARE CODE, RELATING TO HEALTH AND SAFETY; AND PROVIDING FOR A HEALTH SERVICES COST REVIEW COMMISSION. (2/3 vote) Sponsors: Senators Still and Holloway, Representative Wagner. Reassigned to: **Finance**.

HB 175 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO BAIL FOR PERSONS CONVICTED OF A FELONY FOR WHICH A MANDATORY JAIL SENTENCE IS REQUIRED. Sponsors: Representative Gilligan and Representative Roy and Representative Brady (by request). To: **Judiciary**.

HB 303 w/HA 1 - AN ACT TO AMEND CHAPTER 69, TITLE 29, DELAWARE CODE RELATING TO THE AWARD OF PUBLIC WORKS CONTRACTS. Sponsor: Representative Oberle. To: **Labor/Industrial Relations**.

HB 333 - AN ACT TO AMEND CHAPTER 5, TITLE 11, DELAWARE CODE TO INCREASE THE PENALTY FOR ASSAULT IN THE FIRST DEGREE WHEN THE ASSAULT IS UPON A PREGNANT VICTIM. Representatives Amick, Davis and Senator Blevins; Representatives Carey, Caulk, DiPinto, Ewing, Lee, Lofink, Maroney, Quillen, Reynolds, Smith, Sorenson, Wagner, Banning, Bennett, Bradley, Bunting, Clark, DiLiberto, B. Ennis, George, Gilligan, Houghton, Plant, Van Sant, West, Wojewodzki; Senators Bair, Cook. To: **Judiciary**.

HB 361 - AN ACT TO AMEND CHAPTER 11, TITLE 25, DELAWARE CODE RELATING TO THE UNAUTHORIZED REMOVAL OR ALTERATION OF BOUNDARY LANDMARKS. Sponsor: Representative Quillen. To: **Judiciary**.

HB 378 w/HA 1 - AN ACT TO AMEND SECTION 4126 OF TITLE 21 OF THE DELAWARE CODE RELATING TO BICYCLE USE OF CONTROLLED ACCESS HIGHWAYS. Sponsors: Representatives Roy, Taylor, Gilligan; Senator Sokola. To: **Highways/Transportation**.

HB 405 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. Sponsors: Representative Bennett; Representatives Amick, Banning, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Houghton, Lee, Lofink, Mack, Oberle, Petrilli, Plant, Quillen, Reynolds, Roy, Sorenson, Smith, Spence, Taylor, Wagner, West; Senators Blevins, Cook, Martin, Sokola, Vaughn, Torbert. To: **Insurance/Elections**.

HJR 14 - 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. Representatives West & Senator Cordrey; Representatives D. Ennis, Quillen, Spence, Davis, Fallon, Buckworth, DiLiberto, Reynolds, Amick, Smith, Mack, Wagner, Sorenson, Lofink, George, Petrilli, DiPinto, Houghton, Plant, Oberle, Bennett, Caulk, Holloway, Carey, Jonkiert, Brady, Van Sant, Bunting, Gilligan, Bradley, Wojewodzki, Clark, B. Ennis, Banning; Senators Voshell, Vaughn, Adams, Cook, Torbert, Venables, Still. To: **Laid on the Table**.

SA 1 to HB 218 - Sponsor: Senator Bair. Placed with the bill.

* * * * *

Lt. Governor Minner presiding at 4:35 p.m.

The following committee reports were announced:

From Community/County Affairs: **SB 260** - 3 Merits; **HB 410** - 3 Merits.

From Natural Resources: **SJR 29** - 3 Merits; **HB 313** - 3 Merits.

From Judiciary: **HS 1 for HB 199** - 1 Favorable, 2 Merits.

From Executive: **HB 379 w/HA 1** - 6 Merits.

At 4:35 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 15th Legislative Day.

15TH LEGISLATIVE DAY

March 30, 1994

The Senate convened at 4:35 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Marshall.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 18, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT.

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

A communication from the office of the Secretary of the Senate to Senator Martin was read in its entirety commenting on the condition of Representative Amick. A copy of this communication is on file for this legislative day.

Senator Torbert was granted personal privilege of the floor for the purpose of introducing, Gary Wallick and his friend Janice McClinton.

HB 379 w/HA 1 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HB 379 w/HA 1 - AN ACT TO AMEND TITLE 29 AND TITLE 6 OF THE DELAWARE CODE AND VOLUME 69, CHAPTER 64, LAWS OF DELAWARE RELATING TO THE TRANSFER OF THE DIVISION OF CONSUMER AFFAIRS FROM THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO THE DEPARTMENT OF JUSTICE AND THE EXPANSION OF THE ENFORCEMENT POWERS OF CONSUMER PROTECTION.

Senator Sharp requested the privilege of the floor for Kathleen M. Jennings, Chief Deputy Attorney General.

Senator Neal requested the privilege of the floor for Mary McDonough, representing the Division of Consumer Affairs.

Senator Bair questioned the witnesses.

Senator Sharp moved that the witnesses be excused. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Hauge, Knox) ABSENT; 1 SEAT VACANT; therefore, **HB 379 w/HA 1** was declared passed the Senate and returned to the House.

On motion of Senator Adams and without objection, the necessary rules were suspended to consider the following nominations by the Governor.

William L. Chapman - 18 Senators voting YES, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT. Appointment confirmed.

Senator Adams requested the privilege of the floor for Judge Chapman, who addressed the Senate and was then excused.

The Honorable Maurice A. Hartnett, III - 16 Senators voting YES, 4 (Hauge, Knox, McBride, Sharp) ABSENT, 1 SEAT VACANT. Appointment confirmed.

Senator Adams requested the privilege of the floor for Judge Hartnett, who addressed the Senate and was then excused.

SA 1 to HS 1 for HB 199, sponsored by Senator Vaughn, was introduced and placed with the bill.

HS 1 for HB 199 was brought before the Senate for consideration on motion of Senator Sharp, the floor manager.

HS 1 for HB 199 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE RELATING TO THE PROSECUTION OF HOMICIDES COMMITTED BY JUVENILES.

SA 1 to HS 1 for HB 199, which had been 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 17 Senators voting YES, 1 (Still) NOT VOTING, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT; therefore, **SA 1 to HS 1 for HB 199** was declared part of the bill.

HS 1 for HB 199 w/SA 1 was now before the Senate. A roll call vote was taken and revealed 18 Senators voting YES, 2 (Hauge, Knox) ABSENT, 1 SEAT VACANT; therefore, **HS 1 for HB 199 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

At 5:12 p.m. on motion of Senator Martin the Senate recessed for Party Caucus.

At 5:20 p.m. the Senate reconvened with Lt Governor Minner presiding.

At 5:21 p.m. on motion of Senator Martin, the Senate recessed until 2:00 p.m. March 31, 1994.

The Senate reconvened at 2:15 p.m. March 31, 1994 with Senator Cordrey presiding.

The following committee reports were announced:

From Education: **SB 283** - 3 Merits; **HB 308** - 3 Merits; **HB 82** - 3 Merits.

From Executive: **SJR 31** - 2 Favorable, 2 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 53**,

SCR 61, **SCR 62**.

SB 284 was introduced and assigned to the Public Safety Committee.

SB 284 - AN ACT TO AMEND CHAPTER 3, TITLE 21, DELAWARE CODE RELATING TO REGISTRATION, LICENSE AND DRIVER'S PERFORMANCE RECORDS. Sponsors: Senator McBride; Representative DiPinto.

SB 285 was introduced and assigned to the Community/County Affairs Committee.

SB 285 - AN ACT TO AMEND CHAPTER 87, TITLE 29 DELAWARE CODE RELATING TO THE COMMISSION ON VETERANS' AFFAIRS. Sponsors: Senators Vaughn, McBride; Representatives Spence, B. Ennis, Brady, Banning.

SA 2 to SB 283, sponsored by Senator Voshell, was introduced and placed with the bill.

SA 3 to SB 283, sponsored by Senator Voshell, was introduced and placed with the bill.

At 2:17 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 16th Legislative Day.

16TH LEGISLATIVE DAY

March 31, 1994

The Senate convened at 2:17 p.m. with Senator Cordrey presiding.

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Vaughn, Venables, Voshell - 18, 2 (Hauge, Torbert) ABSENT, 1 SEAT VACANT.

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

SB 264 was stricken on motion of Senator McBride.

SB 264 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE TO PERMIT ISSUANCE OF INSURANCE I.D. CARDS FOR ONE YEAR IF INSURANCE HAS BEEN PAID IN ADVANCE.

Senator Martin presiding at 2:24 p.m.

