

RELEASES, FACILITY PERFORMANCE, AND ESTABLISHMENT OF THE
COMMUNITY INVOLVEMENT ADVISORY COUNCIL.

SA 1 to SS 1 to SB 33 was brought before the Senate for consideration on the motion of Senator McBride.

Senator McBride moved to lay SA 1 to SS 1 to SB 33 on the Table. No objection.

SA 2 to SS 1 to SB 33 was brought before the Senate for consideration on the motion of Senator McBride.

Roll call vote on SA 2 to SS 1 to SB 33 was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SA 2 to SS 1 to SB 33 was declared part of the bill.

SS 1 to SB 33 w/SA 2 was now before the Senate.

Senator McBride requested the privilege of the floor for Matthew Denn, representing the Governor's office.

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

Roll call vote on SS 1 to SB 33 w/SA 2 was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SS 1 to SB 33 w/SA 2 was declared passed the Senate and sent to the House for Consideration.

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

SB 155 - AN ACT TO AMEND TITLE 14 AND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CHILDHOOD LEAD POISONING PREVENTION ACT.

Roll call vote on SB 155 was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SB 155 was declared passed the Senate and sent to the House for Consideration.

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

SB 138 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES.

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

The witness was excused after addressing the Senate.

Roll call vote on SB 138 was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SB 138 was declared passed the Senate and sent to the House for Consideration.

SB 157 was brought before the Senate for consideration on the motion of Senator McBride.

SB 157 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE DATA SECURITY OF THE DELAWARE STUDENT TESTING PROGRAM AND DATA REPORTING.

SA 1 to SB 157 was brought before the Senate for consideration on the motion of Senator Simpson.

Senator McBride commented.

Roll call vote on SA 1 to SB 157 was taken and revealed:

YES: 19

ABSENT: Senator(s) Still, Venables - 2.

SA 1 to SB 157 was declared part of the bill.

SB 157 w/ SA 1 was now before the Senate.

Roll call vote on SB 157 w/SA 1 was taken and revealed:

YES: 20

ABSENT: Senator(s) Still - 1.

SB 157 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

Senator McDowell requested that HCR 15 be Lifted from the Table and brought before the Senate for Consideration.

Roll call vote on HCR 15 was taken and revealed:

YES: 20

ABSENT: Senator(s) Still - 1.

HCR 15 was declared Adopted by the Senate and returned to the House. Senator Adams requested that **SB 180** be Stricken. No objection. Additions to the agenda, committee and other legislative meetings were announced. 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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
5/17/01**

SA 1 to SB 103 - Sponsor: Sen. Connor; Placed with the bill.
SA 1 to SB 150 - Sponsor: Sen. DeLuca; Placed with the bill.
SA 1 to SS 1 to SB 33 - Sponsor: Sen. McBride; Placed with the bill.

SB 197 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsor: Sen. Marshall; Lofink; **Labor & Industrial Labor.**

SB 198 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO APPEALS FROM DECISIONS OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Sokola, Simpson & Still, Reps. Hudson, Valihura, DiLiberto & Keeley; **Sunset.**

SB 199 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BONDING OF THE EMPLOYEES OF ALCOHOLIC BEVERAGE CONTROL. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Sokola, Simpson & Still; Reps. Hudson, Valihura, DiLiberto & Keeley; **Sunset.**

SB 200 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Sokola, Simpson & Still, Reps. Hudson, Valihura, DiLiberto & Keeley; **Executive.**

SB 201 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOL LICENSES. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Sokola, Simpson & Still; Reps. Hudson, Valihura, DiLiberto, Keeley & Price; **Sunset.**

SB 202 - AN ACT TO AMEND TITLE 16, CHAPTERS 22 AND 48, DELAWARE CODE RELATING TO SUBSTANCE ABUSE. Sponsor: Sen. Blevins; Ulbrich, Rep. Maier; Sens. Henry, Marshall, Sokola; Reps. Brady, Buckworth, B. Ennis, Ewing, Gilligan, Hudson, Keeley, Miro, Price, Schroeder, Scott, Spence, Viola, West; **Combat Drug Abuse.**

SB 203 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO LICENSED LENDERS. Sponsor: Sen. Marshall; Sens. Blevins, Bunting, DeLuca, McBride, McDowell, Sharp, Sokola & Vaughn; Reps. Carey, Caulk, D. Ennis, Ewing, Lofink, Maier, Miro, B. Ennis, Gilligan, Houghton, Keeley, Plant, Price, West, Williams; **Banking.**

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The Secretary announced the agenda for June 05, 2001.