HJR 14 was lifted from the table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator Cordrey.

HJR 14 - 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.

A roll call vote was taken and revealed 13 Senators voting YES, 7 (Cook, Hauge, Knox, Sharp, Still, Torbert, Venables) ABSENT, 1 SEAT VACANT; therefore, **HJR 14** was declared passed the Senate and returned to the House.

Senators McDowell and Neal marked present during the above roll call.

SJR 31 was brought before the Senate for consideration on motion of Senator Cordrey.

SJR 31 - AUTHORIZING AND DIRECTING THE SECRETARY OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO NAME THE MAIN CAMPUS OF THE DEPARTMENT LOCATED AT 1901 N. DUPONT HIGHWAY AS THE "HERMAN M. HOLLOWAY, SR., HEALTH AND SOCIAL SERVICES CAMPUS".

Senators Marshall and McBride commented. A roll call vote was taken and revealed 15 Senators voting YES, 5 (Hauge, Knox, Sharp, Torbert, Venables) ABSENT, 1 SEAT VACANT; therefore, **SJR 31** was declared passed the Senate and sent to the House for consideration.

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

HB 410 was lifted from the table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator Voshell.

HB 410 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO PROVIDE A PROCEDURE FOR CHANGING THE STREET STRUCTURE OF THE TOWN OF DELMAR. (2/3 vote)

Senator Neal commented. The privilege of the floor was granted to John Paradee, Senate Attorney.

The witness was excused. A roll call vote was taken on **HB 410**; however, the roll call was table on motion

of Senator Voshell before it was announced.

HB 405 was brought before the Senate for consideration under the suspension of the necessary rules, on motion of the floor manager, Senator Vaughn.

HB 405 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION.

Senators Bair and Connor commented.

Lt. Governor Minner presiding at 2:45 p.m.

Senator Still commented. A roll call vote was taken and revealed 15 Senators voting YES, 5 (Hauge, Knox, Sharp, Torbert, Venables) ABSENT, 1 SEAT VACANT; therefore, **HB 405** was declared passed the Senate and returned to the House.

SB 283 was brought before the Senate for consideration on motion of Senator Voshell.

SB 283 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO ABSENTEE VOTERS IN SCHOOL DISTRICT ELECTIONS.

SA 1 to SB 283 was stricken on motion of Senator Voshell.

SA 2 to SB 283 was stricken on motion of Senator Voshell.

SA 3 to SB 283 was brought before the Senate for consideration on motion of Senator Voshell.

Senator Bair commented. A roll call vote was taken and revealed 15 Senators voting YES, 5 (Hauge, Knox, Sharp, Torbert, Venables) ABSENT, 1 SEAT VACANT; therefore, **SA 3 to SB 283** was declared part of the bill.

SB 283 w/SA 3 was now before the Senate. Senator McBride commented. The privilege of the floor was granted to John Cordrey, Senate Attorney.

The witness was excused. A roll call vote was taken and revealed 16 Senators voting YES, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, **SB 283 w/SA 3** was declared passed the Senate and sent to the House for consideration.

Senator Venables marked present during the above roll call.

At 3:03 p.m. on motion of Senator Martin, the Senate recessed for Party Caucus.

At 4:02 p.m. the Senate reconvened with Lt. Governor Minner presiding.

The roll call vote on **HB 410** was lifted on motion of the floor manager, Senator Voshell and was announced as 14 Senators voting YES, 1 (Neal) NO, 1 (Still) NOT VOTING, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, **HB 410** was declared passed the Senate and returned to the House.

SR 31 was brought before the Senate for consideration on motion of Senator Blevins.

SR 31 - RECOGNIZING APRIL 1994 AS CHILD ABUSE PREVENTION MONTH. Sponsors: Senator Blevins, All Senators.

A roll call vote was taken and revealed 16 Senators voting YES, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, **SR 31** was declared adopted by the Senate.

SJR 29 was brought before the Senate for consideration on motion of Senator McBride.

SJR 29 - PROVIDING FOR THE ESTABLISHMENT OF A BLUE RIBBON TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS TO THE GOVERNOR AND THE DELAWARE GENERAL ASSEMBLY FOR A STATEWIDE, COMPREHENSIVE POLICY ON RECYCLING EFFORTS THROUGHOUT THE STATE.

Senator McDowell commented. A roll call vote was taken and revealed 16 Senators voting YES, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, **SJR 29** was declared passed the Senate and sent to the House for consideration.

HB 313 was brought before the Senate for consideration on motion of the floor manager, Senator McBride.

HB 313 - AN ACT TO AMEND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMMISSION ON HAZARDOUS MATERIALS.

A roll call vote was taken and revealed 16 Senators voting YES, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, **HB 313** was declared passed the Senate and returned to the House.

SENATE CONSENT CALENDAR #16 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 65 - EXPRESSING CONDOLENCES TO THE FAMILY OF TIMOTHY M. SCOTT WHO WAS TRAGICALLY KILLED ON SUNDAY, MARCH 13, 1994 WHILE WORKING ON I 95 WITH A POTHOLE-FILLING CREW FOR DELDOT. Sponsors: Senators Connor, McBride; Representatives Mack, Houghton.

SCR 66 - URGING GOVERNOR THOMAS R. CARPER AND MEMBERS OF THE DELAWARE CONGRESSIONAL DELEGATION TO SEEK ASSURANCES FROM THE UNITED STATES CORPS OF ENGINEERS THAT THE ST. GEORGE'S BRIDGE ON U.S. 13 WILL NOT BE CLOSED OR ABANDONED. Sponsors: Senator Vaughn; Representatives Banning, B. Ennis.

SCR 68 - ACKNOWLEDGING APRIL 24-30, 1994, AS PROFESSIONAL SECRETARIES WEEK AND APRIL 27, 1994, AS PROFESSIONAL SECRETARIES DAY. Sponsors: Senator Connor; Representative Spence, All members of the Senate; Representatives Petrilli, Quillen.

SCR 69 - RECOGNIZING THE HISTORIC NAME CHANGE OF THE DIAMOND STATE TELEPHONE

COMPANY TO BELL ATLANTIC-DELAWARE, INC. ON THE OCCASION OF THE ADOPTION OF A UNIFIED BRAND IDENTITY BY ALL BELL ATLANTIC COMPANIES. Sponsors: Senator Adams, Representative Ewing.

SCR 70 - EXTENDING TO GENERAL MOTORS CORPORATION THE HEARTFELT THANKS OF THE CITIZENS OF DELAWARE FOR THEIR DECISION TO STUDY THE FEASIBILITY OF USING THE GENERAL MOTORS BOXWOOD ROAD PLANT FOR FUTURE NEW CAR PRODUCTION, TOGETHER WITH THE ASSURANCE OF THE DELAWARE GENERAL ASSEMBLY OF ANY AND ALL SUPPORT FOR THEIR EFFORTS. Sponsors: Senators McBride, and Representative Van Sant; All Senators and All Representatives.

HCR 46 - REQUESTING THE JOINT FINANCE COMMITTEE TO ADDRESS THE RECENTLY UNCOVERED WELFARE OVERPAYMENTS PROBLEM WITHIN THE STATE OF DELAWARE AS PART OF THE 1994-95 BUDGET BILL. Sponsors: Representatives Clark, Brady, West, Banning, B. Ennis, Bradley, Bunting, DiLiberto, Quillen, Ewing, Wagner, Maroney, Bennett.

HCR 53 - COMMENDING DELAWARE'S FIREMEN AND REQUESTING PRESIDENT CLINTON TO SIGN THE ANNUAL NATIONAL FIRE PREVENTION PROCLAMATION AT THE DELAWARE STATE FIRE SCHOOL. Sponsors: Representative Spence and Senator Cordrey on behalf of all Representatives and Senators.

A roll call vote was taken on **SENATE CONSENT CALENDAR #16** and revealed 16 Senators voting YES, 4 (Hauge, Knox, Sharp, Torbert) ABSENT, 1 SEAT VACANT; therefore, the Consent Calendar was declared passed the Senate. The Senate Concurrent Resolutions were sent to the House for consideration. The House Concurrent Resolutions were returned to the House.

At 4:21 p.m. on motion of Senator Martin, the Senate recessed until Tuesday, April 19, 1994 at 2:00 p.m. or to the call of the President Pro Tempore.

The Senate reconvened at 2:16 p.m. on April 19, 1994 with Lt. Governor Minner presiding.

The following committee report was announced:

From Education: **HB 205 w/HA 1** - 3 Merits.

Senators Sharp and Knox marked present.

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

17TH LEGISLATIVE DAY April 19, 1994

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

A prayer was offered by Senator Adams.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 SEAT VACANT.

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

The following Writ of Election was read.

STATE OF DELAWARE OFFICE OF THE LIEUTENANT GOVERNOR

WRIT OF ELECTION

TO: THE DEPARTMENT OF ELECTIONS, NEW CASTLE COUNTY
CARVEL STATE OFFICE BUILDING
820 FRENCH STREET
WILMINGTON, DE 19801

WHEREAS, a vacancy exists in the Senate of the 137th General Assembly of the State of Delaware by reason of the untimely passing of Herman M. Holloway, Sr., of the 2nd Senatorial District of New Castle County, State of Delaware, on March 14, 1994; and

WHEREAS, such a vacancy has occurred and exists while said General Assembly is in session;

NOW, THEREFORE, I, Ruth Ann Minner, Lieutenant Governor of the State of Delaware, Presiding Officer of the Delaware State Senate, in accordance with the Constitution of the State of Delaware, do hereby issue this Writ of Election and declare that you shall cause a special election to be held in said 2nd Senatorial District of New Castle County, on a day to be assigned by you, such day not to be more than eleven nor less than ten days next after receipt of this writ, exclusive of that day, for the purpose of filling the aforesaid vacancy,

IN WITNESS THEREOF, I, Ruth Ann Minner, President of the Senate of the 137th Delaware General

Assem^{bl}y have hereunto set my hand and seal this Sixth day of April in the year One Thousand Nine Hundred and Ninety-Four.

(Signed) Ruth Ann Minner
Lieutenant Governor of the State
of Delaware and Presiding Officer
of the Delaware State Senate

ATTEST:
(Signed) Bernard J. Brady
Secretary of the Senate
137th General Assembly

Receipt of the foregoing Writ of Election is hereby acknowledge this 6th day of
April, 1994.

* * * * *

Following (Certificate of Election) was read.
THE STATE OF DELAWARE
New Castle County, ss

BE IT REMEMBERED, That at the Special Election held on Saturday the 16th day of April, in the year
of our Lord One Thousand Nine Hundred Ninety-Four for New Castle County, according to the Constitution
and Laws of the State of Delaware,

MARGARET ROSE HENRY
was duly elected
Senator -- 2nd District

which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted
for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this
behalf.

In Testimony Whereof, we, HENRY duPONT RIDGELY and VINCENT A. BIFFERATO constituting
the Superior Court for New Castle County, who have met and ascertained the state of the election throughout
the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court
to be hereunto affixed at the Court House in said County, on this 18th day of April, A.D. 1994.

(Signed) Henry duPont Ridgely
President Judge

(Signed) Vincent A. Bifferato
Resident Judge

* * * * *

The following receipt of the Certificate of Election was read in.
SUPERIOR COURT
OF THE
STATE OF DELAWARE

I hereby certify that I received from the Prothonotary of New Castle County the following Certificate of
Election to be delivered to the President of the Senate.

State Senator - District 2
(Signed) Bruce W. Pearce/Security Officer
Receipt of the above Certificate of Election is hereby acknowledged.
(Signed) Bernard J. Brady
Secretary of the Senate for
The President of the Senate

Dated: 19 April 1994

* * * * *

Judge Charles H. Toliver, IV, Associate Judge of the Superior Court of the State of Delaware, was granted
privilege of the floor to swear in Margaret Rose Henry as Senator of the 2nd Senatorial District.
The oath of office was as follows:

OATH OF OFFICE
MEMBER OF THE STATE SENATE

"I, Margaret Rose Henry, do proudly swear (or affirm) to carry out the responsibilities of the office of

Senator to the best of my ability, freely acknowledging that the powers of this office flow from the people I am privileged to represent. I further swear (or affirm) always to place the public interests above any special or personal interests, and to respect the right of future generations to share the rich historic and natural heritage of Delaware. In doing so I will always uphold and defend the constitutions of my Country and my State, so help me God."

(Signed) Margaret Rose Henry
State Senator

Sworn (or affirmed) and subscribed before me
this 19th day of April, A.D. 1994

(Signed) Charles H. Toliver, IV
Associate Judge, Superior Court
State of Delaware

* * * * *

SR 32 was introduced and brought before the Senate for consideration on motion of Senator Cordrey.

SR 32 - IN REFERENCE TO THE ROLL OF MEMBERS OF THE SENATE. Sponsors: Senators Cordrey, Martin & Marshall.

Senator Cordrey moved that so much be considered the reading of the Resolution, however, Lt. Governor Minner advised that the document must be read in full.

The reading of **SR 32** continued, after which a roll call vote was taken and revealed 21 Senators voting YES; therefore, **SR 32** was declared adopted by the Senate.

The permanent roll call on attendance was taken and revealed 21 Senators voting YES.

Senator Martin was granted the privilege of the floor to comment on the election of Senator Henry. Senators Marshall, Bair, Connor, Sharp, Knox and Voshell also commented.

At 2:45 p.m. on motion of Senator Martin, the Senate recessed for festivities and Party Caucus.

At 4:22 p.m. the Senate reconvened with Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 374 w/HA 1 & 2, HB 341 w/HA 1, HB 428, HB 413 w/HA 1, HB 273, HB 409, HB 421, HB 397 w/HA 1 & 3, HJR 13, HJR 15, SB 282, SB 57, SB 273 w/SA 1, SB 274, SB 278 w/SA 1, SJR 31.**

LEGISLATIVE ADVISORIES #39 through #41 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 #39, dated April 6, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SB 139 aab SA 2 - 03/29/94 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CASUALTY INSURANCE CONTRACTS. (Sen. Sharp; Rep. Spence) (Volume 69, Chapter 195, Laws of Delaware.)

HB 21 aab HA 1 & HA 1 to HA 1 - 03/31/94 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. (Rep. Oberle; Sen. Connor) (Volume 69, Chapter 196, Laws of Delaware.)

HB 212 aab HA 1 - 03/31/94 - AN ACT TO AMEND TITLE 21, DELAWARE CODE TO PERMIT ISSUANCE OF INSURANCE I.D. CARDS FOR ONE YEAR IF THE INSURANCE HAS BEEN PAID IN ADVANCE FOR ONE YEAR. (Reps. D. Ennis, Reynolds, DiPinto, Wagner, Smith, Jonkiert, Houghton, Bennett) (Volume 69, Chapter 197, Laws of Delaware.)

HB 170 aab HA 1 - 03/31/94 - AN ACT TO AMEND CHAPTER 21, TITLE 11 OF THE DELAWARE CODE PERTAINING TO NONCOMPLIANCE WITH CONDITIONS OF BAIL. (Reps. Brady, Schroeder) (Volume 69, Chapter 198, Laws of Delaware.)

HB 24 aab HA 1 - 03/31/94 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, CHAPTER 40 RELATING TO FAIR SHARE FEES AND THE PUBLIC SCHOOL EMPLOYMENT RELATIONS ACT. (Reps. Oberle, Spence, Reynolds, Mack, Lofink, B. Ennis, West; Sens. Sharp, Marshall, McBride, McDowell, Connor) (Volume 69, Chapter 199, Laws of Delaware.)

SB 173 aab SA 1 - 03/31/94 - AN ACT TO AMEND CHAPTER 40, TITLE 14 OF THE DELAWARE CODE RELATING TO THE PUBLIC SCHOOL EMPLOYMENT RELATIONS ACT. (Sen. Sokola, Rep. Sorenson; Sen. Venables; Reps. Buckworth, Carey, Davis, B. Ennis, Lofink, Quillen, Reynolds, Spence, Schroeder, West) (Volume 69, Chapter 200, Laws of Delaware.)

SB 282 - 03/31/94 - AN ACT TO WAIVE THE STATUTORY PROVISIONS OF §107 (c), TITLE 13 OF THE DELAWARE CODE RELATING TO THE MARRIAGE OF JEFFREY TODD AND MICHELE TIGUE. (Sen. Knox; Rep. Sorenson) (Volume 69, Chapter 201, Laws of Delaware.)

HB 410 - 04/01/94 - AN ACT TO AMEND CHAPTER 137, VOLUME 61, LAWS OF DELAWARE, AS AMENDED, TO PROVIDE A PROCEDURE FOR CHANGING THE STREET STRUCTURE OF THE TOWN OF DELMAR. (Rep. Lee; Sen. Voshell) (Volume 69, Chapter 202, Laws of Delaware.)

The following legislation became effective on the date indicated without the signature of the Governor.