On motion of Senator Adams, the Senate recessed at 05:33 PM until June 05, 2001 at 02:00 PM or to the Call of the President Pro Tempore.

The Senate reconvened at 02:17 PM on June 05, 2001 with Lt. Governor Carney presiding.

LEGISLATIVE ADVISORY #11, 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 #11, dated May 22, 2001, the Governor signed the following legislation on the dates indicated:

HB #88 aab HA #1 (4/12/01) - AN ACT AMEND TITLE 9, DELAWARE CODE RELATING TO NEW CASTLE COUNTY. (Sponsors: Rep. Roy) (Volume 73, Chapter 30, Laws of Delaware.)

HJR #8 (5/15/01) – COMMENDING, THANKING, AND RECOGNIZING THE STATE OF TENNESSEE FOR ITS ROLE AS A MAJOR CONTRIBUTOR TO THE WORLD OF PROFESSIONAL MOTORSPORTS. (Sponsors: Rep. Wagner & Rep. Stone; On behalf of all Representatives; Sen. Still; On behalf of all Senators)

HB #16 aab SA #2 (5/17/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES. (Sponsors: Rep. Price; Reps. Brady, Buckworth, DiLiberto, Keeley, Maier, Quillen, Valihura) (Volume 73, Chapter 31, Laws of Delaware.)

SB #68 (5/17/01) – AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO ADMINISTRATION OF MEDICATIONS ON SCHOOL FIELD TRIPS. (Sponsors: Sen. Blevins & Rep. Maier; Reps. Price, Stone, Wagner) (Volume 73, Chapter 32, Laws of Delaware.)

SB #143 (5/17/01) – AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO NEW CASTLE COUNTY. (Sponsors: Sen. DeLuca & Sen. Sharp & Rep. Oberle) (Volume 73, Chapter 33, Laws of Delaware.)

SJR #4 aab HA #1 (5/17/01) – ESTABLISHING 2001 AS “THE YEAR OF TREATMENT” AND APPOINTING A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS CONCERNING THE AVAILABILITY OF QUALITY TREATMENT PROGRAMS FOR SUBSTANCE ABUSE ADDICTION IN DELAWARE. (Sponsors: Sen. Henry & Rep. Spence; Rep. Scott; Sens. Marshall, McDowell, Sokola, Bonini, Cloutier, Sorenson, & Still; Reps. Hudson, Lavelle, Maier, Stone, Wagner, Keeley, Plant & Williams)

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A communication from Governor, Ruth Ann Minner to the Lt. Governor, John C. Carney as President of the Senate, dated May 3, 2001 and received in the Lt. Governor's office on May 7, 2001, referencing **SB 76** was read in the record.

The following committee report was announced:

From Health and Social Services: **HB 171** - 3 Merits.

At 02:20 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 33rd Legislative Day.

**33rd LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 05, 2001**

The Senate convened at 02:20 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

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

Senators Amick, Sorenson and McBride marked present.

Senator Adams requested the Miss Delaware contestants be escorted into the chamber.

Senator Adams requested the privilege of the floor for Ms. Pusey, representing the Miss Delaware Scholarship Organization.

Each contestant introduced herself, after which Miss Delaware 2000, Judy Cross presented her portrait to Senator Sharp.

Senator Adams requested the contestants be excused.

Senators DeLuca, Connor, Cook, McDowell and Vaughn marked present.

SB 189 was brought before the Senate for consideration on the motion of Senator Adams.

SB 189 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE PUBLIC SERVICE COMMISSION AND COOPERATIVES.

Senator Adams requested the privilege of the floor for E. Paul Bienvenue, representing Delaware Electric Cooperative.

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

SA 1 to SB 189 was brought before the Senate for consideration on the motion of Senator Adams.

Roll call vote on **SA 1 to SB 189** was taken and revealed:

YES: 19

ABSENT: Senator(s) Bonini, Sharp - 2.

SA 1 to SB 189 was declared part of the bill.

SB 189 w/SA 1 was now before the Senate.

Senator Bunting requested a letter be read for the record from the Public Service Commission.

Senator Sharp requested a portion of the letter be read again referencing Ecuador.

Senator McDowell commented.

Senator Adams requested the privilege of the floor once again for E. Paul Bienvenue.

The witness was excused after addressing the Senate.

Senator McBride commented.

Roll call vote on **SB 189 w/SA 1** was taken and revealed:

YES: 12

NO: Senator(s) Blevins, Bunting, McBride, Sharp, Sokola - 5.

NOT VOTING: Senator(s) Amick, Cloutier, Connor, Winslow - 4.