HJR 9 - 03/29/94 - EXTENDING BEST WISHES FOR A RAPID RECOVERY TO DELAWARE'S BELOVED SENIOR LEGISLATOR, STATE SENATOR HERMAN M. HOLLOWAY, SR. (Rep. George; Sen. Cordrey; Reps. Gilligan, Quillen, Spence, Petrilli, Amick, Bennett, Buckworth, Carey, Caulk, Davis, DiPinto, D. Ennis, Ewing, Fallon, Lee, Lofink, Mack, Maroney, Oberle, Reynolds, Roy, Smith, Sorenson, Taylor, Wagner, Banning, Bradley, Brady, Bunting, Clark, DiLiberto, B Ennis, Holloway, Houghton, Jonkiert, Plant, Schroeder, Van Sant, West, Wojewodzki; Sens. Sharp, Bair, Connor, Adams, Blevins, Cook, Marshall, Martin, McBride, McDowell, Sokola, Torbert, Vaughn, Venables, Voshell, Hauge, Knox, Neal, Still)

NOTE: Due to unfortunate and unavoidable circumstances, HJR 9 was not delivered to the Governor's Office until after the death of the Senator. Out of profound respect for the Senator and sincere sympathy for his family, it was felt the most appropriate action was to allow the Resolution to become effective without signature.

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LEGISLATIVE ADVISORY #40, dated April 12, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

HB 379 aab HA 1 - 04/11/94 - AN ACT TO AMEND TITLE 29 AND TITLE 6 OF THE DELAWARE CODE AND VOLUME 69, CHAPTER 64, LAWS OF DELAWARE RELATING TO THE TRANSFER OF THE DIVISION OF CONSUMER AFFAIRS FROM THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO THE DEPARTMENT OF JUSTICE AND THE EXPANSION OF THE ENFORCEMENT POWERS OF CONSUMER PROTECTION. (Rep. George & Petrilli & Bunting & Sen. Cordrey; Reps. Banning, Bennett, Bradley, Brady, Buckworth, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Holloway, Jr., Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Plant, Quillen, Reynolds, Roy, Schroeder, Sorenson, Smith, Spence, Taylor, Van Sant, Wagner, West, Wojewodzki; Sens. Blevins, Cook, Connor, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Vaughn, Voshell) (Volume 69, Chapter 203, Laws of Delaware.)

HJR 14 - 04/11/94 - 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. (Rep. West & Sen. Cordrey; Reps. Lee, D. Ennis, Quillen, Spence, Davis, Fallon, Buckworth, DiLiberto, Reynolds, Amick, Smith, Mack, Wagner, Sorenson, Lofink, George, Petrilli, DiPinto, Jonkiert, Brady, Van Sant, Bunting, Gilligan, Bradley, Wojewodzki, Clark, B. Ennis, Banning; Sens. Voshell, Vaughn, Adams, Cook, Torbert, Venables, Still)

HB 313 - 04/11/94 - AN ACT TO AMEND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMMISSION ON HAZARDOUS MATERIALS. (Reps. B. Ennis, D. Ennis and Sen. Blevins; Reps. Banning, Van Sant, Sen. Torbert) (Volume 69, Chapter 204, laws of Delaware.)

SB 140 - 04/11/94 - AN ACT TO AMEND CHAPTER 9, SUBCHAPTER III, TITLE 10, DELAWARE CODE, RELATING TO THE PROSECUTION OF A DELINQUENT CHILD. (Sen. Vaughn & Rep. B. Ennis; Sens. Sharp, Cook, Adams, Voshell, Torbert; Reps. Banning, Roy, Spence, Ewing) (Volume 69, Chapter 205, Laws of Delaware.)

SB 57 - 04/11/94 - AN ACT TO AMEND CHAPTER 42, TITLE 11, DELAWARE CODE, RELATING TO THE METHOD AND IMPOSITION OF SENTENCE OF DEATH. (Sen. Vaughn; Rep. Roy; Rep. Ewing) (Volume 69, Chapter 206, laws of Delaware.)

SB 278 aab SA 1 - 04/11/94 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO ALLOW CONTRIBUTIONS TO A LIBRARY SERVICING MILLSBORO. (Sen. Cordrey; Rep. West) (Volume 69, Chapter 207, Laws of Delaware.)

SB 274 - 04/11/94 - AN ACT TO AMEND AN ACT BEING CHAPTER 457, VOLUME 60, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLSBORO", AS AMENDED, TO EXTEND THE HOURS FOR VOTING AT THE ANNUAL MUNICIPAL ELECTION. (Sen. Cordrey; Rep. West) (Volume 69, Chapter 208, laws of Delaware.)

SB 273 aab SA 1 - 04/11/94 - AN ACT TO AMEND AN ACT BEING CHAPTER 109, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF GREENWOOD", TO PROVIDE FOR VOTING BY ABSENTEE BALLOT. (Sen. Adams; Rep. Ewing) (Volume 69, Chapter 209, Laws of Delaware.)

HB 405 - 04/12/94 - AN ACT TO AMEND CHAPTER 23, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. (Rep. Bennett; Reps. Amick, Banning, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, Ewing, Fallon, Gilligan, Houghton, Lee, Lofink, Mack, Oberle, Petrilli, Plant, Quillen, Reynolds, Roy, Sorenson, Smith, Spence, Taylor, Wagner, West; Sens. Blevins, Cook, Martin, Sokola, Vaughn, Torbert) (Volume 69, Chapter 210, Laws of Delaware.)

SB 258 aab SA 2 - 04/12/94 - AN ACT TO AMEND CHAPTER 3, TITLE 25, DELAWARE CODE

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LEGISLATIVE ADVISORY #41, dated April 15, 1994. The following legislation was signed by Governor Thomas R. Carper on the date indicated:

SJR 31 - 04/15/94 - AUTHORIZING AND DIRECTING THE SECRETARY OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO NAME THE MAIN CAMPUS OF THE DEPARTMENT LOCATED AT 1901 N. DUPONT HIGHWAY AS THE "HERMAN M. HOLLOWAY, SR., HEALTH AND SOCIAL SERVICES CAMPUS". (Sen. Cordrey and Rep. Spence, Sens. Martin, Marshall, Bair, Connor, Reps. Petrilli, Quillen, George, Gilligan; Sens. Adams, Blevins, Cook, Hauge, Knox, McBride, McDowell, Neal, Sharp, Still, Sokola, Torbert, Vaughn, Venables, Voshell; Reps. Amick, Banning, Bennett, Bradley, Brady, Buckworth, Bunting, Carey, Caulk, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Holloway, Houghton, Jonkiert, Lee, Lofink, Mack, Maroney, Oberle, Plant, Reynolds, Roy, Schroeder, Smith, Sorenson, Taylor, Van Sant, Wagner, West, Wojewodzki)

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A communication from Senator Bair was read requesting that Senator Henry be added as a co-sponsor to **SCR 71**.

On motion of Senator Martin, 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 19, 1994**

The following legislation was introduced and assigned:

SB 286 - AN ACT TO AMEND CHAPTER 95, TITLE 29 OF THE DELAWARE CODE RELATING TO REAL PROPERTY ACQUISITION. Sponsors: Senators Blevins, Sokola. To: **Administrative Services**.

SB 287 - AN ACT TO AMEND CHAPTER 27, TITLE 18 OF THE DELAWARE CODE RELATING TO THE INSURANCE CONTRACT. Sponsors: Senator Vaughn; Representatives Spence, D. Ennis, Bennett, DiPinto, Smith and Van Sant. To: **Insurance and Elections**.

SB 288 - AN ACT TO AMEND CHAPTER 61, TITLE 29, DELAWARE CODE REGARDING THE CREATION OF THE TWENTY-FIRST CENTURY FUND. Sponsors: Senators Cordrey, Martin, Marshall, Cook, Sharp, Bair and Connor; Representatives Petrilli, Spence, Quillen, Davis, Roy, Smith, George, and Gilligan. To: **Finance**.

SB 289 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO INSTITUTIONAL VANDALISM. (2/3 vote) Sponsors: Senator Sharp; Senator Vaughn; Representative Spence. To: **Judiciary**.

SB 290 - AN ACT TO AMEND SUBCHAPTER VII, CHAPTER V, TITLE 11 OF THE DELAWARE CODE RELATING TO ETHNIC INTIMIDATION. (2/3 vote) Sponsors: Senator Sharp; Representative Spence. To: **Judiciary**.

HB 273 - AN ACT TO AMEND CHAPTER 74, TITLE 16 OF THE DELAWARE CODE RELATING TO RADIATION CONTROL. (3/5 vote) Sponsors: Representative Sorenson & Senator Blevins; Representative Smith; Senator Knox. To: **Natural Resources and Environmental Control**.