SB 189 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Bonini marked present during the above roll call.

HB 58 w/HA 1 & 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Henry.

HB 58 w/HA 1 & 2 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVER'S LICENSE.

Senators McDowell and Sokola commented.

Roll call vote on **HB 58 w/HA 1 & 2** was taken and revealed:

YES: 20

NO: Senator(s) Sharp - 1.

HB 58 w/HA 1 & 2 was declared passed the Senate and returned to the House.

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

SB 152 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO DNA.

Several Senators questioned the sponsor.

SA 1 to SB 152 was brought before the Senate for consideration on the motion of Senator Winslow.

Roll call vote on **SA 1 to SB 152** was taken and revealed:

YES: 19

ABSENT: Senator(s) Henry, McBride - 2.

SA 1 to SB 152 was declared part of the bill.

SB 152 w/SA 1 was now before the Senate.

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

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

Roll call vote on **SB 152 w/SA 1** was taken and revealed:

YES: 17

NO: Senator(s) Bonini, McDowell, Venables - 3.

NOT VOTING: Senator(s) Simpson - 1.

SB 152 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

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

SB 160 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO RECEIVING SERVICE AND DISABILITY PENSIONS.

Several Senators commented.

Roll call vote on **SB 160** was taken and revealed:

YES: 16

NO: Senator(s) Cook, McDowell - 2.

NOT VOTING: Senator(s) Simpson, Sokola, Still - 3.

SB 160 was declared passed the Senate and sent to the House for Consideration.

SB 45 was brought before the Senate for consideration on the motion of Senator Winslow.

SB 45 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LEAVE TO SERVE ON VETERAN FUNERAL DETAIL.

Senator McBride commented.

Roll call vote on **SB 45** was taken and revealed:

YES: 21

SB 45 was declared passed the Senate and sent to the House for Consideration.

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

SB 113 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO HANDICAPPED PERSONS' PARKING AREAS.

Several Senators commented.

Roll call vote on **SB 113** was taken and revealed:

YES: 19

NO: Senator(s) Amick, McBride - 2.

SB 113 was declared passed the Senate and sent to the House for Consideration.

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

HB 152 - AN ACT TO AMEND TITLES 10, 11, 14, 16, 24, 29, AND 31 OF THE DELAWARE CODE RELATING TO THE NAME OF THE DIVISION OF ALCOHOLISM, DRUG ABUSE, AND MENTAL HEALTH.

Roll call vote on **HB 152** was taken and revealed:

YES: 21

HB 152 was declared passed the Senate and returned to the House.

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

SB 158 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IX, SECTION 3 OF THE CONSTITUTION OF THE STATE OF DELAWARE OF 1897, AS AMENDED, RELATING TO THE TYPES OF CONSIDERATION THAT MAY BE RECEIVED IN EXCHANGE FOR THE ISSUANCE OF STOCK.

Senator McDowell questioned the sponsor.

Senator Sharp requested the privilege of the floor for Lawrence A. Hamermesh, representing the Council of the Corporation Law Section of the Delaware State Bar Association.

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

Roll call vote on **SB 158** was taken and revealed:

YES: 21

SB 158 was declared passed the Senate and sent to the House for Consideration.

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

SB 164 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW.

Roll call vote on **SB 164** was taken and revealed:

YES: 21

SB 164 was declared passed the Senate and sent to the House for Consideration.

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

SB 173 - AN ACT TO AMEND 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.

Roll call vote on **SB 173** was taken and revealed:

YES: 19

ABSENT: Senator(s) McDowell, Simpson - 2.

SB 173 was declared passed the Senate and sent to the House for Consideration.

SB 177 was brought before the Senate for consideration on the motion of Senator Sharp.

SB 177 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND

DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS.

Roll call vote on **SB 177** was taken and revealed:

YES: 21

SB 177 was declared passed the Senate and sent to the House for Consideration.

SB 178 was brought before the Senate for consideration on the motion of Senator Sharp.

SB 178 - AN ACT TO AMEND 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.

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

Roll call vote on **SA 1 to SB 178** was taken and revealed:

YES: 20

ABSENT: Senator(s) McDowell - 1.

SA 1 to SB 178 was declared part of the bill.

SB 178 w/SA 1 was now before the Senate.

Roll call vote on **SB 178 w/SA 1** was taken and revealed:

YES: 21

SB 178 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 132 was brought before the Senate for consideration on the motion of Senator DeLuca.

SB 132 - AN ACT TO AMEND CHAPTER 26 OF TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICAL THERAPY AND ATHLETIC TRAINING.

Senator Bonini commented.

Roll call vote on **SB 132** was taken and revealed:

YES: 21

SB 132 was declared passed the Senate and sent to the House for Consideration.

SB 40 was brought before the Senate for consideration on the motion of Senator Cloutier.

SB 40 - AN ACT TO AMEND VARIOUS TITLES OF THE DELAWARE CODE BY UPDATING AND REPLACING REMAINING REFERENCES TO THE "DEPARTMENT OF PUBLIC INSTRUCTION", THE "SUPERINTENDENT OF PUBLIC INSTRUCTION", AND THE "STATE BOARD OF EDUCATION".

SA 1 to SB 40 was brought before the Senate for consideration on the motion of Senator Cloutier.

Senator Sharp questioned the sponsor.

Senator Cloutier requested the privilege of the floor for Rich Dillard, Senate Attorney.

The witness was excused after addressing the Senate.

Senator DeLuca commented.

Roll call vote on **SA 1 to SB 40** was taken and revealed:

YES: 21

SA 1 to SB 40 was declared part of the bill.

SB 40 w/SA 1 was now before the Senate.

Roll call vote on **SB 40 w/SA 1** was taken and revealed:

YES: 21

SB 40 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SS 1 to SB 146 was brought before the Senate for consideration on the motion of Senator Cook.

SS 1 to SB 146 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO LICENSING OF INSURANCE AGENTS, BROKERS, AND OTHER LICENSEES OF THE INSURANCE DEPARTMENT.

Roll call vote on **SS 1 to SB 146** was taken and revealed:

YES: 21

SS 1 to SB 146 was declared passed the Senate and sent to the House for Consideration.

SB 125 was brought before the Senate for consideration on the motion of Senator Cook.

SB 125 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SURPLUS LINES BROKERS.

Roll call vote on **SB 125** was taken and revealed:

YES: 21

SB 125 was declared passed the Senate and sent to the House for Consideration.

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

SB 168 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS.

Senator Venables commented.

Senator Sokola requested that **SA 1 to SB 168** be Stricken. No objection.

SA 2 to SB 168 was brought before the Senate for consideration on the motion of Senator Sokola.

Roll call vote on **SA 2 to SB 168** was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

SA 2 to SB 168 was declared part of the bill.

SB 168 w/SA 2 was now before the Senate.

Roll call vote on **SB 168 w/SA 2** was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

SB 168 w/SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

Additions the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for June 06, 2001.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/5/01**

May 17, 2001

SA 1 to SB 144 - Sponsor: Sen. Blevins; Placed with the bill.

SA 1 to SB 152 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to SB 40 - Sponsor: Sen. Cloutier; Placed with the bill.

SA 2 to SB 168 - Sponsor: Sen. Sokola; Placed with the bill.

SB 204 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO COMPOSITION AND REAPPORTIONMENT OF THE CITY OF WILMINGTON, AND THE STUDY OF THE FEASIBILITY OF STATEWIDE REAPPORTIONMENT BY AN INDEPENDENT COMMISSION. Sponsor: Sen. Marshall; Sens. Adams, McDowell & Sharp; **Judiciary**.

SB 205 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO MIXING OF DELINQUENT CHILDREN WITH DEPENDENT OR NEGLECTED CHILDREN. Sponsor: Sen. McDowell; Maier, Sen. Connor; Reps. Buckworth & Keeley; **Children; Youth & Families**.

June 5, 2001

SB 206 - AN ACT TO AMEND TITLE 7 RELATING TO A SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT. Sponsor: Sen. McBride; **Natural Resources & Environmental Control**.

SB 207 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE USE OF IGNITION INTERLOCK DEVICES. Sponsor: Sen. McBride; **Public Safety**.

SB 208 - AN ACT TO AMEND CHAPTER 70, TITLE 25 OF THE DELAWARE CODE RELATING TO RENT INCREASES. Sponsor: Sen. Bunting; Rep. Price; **Executive**.

SB 209 - AN ACT TO AMEND AN ACT ENTITLED; "AN ACT TO RE-INCORPORATE THE TOWN OF BETHANY BEACH", AS AMENDED, RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE. Sponsor: Sen. Bunting; Price; Community/County Affairs.
The following nomination(s) assigned to the Executive Committee:

Mr. Michael Finnigan
18 Gristmill Court
Wilmington, Delaware 19803

To be appointed
as a member of the
Wastewater Facilities Advisory
Council to serve a term that expires
three years from Senate Confirmation.