HB 341 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. Sponsors: Representative DiPinto; Representatives Petrilli, Buckworth, Carey, Caulk, Davis, D. Ennis, Ewing, Fallon, Lee, Maroney, Quillen, Reynolds, Roy, Taylor, Banning, Bennett, Bradley, Bunting, Clark, B. Ennis, Houghton, Jonkiert, Plant, Van Sant; Senators Knox, Holloway Sr., Marshall. To: **Banking**.

HB 374 w/HA 1 & 2 - AN ACT TO AMEND TITLE 11 AND TITLE 16 OF THE DELAWARE CODE RELATING TO INVOLUNTARY COMMITMENT RECORD CHECKS FOR SALES OF FIREARMS. Sponsors: Representative Van Sant; Representatives Houghton, B. Ennis, West, Brady, Oberle, Lee and Senator Vaughn. To: **Public Safety**.

HB 397 w/HA 1 & 3 - AN ACT TO AMEND CHAPTER 43, TITLE 11 OF THE DELAWARE CODE RELATING TO SENTENCING, PROBATION, PAROLE AND PARDONS AND NOTIFICATION REQUIREMENTS. Sponsors: Representative Oberle; Representatives Wagner, Banning; Senator Voshell. To: **Corrections**.

HB 409 - AN ACT TO AMEND CHAPTER 166, VOLUME 37, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE", TO INCREASE THE AMOUNT OF FINES THAT MAY BE IMPOSED. (2/3 vote) Sponsors: Representative Bunting, Senator Cordrey. To: **Community/County Affairs**.

HB 413 w/HA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 8, OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (3/5 vote) Sponsors: Representative Smith and

Senator Sharp. To: Judiciary.

HB 421 - AN ACT TO AMEND VOLUME 69, LAWS OF DELAWARE, CHAPTER 77, BEING THE 1994 BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE. Sponsors: Representative Roy and Senator Sharp; Representatives Carey, Oberle, Taylor, Jonkiert, B. Ennis; Senators Cook, McBride, Venables, Knox, Hauge. To: Bond Bill.

HB 428 - AN ACT TO AMEND CHAPTER 65, TITLE 11, OF THE DELAWARE CODE RELATING TO FURLOUGHS RESTRICTED TO MEMBERS WITHIN AN IMMEDIATE FAMILY; AND INCLUDING GRANDPARENTS WITHIN THE DEFINITION OF "IMMEDIATE FAMILY." Sponsor: Representative Plant. To: Corrections.

HJR 13 - DECLARING APRIL 1994 AS AMERICAN CIVIL WAR SITES PRESERVATION MONTH IN THE STATE OF DELAWARE. Sponsors: Representative Quillen; Senator Martin. To: Executive.

HJR 15 - DIRECTING THE DEPARTMENT OF TRANSPORTATION TO NAME THE KIRKWOOD HIGHWAY BRIDGE OVER RED CLAY CREEK IN HONOR OF THE LATE JOHN T. DAVIS. Sponsors: Representative Roy; Representatives Spence, Petrilli, Oberle, Taylor, George, Gilligan; Senators Martin, Sokola, Bair. To: Highways/Transportation.

SA 1 to HB 308 - Sponsor: Senator Sokola. Placed with the bill.

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Lt. Governor Minner presiding at 4:25 p.m.

HB 205 w/HA 1 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HB 205 w/HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 14 OF THE DELAWARE CODE RELATING TO THE GUARANTEED UNIT COUNT.

The bill was temporarily laid on the table.

A messenger from the Governor was announced and admitted.

HB 205 w/HA 1 was lifted from the table and brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

Several Senators commented. A roll call vote was taken and revealed 21 Senators voting YES; therefore,

HB 205 w/HA 1 was declared passed the Senate and returned to the House.

The following message from the Governor was read.

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
April 19, 1994

To the Senate of the 137th General Assembly
of the State of Delaware

The following nomination, submitted to the Senate on June 3, 1993, is hereby formally withdrawn: Katy K. N. Woo.

Sincerely,
(Signed) Tom Carper
Governor

* * * * *

At 4:36 p.m. on motion of Senator Martin, the Senate recessed until April 20, 1994 at 4:00 p.m.

The Senate reconvened at 4:24 p.m. with Lt. Governor Minner presiding.

The following committee reports were announced:

From Public Safety: **SB 280** - 4 Merits, **SB 281** - 4 Merits.

From Finance: **SB 288** - 3 Favorable, 1 Merit.

Senator Adams requests the privilege of the floor to introduce the 1994 Mother of the Year, Rosemary C. Betts, her husband, Dean and four of her six children.

Senator Neal was added as a co-sponsor to **SB 288**.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 127 w/HA 1** and **HB 331 w/HA 1, 3, 5, 7 & 8**.

At 4:30 p.m. on motion of Senator Martin the Senate adjourned to immediately convene for the 17th Legislative Day.

18TH LEGISLATIVE DAY
April 20, 1994

The Senate convened at 4:30 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Neal.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Adams, Bair, Blevins, Connor, Cook, Cordrey, Hauge, Henry, Knox, Marshall, Martin, McBride, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (McDowell) ABSENT.

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

On motion of Senator Martin, 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 20, 1994

The following legislation was introduced and assigned:

SB 291 - AN ACT TO AMEND CHAPTER 60, TITLE 7, DELAWARE CODE RELATING TO THE ENVIRONMENTAL APPEALS BOARD. Sponsors: Senator McBride; Representative Carey. To: **Natural Resources and Environmental Control**.

SB 292 - AN ACT TO AMEND CHAPTER 19, TITLE 10 OF THE DELAWARE CODE RELATING TO TESTIMONY BY EXPERT WITNESSES. Sponsor: Senator Torbert. To: **Administrative Services**.

SB 293 - AN ACT TO AMEND CHAPTER 79, TITLE 29, AND CHAPTER 29, TITLE 31, OF THE DELAWARE CODE, RELATING TO THE DIVISION OF AGING OF DELAWARE, THE COMMISSION FOR THE AGING AND THE COUNCIL ON AGING. Sponsors: Senators Blevins, Marshall, Martin, McBride, Venables, Voshell, Bair, Knox and Neal; Reps. Maroney, Banning, Bradley, Brady, Buckworth, Bunting, Davis, DiLiberto, DiPinto, B. Ennis, Ewing, Fallon, Holloway, Jr., Houghton, Jonkiert, Mack, Plant, Quillen, Reynolds, Schroeder, Smith, Sorenson, Wagner and Wojewodzki. To: **Health and Social Services/ Aging**.

SB 294 - AN ACT TO AMEND CHAPTER 42, OF TITLE 11, DELAWARE CODE RELATING TO THE EARLY RELEASE FROM INCARCERATION OF CONVICTED OFFENDERS. Sponsors: Senators Vaughn, Sharp & Representatives B. Ennis, Davis, Lee. To: **Corrections**.

SB 295 - AN ACT TO AMEND PART C, CHAPTER 9, TITLE 10 OF THE DELAWARE CODE RELATING TO CHILD CUSTODY/VISITATION RIGHTS. Sponsor: Senator Torbert. To: **Children/Youth/ and Their Families**.

SB 296 - AN ACT TO AMEND SUBCHAPTER VII, CHAPTER 60, TITLE 7, DELAWARE CODE RELATING TO OPERATING PERMIT FEES FOR EMISSIONS OF AIR POLLUTANTS CONTROLLED BY THE FEDERAL CLEAN AIR ACT AMENDMENTS OF 1990, ALSO BEING CHAPTER 121, VOLUME 69, LAWS OF DELAWARE OR SENATE BILL NO. 195, AS AMENDED. Sponsors: Senators McBride, Sharp. To: **Natural Resources and Environmental Control**.

HB 127 w/HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 11 OF THE DELAWARE CODE, RELATING TO THE COMPENSATION OF MEMBERS OF THE BOARD OF PAROLE. Sponsors: Representatives Lee, Amick, Buckworth, Ewing; Senator Vaughn. To: **Corrections**.

HB 331 w/HA 1, 3, 5, 7 & 8 - AN ACT TO AMEND CHAPTER 93, TITLE 16, DELAWARE CODE RELATING TO HEALTH PLANNING AND RESOURCES MANAGEMENT. Sponsors: Representatives Maroney, Gilligan, Senator Holloway; Representatives DiPinto, Jonkiert, Bradley. To: **Health and Social Services**.