Mr. Jaymes Bruce Lester
380 Port Penn Road
Middletown, Delaware 19709

To be appointed
as a member of the
Public Service Commission to serve
a term that expires on May 1, 2006.

Mr. Garrett Wilson
109 Register Drive
Newark, Delaware 19711

To be appointed
as a member of the
Industrial Accident Board to
serve a term that expires six years
from Senate Confirmation

Ms. Cynthia Primo Martin
112 Juneberry Court
Hockessin, Delaware 19707

To be appointed
as a member of the
University of Delaware Board
of Trustees to serve a term that
expires six years from Senate Confirmation.
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Senator Bunting requested that the final report of the Task Force for the Future of DE Agriculture be distributed to the each member. A copy of this communication is on file for this legislative day.

On motion of Senator Adams, the Senate recessed at 06:02 PM until June 06, 2001 at 02:00 PM.

The Senate reconvened at 02:35 PM on June 06, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 194; HB 158; HB 191; HJR 7 w/HA 1**.

The following committee reports were announced:

From Sunset: **SB 198** - 1 Favorable, 3 Merits; **SB 199** - 1 Favorable, 3 Merits; **SB 201** - 1 Favorable, 3 Merits.

From Community/County Affairs: **SB 209** - 4 Merits.

From Judiciary: **HB 188** - 3 Merits.

From Education: **SB 161** - 3 Merits.

A communication from the Chief Clerk of the House, JoAnn M. Hedrick to Bernard J. Brady, Secretary of the Senate was read to advise that Representative Buckworth has requested that his name be removed as a co-sponsor of **SB 99** on June 5, 2001.

A communication from Senator DeLuca to Bernard J. Brady, Secretary of the Senate was read for the record informing the Senate that Senators Connor and Winslow was added a co-sponsors of **SB 187**.

A communication from Senator Blevins to the Bernard J. Brady, Secretary of the Senate was read informing the Senate that Senator Winslow was added as a co-sponsor of **SB 192**.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD**

6/6/01

SA 2 to SB 144 - Sponsor: Sen. Blevins; Placed with the bill.

SA 1 to SB 135 - Sponsor: Sen. Amick; Placed with the bill.

SB 210 - AN ACT TO AMEND TITLES 11 AND 14 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF PRISON EDUCATION PROGRAMS. Sponsor: Sen. Vaughn; Lee; **Adult & Juvenile Corrections**.

SB 211 - AN ACT TO AMEND CHAPTER 141, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF ODESSA". Sponsor: Sen. Vaughn; Cathcart; **Community/County Affairs**.

SB 213 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO RACIAL PROFILING. Sponsor: Sen. Henry; Plant, Reps. Scott & Williams; **Executive**.

SB 214 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE DUTY TO SIGN AND CARRY A DRIVER'S LICENSE. Sponsor: Sen. McDowell; DiPinto; **Public Safety**.

SB 215 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 90C CREATING THE DEPARTMENT OF TECHNOLOGY AND INFORMATION AND DEFINING THE FUNCTIONS OF THE CHIEF INFORMATION OFFICER OF THE STATE. Sponsor: Sen. McBride; Roy, Sens. Blevins, Henry, McDowell, Sokola, Vaughn, Cloutier & Winslow, Reps. Carey, Cathcart, DiPinto, Fallon, Hudson, Lofink, Oberle, Wagner, Gilligan, Price, Schroeder & Viola; **Judiciary**.

SB 216 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAX EXEMPTIONS AND CREDITS. Sponsor: Sen. McDowell; **Energy & Transit**.

HB 158 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION. Sponsor: Rep. Viola; DeLuca, Reps. Brady, DiLiberto, Keeley, Maier, Mulrooney, Price, Schroeder, Spence, Van Sant, West & Sens. Connor, Marshall, McDowell, Sokola, Sorenson, Venables; **Labor & Industrial Labor**.

HB 191 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES. Sponsor: Rep. B. Ennis; Rep. Maier & Sen. Vaughn; **Health & Social Services**.

HB 194 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO INTERCEPTION BY LAW ENFORCEMENT OFFICERS OF CERTAIN COMMUNICATIONS. Sponsor: Rep. Valihura; Vaughn; **Judiciary**.

HJR 7 w/HA 1 - ESTABLISHING A TASK FORCE TO STUDY THE PROCESS OF INVESTIGATION AND ADJUDICATION OF NEW CASTLE COUNTY CODE VIOLATIONS THAT PERTAIN TO RESIDENTIAL AREAS. Sponsor: Rep. Smith; Winslow & Sen. Sharp; **Judiciary**.

LEGISLATIVE ADVISORY #12, 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 #12, dated May 31, 2001, the Governor signed the following legislation on the dates indicated:

HB #43 aab HA #1 (5/08/01) - AN ACT TO AMEND TITLES 15, 21, AND 25 OF THE DELAWARE CODE RELATING TO REFERENCES TO PEOPLE WITH MENTAL ILLNESS. (Sponsors: Rep. DiLiberto & Sen. Blevins) (Volume 73, Chapter 34, Laws of Delaware.)

HB #64 (5/08/01) - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COUNTY GOVERNMENTS GENERALLY. (Sponsors: Rep. B. Ennis & Sen. Vaughn; Reps. Buckworth, Caulk, Ewing, Quillen, Stone, Thornburg, Wagner) (Volume 73, Chapter 35, Laws of Delaware.)

HJR #5 (5/08/01) - RECOGNIZING APRIL AS CHILD ABUSE PREVENTION MONTH IN DELAWARE. (Sponsors: Rep. Maier; on behalf of all Representatives; Sen. Blevins; on behalf of all Senators)

HB #87 (5/14/01) - AN ACT TO AMEND SECTION 2702 OF TITLE 11 OF THE DELAWARE CODE RELATING TO JUSTICE OF THE PEACE COURTS JURISDICTION. (Sponsors: Rep. Wagner; Reps. Lee, Buckworth, D. Ennis, Maier, Quillen, Ulbrich, West; Sen. Henry) (Volume 73, Chapter 36, Laws of Delaware.)

SB #94 (5/14/01) – AN ACT TO AMEND TITLES 5 AND 12 OF THE DELAWARE CODE RELATING TO TRUSTS AND LIMITED PURPOSE TRUST COMPANIES. (Sponsors: Sen. Adams & Rep. Valihura) (Volume 73, Chapter 37, Laws of Delaware.)

HB #70 (5/14/01) – AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO THE PREPARATION OF TRANSCRIPTS AND THE AWARDED OF COSTS ON APPEALS FROM THE BOARD OF ADJUSTMENT TO THE SUPERIOR COURT. (Sponsors: Rep. B. Ennis & Sen. Vaughn; Reps. Brady, D. Ennis, Houghton, Keeley, Price, Quillen, Scott, Van Sant, Viola, West) (Volume 73, Chapter 38, Laws of Delaware.)

HB #72 (5/31/01) – AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE BOARD OF ADJUSTMENT. (Sponsors: Rep. Van Sant & Sen. Blevins; Reps. Carey, B. Ennis, Ewing, Houghton, Hudson, Keeley, Mulrooney, Plant, West, Williams) (Volume 73, Chapter 39, Laws of Delaware.)

The Secretary announced a message from the House informing the Senate that it had passed **HCR 17**.

At 02:40 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 34th Legislative Day.

**34th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 06, 2001**

The Senate convened at 02:40 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Adams followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Bonini marked present.

SS 1 to SB 92 was brought before the Senate for consideration on the motion of Senator Henry.

SS 1 to SB 92 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF MINORITY, WOMEN-OWNED, AND DISADVANTAGED SMALL BUSINESS ENTERPRISES.

Senator Cloutier requested to be added as a co-sponsor of the bill.

Several Senators questioned the sponsor.

Senator Winslow requested his name be added as a co-sponsor of the bill.

Senator Still commented.

Senator Henry requested the privilege of the floor for Secretary Gloria Homer, representing the Department of Administrative Services.

The witness was excused after addressing the Senate.

Senator Bonini requested his name be added as co-sponsor of the bill.

Senator Adams commented.

Roll call vote on **SS 1 to SB 92** was taken and revealed:

YES: 18

NO: Senator(s) Adams, Vaughn, Venables - 3.

SS 1 to SB 92 was declared passed the Senate and sent to the House for Consideration.

Senator Connor marked present during the above roll call.

SB 150 was brought before the Senate for consideration on the motion of Senator DeLuca.

SB 150 - AN ACT TO AMEND CHAPTER 51, TITLE 24 OF THE DELAWARE CODE REGARDING COSMETOLOGY AND BARBERING AND CERTIFICATION OF AESTHETICIANS.

SA 1 to SB 150 was brought before the Senate for consideration on the motion of Senator DeLuca.

Senator Sharp requested the privilege of the floor for Controller General, Russell Larson.

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

Senator Sharp requested the privilege of the floor once again for Secretary Gloria Homer, representing the Department of Administrative Services.

The witness was excused after addressing the Senate.

Senator Bonini commented.