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HB 82 was brought before the Senate for consideration on motion of Senator Sokola, the floor manager.

HB 82 - AN ACT TO AMEND CHAPTER 41, TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION.

SA 1 to HB 82 was introduced and brought before the Senate for consideration on motion of Senator Sokola. Several Senators commented.

Senator Sharp marked present.

Senator Sokola yielded to Senator Sharp to comment.

Senator McBride marked present.

Senators Sharp and Henry commented.

A roll call vote was taken and revealed 13 Senators voting YES, 5 (Adams, Martin, McBride, Sharp, Vaughn) NO, 3 (Cordrey, Hauge, McDowell) ABSENT, therefore, **SA 1 to HB 82** was declared part of the bill.

HB 82 w/SA 1 was now before the Senate. Several Senators commented. A roll call vote was taken and revealed 11 Senators voting YES, 6 (Adams, Bair, Henry, Knox, Neal, Venables) NO, 2 (Connor, Torbert) NOT VOTING, 2 (Cordrey, McDowell) ABSENT; therefore, **HB 82 w/SA 1** was declared passed the Senate and returned to the House for reconsideration.

SB 281 was brought before the Senate for consideration on motion of Senator Martin.

SB 281 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE

POSSESSION OF HANDGUNS BY JUVENILES.

SA 1 to SB 281 was introduced and brought before the Senate for consideration on motion of Senator Martin.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Cordrey, McDowell) ABSENT; therefore, **SA 1 to SB 281** was declared part of the bill.

SB 281 w/SA 1 was now before the Senate.

Senator Neal commented. Senator Martin requested the privilege of the floor for Colonel Thomas P. Gordon, representing the New Castle County Police.

The witness was excused, but was asked to stay in the chamber in the event that his testimony was needed again.

Senators McBride and Venables commented. Colonel Gordon was excused from the chamber.

Senator Still commented. The privilege of the floor was granted to John Cordrey, Senate Attorney.

The witness was excused. Senator Martin commented.

SB 281 w/SA 1 was laid on the table.

SCR 71 was introduced and brought before the Senate for consideration on motion of Senator Bair.

SCR 71 - COMMENDING JUDITH DREXLER, HARRY L. GARDNER AND WILLIAM RODRIQUEZ, 1994 RECIPIENTS OF THE DELAWARE REGION, NATIONAL CONFERENCE OF CHRISTIANS & JEWS AWARD, AND FURTHER THANKING THE DELAWARE REGION OF THE NCCJ FOR ITS OUTSTANDING AND DEDICATED EFFORTS TOWARDS BRINGING PERSONS OF DIVERSE BACKGROUNDS INTO A COMMUNITY OF UNDERSTANDING AND TOGETHERNESS. Sponsors: Senator Bair and Representative Sorenson; Senators Neal, McDowell, McBride, Henry; Representatives Maroney, Plant, Wojewodzki.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Cordrey, McDowell, Neal) ABSENT; therefore, **SCR 71** was declared adopted by the Senate and sent to the House for consideration.

At 5:38 p.m. on motion of Senator Martin, the Senate recessed until 2:00 p.m. April 21, 1994

The Senate reconvened at 2:32 p.m. April 21, 1994 with Lt. Governor Minner presiding.

Senator Cordrey requests that he be marked present.

At 2:32 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 19th Legislative Day.

19TH LEGISLATIVE DAY

April 21, 1994

The Senate convened at 2:32 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Torbert.

Pledge of allegiance to the Flag.

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

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

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

The Secretary announced that a message from the House informed the Senate that it had passed **HCR 55, SCR 65, SCR 68, SCR 69, SCR 70.**

On motion of Senator Cordrey, 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 21, 1994

The following legislation was introduced and assigned:

SB 297 - AN ACT TO AMEND THE DELAWARE CODE RELATING TO THE NAME OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL. Sponsor: Senator McBride. To: **Natural Resources.**

SB 298 - AN ACT TO AMEND PART C, CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO GRANDPARENTAL VISITATION RIGHTS. Sponsor: Senator Torbert. To: **Children/ Youth/ and their Families.**

SB 299 - AN ACT TO AMEND CHAPTER 27, TITLE 14 OF THE DELAWARE CODE RELATING TO COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS. Sponsors: Senator Sokola; Representative Sorenson. To: **Education.**

SB 300 - AN ACT TO AMEND CHAPTER 1, TITLE 8, SECTION 136, OF THE DELAWARE CODE RELATING TO RESIGNATION OF CORPORATION REGISTERED AGENTS NOT COUPLED WITH APPOINTMENT OF SUCCESSOR. Sponsor: Senator Sharp. To: **Judiciary.**

SB 301 - AN ACT TO AMEND CHAPTER 1, TITLE 8, SECTION 371, OF THE DELAWARE CODE

RELATING TO QUALIFICATION TO DO BUSINESS IN STATE. Sponsor: Senator Sharp. To: **Judiciary**. Senator Neal marked present and requested the privilege of the floor for the purpose of introducing visiting librarians present in the chamber.

On motion of Senator Martin, **SB 281 w/SA 1** was lifted from the table and brought before the Senate for consideration.

SB 281 w/SA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE POSSESSION OF HANDGUNS BY JUVENILES.

Senator Martin requested the privilege of the floor Mr. Steven Wood, representing the Attorney General's Office.

The bill was laid on the table until Mr. Wood was located.

SB 288 was brought before the Senate for consideration on motion of Senator Cordrey.

SB 288 - AN ACT TO AMEND CHAPTER 61, TITLE 29, DELAWARE CODE, REGARDING THE CREATION OF THE TWENTY-FIRST CENTURY FUND.

A roll call vote was taken and revealed 19 Senators voting YES, 2 (Knox, Sharp) ABSENT; therefore, **SB 288** was declared passed the Senate and sent to the House for consideration.

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

SB 281 w/SA 1 was lifted from the table and brought before the Senate for consideration on motion of Senator Martin.

The privilege of the floor was granted to Mr. Steven Wood, representing the Attorney General's Office.

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

SA 2 to SB 281 was introduced and brought before the Senate for consideration on motion of Senator Still. Senator Cordrey commented. A roll call vote was taken and revealed 19 Senators voting YES, 2 (Hauge, Sharp) ABSENT; therefore, **SA 2 to SB 281** was declared part of the bill.

Senator Knox marked present during the above roll call.

SB 281 w/SA 1 & 2 was now before the Senate.

Senator McDowell commented. A roll call vote was taken and revealed 19 Senators voting YES, 1 (Vaughn) NO, 1 (Sharp) ABSENT; therefore, **SB 281 w/SA 1 & 2** was declared passed the Senate and sent to the House for consideration.

Senator Martin led the members of the Senate and the Senate Staff in singing "Happy Birthday" to Bernard J. Brady, Secretary of the Senate.

On motion of Senator Martin, the Senate recessed at 3:01 p.m. for festivities and Party Caucus.

The Senate reconvened at 4:19 p.m. with Lt. Governor Minner presiding.

SB 215 was brought before the Senate for consideration on motion of Senator Sokola.

SB 215 - AN ACT TO AMEND CHAPTER 9 AND CHAPTER 11, TITLE 13, OF THE DELAWARE CODE RELATING TO ADOPTION AND PROVIDING THAT ADOPTEES AND BIRTH PARENTS HAVE ACCESS TO CERTAIN INFORMATION.

SA 1 to SB 281 was stricken on motion of Senator Sokola.

SA 2 to SB 281 was introduced and brought before the Senate for consideration on motion of Senator Sokola.

A roll call vote was taken and revealed 20 Senators voting YES, 1 (Sharp) ABSENT; therefore, **SA 2 to SB 281** was declared part of the bill.

SB 215 w/SA 2 was now before the Senate.

Senator Sokola requested the privilege of the floor for Judy Lovett, representing herself, Bonnie Clark, representing Finders Keepers, Barbara Bashers, representing Adoption Forum of Delaware, Carolyn S. Hoard, representing herself, and Charlina Patterson, representing herself.

Several Senators entered into a discussion with the witnesses, after which the witnesses were excused.

Senator Sokola requested the privilege of the floor for Lydia Durbin, LCSW, representing Family and Children Services of Delaware.

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

SB 215 w/SA 2 was laid on the table on motion of Senator Sokola.

Senator McDowell requested the privilege of the floor for the introduction of Senator Joseph Hanson, from the Indiana Senate.

SB 215 w/SA 2 was lifted from the table and brought before the Senate for consideration on motion of Senator Sokola.

SA 3 to SB 215 was introduced and brought before the Senate on motion of Senator McDowell.