Roll call vote on **SA 1 to SB 150** was taken and revealed:

YES: 21

SA 1 to SB 150 was declared part of the bill.

SB 150 w/SA 1 was now before the Senate.

Several Senators commented.

Roll call vote on **SB 150 w/SA 1** was taken and revealed:

YES: 20

NO: Senator(s) Bonini - 1.

SB 150 w/SA 1 was declared passed the Senate and sent to the House for Consideration.

Senator Adams moved to recess for Party Caucus at 03:45 PM.

The Senate reconvened at 05:33 PM with Lt. Governor Carney presiding.

Additions to the agenda, committee and other legislative meetings were announced.

Senator Bunting requested Delaware Fishing information be distributed to each member. A copy of this communication is on file for this legislative day.

The Secretary announced the agenda for June 07, 2001.

On motion of Senator Adams, the Senate recessed at 05:36 PM until June 07, 2001 at 02:00 PM.

The Senate reconvened at 02:53 PM on June 07, 2001 with Lt. Governor Carney presiding.

The following committee reports were announced:

From Health and Social Services: **SB 191** - 4 Merits; **SB 196** - 4 Merits; **SB 192** - 4 Merits; **HB 191** - 3 Merits.

From Community/County Affairs: **SB 211** - 4 Merits.

From Judiciary: **HB 117** - 3 Merits.

From Corrections: **HB 133** - 3 Merits.

From Executive: **Michael Finnigan** - 6 Merits; **Mrs. V. Lynn Gregory** - 5 Merits; **John D. Hazelton** - 6 Merits; **Jaymes Bruce Lester** - 5 Merits; **Cynthia Primo Martin** - 6 Merits; **Ronald McCabe** - 6 Merits; **James R. Soles** - 2 Favorable, 4 Merits; **Joshua Twilley** - 6 Merits; **Garrett Wilson** - 6 Merits.

A communication from Senator Blevins to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as a co-sponsor of **SB 212**.

A communication from Senator DeLuca to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as a co-sponsor of **SB 212**.

A communication from Senator Sokola to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as a co-sponsor of **SB 212**.

A communication from Senator Still to Bernard J. Brady, Secretary of the Senate was read requesting Senators Connor and Winslow be added as co-sponsors of **SB 36**.

A communication from Senator Simpson to Bernard J. Brady, Secretary of the Senate was read requesting his name be added as a co-sponsor of **SB 203** and **HB 192**.

A communication from Senator Connor to Bernard J. Brady, Secretary of the Senate was read requesting her name be removed as a co-sponsor of **SB 205**.

At 03:00 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 35th Legislative Day.

**35th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 07, 2001**

The Senate convened at 03:00 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Simpson followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Bunting requested the privilege of the floor for Gail E. Launay and Daniese McMullin-Powell, representing Delaware Advocacy Coalitions for People with Disabilities.

The witnesses were excused after addressing the Senate.

Senator(s) Blevins, Connor and McDowell marked present.

Senator Sorenson requested the privilege of the floor for Leslie Greene Bowman, representing Winterthur Museum Garden, & Library.

Senator Sorenson presented a tribute to Ms. Bowman, after which she was excused.

Senator McDowell requested the privilege of the floor for Patrick Carroll, representing the Public Allies DE. A communication was distributed to the members. A copy of this communication is on file for this legislative day.

Senator McDowell presented a tribute to Mr. Carroll, after which he was excused.

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

SB 151 - AN ACT TO AMEND CHAPTER 14, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS.

Senator Venables commented.

Roll call vote on **SB 151** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SB 151 was declared passed the Senate and sent to the House for Consideration.

Senator(s) Bonini and Marshall marked present during the above roll call.

SB 117 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 117 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CLARIFY QUALIFICATIONS OF VOTERS IN MUNICIPAL ELECTIONS.

SA 1 to SB 117 was brought before the Senate for consideration on the motion of Senator Bunting.

Roll call vote on **SA 1 to SB 117** was taken and revealed:

YES: 19

ABSENT: Senator(s) Henry, Winslow - 2.

SA 1 to SB 117 was declared part of the bill.

SB 117 w/SA 1 was now before the Senate.

Senator(s) Bonini and Connor commented.

Roll call vote on **SB 117 w/SA 1** was taken and revealed:

YES: 18

NO: Senator(s) Bonini - 1.

ABSENT: Senator(s) Henry, Venables - 2.

SB 117 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 112 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 112 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE SALE AND DISTRIBUTION OF TOBACCO PRODUCTS.

Senator Sokola commented.

Senator Bunting requested the privilege of the floor for Timothy Willard, Senate Attorney.