Senator Connor commented. The privilege of the floor for John Paradee, Senate Attorney.

Senator Cordrey presiding at 5:45 p.m.

Senator Blevins commented.

The witness was excused.

Senator Torbert commented. Senator Sokola requested the privilege of the floor for Barbara Busharis and Bonnie Clark.

The witnesses were excused after they briefly addressed the Senate.

SA 3 to SB 215 was laid on the table on motion of Senator McDowell.

SB 215 w/SA 2 was laid on the table on motion of Senator Sokola.

A communication from Senator Cordrey was read appointing Senator Martin to replace Senator Sharp on the Legislative Council Committee.

A communication from Senator Cordrey was read appointing Senator Henry to serve on the Children, Youth, and Their Families Committee, Health and Social Services Committee, Judiciary Committee, and the Public Safety Committee.

Copies of these communications are on file for this legislative day.

SCR 72 was brought before the Senate for consideration of motion of Senator McBride.

SCR 72 - EXPRESSING THE DELAWARE GENERAL ASSEMBLY'S INTENT THAT INSURANCE COVERAGE FOR CERTAIN PERIODIC MAMMOGRAPHIC EXAMINATIONS, AS SET FORTH IN 69 LAWS OF DELAWARE, CHAPTER 166 (FORMERLY SENATE BILL NO. 142) BE REQUIRED OF SELF-INSURED COMPANIES AS WELL AS THOSE INSURANCE PROVIDERS MANDATED TO PROVIDE THIS COVERAGE UNDER 69 LAWS OF DELAWARE CHAPTER 166.

Senators Knox and Voshell commented. A roll call vote was taken and revealed 13 Senators voting YES, 3 (Bair, Henry, Knox) NO, 4 (Cordrey, Hauge, Still, Venables) NOT VOTING, 1 (Sharp) ABSENT; therefore, **SCR 72** was declared adopted by the Senate and sent to the House for consideration.

At 6:17 p.m. on motion of Senator Martin, the Senate recessed until 2:00 p.m. April 26, 1994.

The Senate reconvened at 2:19 p.m. on April 26, 1994 with Senator Cordrey presiding.

Senator Sharp marked present.

The following committee reports were announced:

From Community/County Affairs: **SB 285** - 3 Merits, **HB 409** - 3 Merits.

From Education: **SB 292** - 3 Merits.

Lt. Governor Minner presiding at 2:20 p.m.

On motion of Senator Cordrey, 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 21, 1994 (PART 2)

The following legislation was introduced and assigned:

SB 302 - AN ACT TO AMEND TITLE 10 RELATING TO RAILROAD CONSTABLES. Sponsors: Senator McDowell; Representative E. Bennett. To: **Judiciary**.

SB 303 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIFIC SPEED LIMITS. Sponsors: Senator Torbert; Senators Cook, Marshall, Vaughn, McDowell, Still; Representatives Brady, Wagner, West, Quillen, Roy. To: **Public Safety**.

SB 304 - AN ACT TO AMEND VOLUME 27, CHAPTER 216, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF NEW CASTLE AND RELATING TO THE ACTING TREASURER AND THE SALARY OF THE CITY CLERK. (2/3 vote) Sponsors: Senator Connor and Representative Mack. To: **Community/County Affairs**.

SB 305 - AN ACT TO AMEND CHAPTER 53, TITLE 7 OF THE DELAWARE CODE RELATING TO ARCHAEOLOGICAL SITES. (2/3 vote) Sponsors: Senator McBride; Representatives DiPinto and Quillen. To: **Natural Resources and Environmental Control**.

SB 306 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Senator Marshall & Representative Oberle. To: **Labor**.

SB 307 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Senator Marshall & Representative Oberle. To: **Labor**.

SB 308 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Senator Marshall & Representative Oberle. To: **Labor**.

SA 1 to SB 260 - Sponsor: Senator Connor. Placed with the bill.

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

20TH LEGISLATIVE DAY

April 26, 1994

The Senate convened at 2:18 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Voshell.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Bair, Blevins, Connor, Cook, Cordrey, Hauge, Henry, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Adams) ABSENT. The journal of the previous day was approved as read on motion of Senator Martin. No objection. On motion of Senator Martin, 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 26, 1994

The following legislation was introduced and assigned:

SB 310 - 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, AND TO AMEND CHAPTER 23, TITLE 6 OF THE DELAWARE CODE RELATING TO THE AVAILABILITY OF THE DEFENSE OF USURY. (3/5 vote) Sponsors: Senator Sharp, Representative Smith. To: **Judiciary**.

SB 311 - AN ACT TO AMEND CHAPTER 15 OF TITLE 6 OF THE DELAWARE CODE RELATING TO THE REGISTRATION AND REGULATION OF REGISTERED LIMITED LIABILITY PARTNERSHIPS. (3/5 vote). Sponsors: Senator Sharp, Representative Smith. To: **Judiciary**.

SB 312 - 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. (3/5 vote) Sponsors: Senator Sharp, Representative Smith. To: **Judiciary**.

HB 391 w/HA 1 - AN ACT TO AMEND CHAPTER 29, TITLE 14 OF THE DELAWARE CODE RELATING TO TRANSPORTATION OF PUPILS. Sponsor: Representative Wagner. To: **Education**.

HB 394 w/HA 1 - AN ACT TO AMEND SECTION 2708, CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO SCHOOL BUS DRIVER QUALIFICATIONS AND DRUG TESTING. Sponsor: Representative Wagner. To: **Public Safety**.

HB 416 w/HA 1 & 3 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 11, TITLE 28, DELAWARE CODE RELATING TO BINGO AND CHARITABLE GAMES. Sponsors: Representative B. Ennis, Senator Torbert; Senators Vaughn, Knox, Still; Representatives Banning, Bennett, Brady, Gilligan, Van Sant, Caulk, Oberle. To: **Administrative Services**.

HB 439 w/HA 1 - AN ACT TO AMEND SECTION 4322 (a), CHAPTER 43, TITLE 11 OF THE DELAWARE CODE RELATING TO PROTECTION OF RECORDS. Sponsors: Representative Buckworth and Senator Sharp. To: **Corrections**.

SA 2 to SB 260 - Sponsor: Senator Connor. Placed with the bill.

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Senators Knox, Marshall and Bair marked present.

Senators Cook and Torbert marked present.

SB 285 was brought before the Senate for consideration on motion of Senator Vaughn.

SB 285 - AN ACT TO AMEND CHAPTER 87, TITLE 29 DELAWARE CODE RELATING TO THE COMMISSION ON VETERANS' AFFAIRS.

A roll call vote was taken and revealed 18 Senators voting YES, 3 (Adams, Hauge, Venables) ABSENT; therefore, **SB 285** was declared passed the Senate and sent to the House for consideration.

Senators Blevins and McBride marked present during the above roll call.

SB 299 was brought before the Senate for consideration on motion of Senator Sokola.

SB 299 - AN ACT TO AMEND CHAPTER 27, TITLE 14 OF THE DELAWARE CODE RELATING TO COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS.

Senator Cordrey commented. A roll call vote was taken and revealed 20 Senators voting YES, 1 (Adams) ABSENT; therefore, **SB 299** was declared passed the Senate and sent to the House for consideration.

Senators Venables and Hauge marked present during the above roll call.

At 2:33 p.m. on motion of Senator Martin, the Senate recessed for Party Caucus.

The Senate reconvened at 3:48 p.m. with Senator Cordrey presiding.

HB 409 was brought before the Senate for consideration on motion of the floor manager, Senator Voshell.

HB 409 - AN ACT TO AMEND CHAPTER 166, VOLUME 37, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE", TO INCREASE THE AMOUNT OF FINES THAT MAY BE IMPOSED. (2/3 vote)

Senator Martin commented. A roll call vote was taken and revealed 18 Senators voting YES, 1 (Venables)

NO, 2 (Adams, Still) ABSENT; therefore, **HB 409** was declared passed the Senate and returned to the House. **SB 260** was brought before the Senate for consideration on motion of Senator Connor.

SB 260 - AN ACT TO AMEND CHAPTER 13, TITLE 9, OF THE DELAWARE CODE RELATING TO THE NEW CASTLE COUNTY PLANNING BOARD.

SA 1 to SB 260 was stricken on motion of Senator Connor.

SA 2 to SB 260, which had been previously placed with the bill, was brought before the Senate for consideration on motion of Senator Connor.

The privilege of the floor was granted to Stephanie Hansen, representing the Bear/Glasgow Council of Civic Organizations on motion of Senator Connor.

Senators Neal and Sharp questioned the witness.

Lt. Governor Minner presiding at 3:58 p.m.

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

Senator Connor requested the privilege of the floor for Janice Hawkinson, representing the Caravel Farms Civic Association of the Bear/Glasgow Council.

The witness was excused after she addressed the Senate.

Senator Marshall requested the privilege of the floor for Terry Reilly, Chairman of the New Castle County Planning Board.

Senators Knox and McDowell entered into discussion with the witness.

The witness was then excused.

Senator Marshall requested the privilege of the floor for John Carney, representing the County Executive, Dennis Greenhouse.

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

Senator Connor requested the privilege of the floor for J. Chris Roberts, representing the New Castle County Council.

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

Senator Martin requested the privilege of the floor for Bryan Shuler, representing the New Castle County Department of Planning.

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

Senator Sokola commented. A roll call vote was taken and revealed 11 Senators voting YES, 7 (Blevins, Cordrey, Marshall, Martin, Sokola, Venables, Voshell) NO, 1 (Still) NOT VOTING, 2 (Adams, Sharp) ABSENT; therefore, **SA 2 to SB 260** was declared part of the bill.

SB 260 w/SA 2 was now before the Senate.

Senators Sokola and Connor commented. The privilege of the floor was requested on motion of Senator Connor for Richard Dillard, Senate Attorney.

The witness was excused after he addressed the Senate.

Senator Martin requested the privilege of the floor for John Cordrey, Senate Attorney. The witness was excused after he addressed the Senate.

Senator Connor suggested that the two Senate Attorneys meet to confer on the legislation.

On motion of Senator Connor, **SB 260 w/SA 2** was laid on the table.

A communication from Senator Cordrey was read appointing Senator Blevins as a member of the Health Care Commission.

A communication from Senator Cordrey was read appointing himself as a member of the Delaware Commission on Interstate Cooperation.

At 5:11 p.m. on motion of Senator Martin, the Senate recessed until 4:00 p.m. April 27, 1994.

The Senate reconvened at 4:20 p.m. on April 27, 1994 with Lt. Governor Minner presiding.

The following committee reports were announced:

From Public Safety: **HB 129 w/HA 1** - 4 Merits; **HB 343 w/HA 1** - 4 Merits.

From Natural Resources: **HB 315 w/HA 1 & 2** - 5 Merits; **HB 328 w/HA 1** - 5 Merits; **SB 291** - 4 Merits.

From Administrative Services: **HB 416 w/HA 1 & 3** - 3 Merits.

From Insurance & Elections: **SB 287** - 4 Merits.

From Corrections: **SB 294** - 5 Favorable.

From Labor: **SB 306** - 3 Merits; **SB 307** - 3 Merits; **SB 308** - 3 Merits.

SB 317 was introduced and assigned to the Public Safety Committee.

SB 317 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ADMISSIBILITY OF RESULTS OF CHEMICAL TESTS IN HEARING BEFORE THE DIVISION OF MOTOR VEHICLES. Sponsors: Senator Voshell; Representative Ewing.

SB 318 was introduced and assigned to the Sunset Committee.

SB 318 - AN ACT TO AMEND CHAPTER 27, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF LAND SURVEYORS. Sponsors: Senator Blevins and Representative Amick.

At 4:26 p.m. on motion of Senator Martin, the Senate adjourned to immediately convene for the 21st Legislative Day.

21ST LEGISLATIVE DAY

April 27, 1994

The Senate convened at 4:26 p.m. with Lt. Governor Minner presiding.

A prayer was offered by Senator Martin.

Pledge of allegiance to the Flag.

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

PRESENT: Senators Bair, Blevins, Connor, Cook, Cordrey, Hauge, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Sokola, Still, Torbert, Vaughn, Venables, Voshell - 20, 1 (Adams) ABSENT.

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

On motion of Senator Cordrey, 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 27, 1994

The following legislation was introduced and assigned:

SB 309 - AN ACT TO AMEND CHAPTER 94, TITLE 11 OF THE DELAWARE CODE RELATING TO VICTIMS' BILL OF RIGHTS. Sponsors: Senator McBride and Representative Spence; Senators Adams, Bair, Blevins, Connor, Cook, Hauge, Henry, Knox, Marshall, Martin, McDowell, Neal, Sokola, Torbert, Vaughn, Venables, Voshell; Representatives Banning, Bennett, Bradley, Brady, Buckworth, Clark, Davis, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, George, Houghton, Jonkiert, Mack, Maroney, Oberle, Smith, Sorenson, Van Sant, Wagner, West, Wojewodzki. To: **Judiciary**.

SB 313 - AN ACT TO AMEND CHAPTER 61, TITLE 10 OF THE DELAWARE CODE RELATING TO CONDEMNATION. Sponsors: Senators Sokola, Blevins, and Venables; Representatives Davis and Wojewodzki. To: **Judiciary**.

SB 314 - AN ACT TO AMEND CHAPTER 1, TITLE 8, OF THE DELAWARE CODE RELATING TO GENERAL CORPORATION LAW. Sponsor: Senator Sharp. To: **Judiciary**.

SB 315 - AN ACT TO AMEND CHAPTER 26, TITLE 21, DELAWARE CODE DELETING WAIVER OF TEST FOR THE CDL LICENSE AND CHANGING LATE FEES. Sponsors: Senator Voshell; Representative Ewing. To: **Public Safety**.

SB 316 - AN ACT TO AMEND CHAPTER 7, TITLE 21, OF THE DELAWARE CODE RELATING TO ENFORCEMENT; ARREST, BAIL AND APPEAL. Sponsors: Senator Voshell; Representative Ewing. To: **Judiciary**.

HB 318 - AN ACT TO AMEND CHAPTER 47, TITLE 29 OF THE DELAWARE CODE RELATING TO DNA ANALYSIS AND DATA BANK, AND TO AMEND CHAPTER 35, TITLE 11 OF THE DELAWARE CODE TO PROVIDE DNA PROFILE ADMISSIBILITY. (2/3 vote) Sponsors: Representatives Brady and Schroeder; Reps. Banning, Bennett, Bradley, Bunting, Clark, B. Ennis, Houghton, Jonkiert, Van Sant, West, Amick, Carey, Caulk, Davis, D. Ennis, J. Ewing, Lee, Lofink, Mack, Oberle, Quillen, Reynolds, Roy, Sorenson, Smith, Spence, Wagner; Senators Holloway, Sokola, Vaughn, Voshell, Knox, Neal, Still. To: **Judiciary**.

HB 356 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE INSURANCE CODE TO LIMIT THE AMOUNT OF SURPLUS IN A SINGLE INVESTMENT. Sponsor: Representative D. Ennis. To: **Insurance and Elections**.

HB 417 w/HA 1 & 2 - AN ACT TO AMEND SUBCHAPTER VII, CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO BOMB THREATS. Sponsors: Representative Schroeder; Representative Bunting and Senators Cordrey and Voshell. To: **Public Safety**.

HB 435 - AN ACT TO AMEND CHAPTER 8, TITLE 13 OF THE DELAWARE CODE RELATING TO PATERNITY, AND INCLUDING PROVISIONS FOR THE VOLUNTARY ACKNOWLEDGMENT OF PATERNITY; AND TO AMEND CHAPTER 31, TITLE 16 OF THE DELAWARE CODE, RELATING TO VITAL STATISTICS, TO PROVIDE FOR AN IN-HOSPITAL PROCEDURE FOR VOLUNTARY ACKNOWLEDGMENT OF PATERNITY; AND TO AMEND CHAPTER 13, TITLE 13 OF THE DELAWARE CODE RELATING TO ILLEGITIMATE CHILDREN. Sponsors: Representative Maroney and Senator Blevins; Representatives Spence, Petrilli, Quillen, Buckworth, Davis, DiPinto, D. Ennis, Reynolds, Roy, Sorenson, Wagner, Bennett, Bradley, Brady, Bunting, Gilligan, Jonkiert, Plant, West; Senators Marshall, Venables, Voshell, Bair, Knox, Neal. To: **Health and Social Services**.

HB 441 - AN ACT TO AMEND CHAPTER 71 OF TITLE 10, DELAWARE CODE RELATING TO ILLEGAL DRUG ACTIVITY AND NUISANCE. Sponsors: Representative George and Senator McDowell. To: **Committee to Combat Drug Abuse**.

HJR 16 - RELATING TO THE CONSTRUCTION AND ENFORCEMENT OF FEDERAL CHILD PORNOGRAPHY LAW. Sponsors: Representative Fallon, Senators Venables. To: **Judiciary**.