Several Senators questioned the witness.

Senator Bunting requested the privilege of the floor for Ted Segletes, representing Division of Research.

Senator(s) Bonini and Blevins questioned the witness, after which the witnesses were excused.

Senator Bunting moved to lay **SB 112** on the Table. No objection.

HB 140 was brought before the Senate for consideration on the motion of the floor manager, Senator Bunting.

**HB 140 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE
RELATING TO APPROPRIATIONS.**

Roll call vote on **HB 140** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

HB 140 was declared passed the Senate and returned to the House.

SB 188 was brought before the Senate for consideration on the motion of Senator DeLuca.

**SB 188 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE,
RELATING TO APPLICATIONS FOR RE-ZONING, VARIANCES AND
SUBDIVISION APPROVAL.**

Several Senators commented.

Roll call vote on **SB 188** was taken and revealed:

YES: 13

NO: Senator(s) Bonini, McDowell, Simpson, Sorenson, Venables, Winslow - 6.

NOT VOTING: Senator(s) Bunting - 1.

ABSENT: Senator(s) Henry - 1.

SB 188 was declared passed the Senate and sent to the House for Consideration.

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

**SB 175 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE
RELATING TO CONTAGIOUS DISEASES GENERALLY.**

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

Roll call vote on **SA 1 to SB 175** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SA 1 to SB 175 was declared part of the bill.

SB 175 w/SA 1 was now before the Senate.

Several Senators commented.

Senator Connor requested to be added as a co-sponsor of the bill.

Roll call vote on **SB 175 w/SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SB 175 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

HB 93 w/HA 1 aab HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

**HB 93 w/HA 1 aab HA 1 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE
CODE RELATING TO TRANSFER OF MEDICAL RECORDS.**

Senator(s) Connor and Simpson commented.

Roll call vote on **HB 93 w/HA 1 aab HA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

HB 93 w/HA 1 aab HA 1 was declared passed the Senate and returned to the House.

SB 185 was brought before the Senate for consideration on the motion of Senator McBride.

**SB 185 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE
RELATING TO OYSTERS.**

SA 1 to SB 185 was brought before the Senate for consideration on the motion of Senator McBride.

Roll call vote on **SA 1 to SB 185** was taken and revealed:

YES: 18

ABSENT: Senator(s) Henry, McDowell, Sorenson - 3.

SA 1 to SB 185 was declared part of the bill.

SB 185 w/SA 1 was now before the Senate.

Senator Sharp questioned the sponsor, after which Senator McBride requested the privilege of the floor for David Small, representing the Department of Natural Resources & Environmental Control.

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

Senator Bunting commented.

Roll call vote on **SB 185 w/SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SB 185 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 119 was brought before the Senate for consideration on the motion of Senator McBride.

SB 119 - AN ACT TO AMEND CHAPTER 60, TITLE 7, OF THE DELAWARE CODE RELATING TO THE FORMULATION AND IMPLEMENTATION OF A SOURCE WATER PROTECTION PROGRAM.

Senator McBride requested the privilege of the floor for Kevin Donnelly, representing Department of Natural Resources & Environmental Control.

Senator(s) Still and Vaughn questioned the witness, after which the witness was excused.

Roll call vote on **SB 119** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SB 119 was declared passed the Senate and sent to the House for Consideration.

HB 101 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 101 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO REFERENCES TO NON-MARITAL CHILDREN.

SA 1 to HB 101 was brought before the Senate for consideration on the motion of Senator Amick.

Roll call vote on **SA 1 to HB 101** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SA 1 to HB 101 was declared part of the bill.

HB 101 w/SA 1 was now before the Senate.

Roll call vote on **HB 101 w/SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

HB 101 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

SB 218 was introduced and brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Sokola.

SB 218 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE MALICIOUS OBSTRUCTION OF EMERGENCY TELEPHONE CALLS AND FALSELY REPORTING AN INCIDENT.

Roll call vote on **SB 218** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

SB 218 was declared passed the Senate and sent to the House for Consideration.

Senator Sokola requested that **SB 129** be Stricken. No objection.

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

SB 142 - AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE RELATING TO SUBPOENAS.

Senator Sokola requested the privilege of the floor for Steven Wood, representing the Department of Justice.

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

Roll call vote on **SB 142** was taken and revealed:

YES: 15

NO: Senator(s) Blevins, Cloutier, DeLuca, Sharp, Venables - 5.

ABSENT: Senator(s) Henry - 1.

SB 142 was declared passed the Senate and sent to the House for Consideration.

Additions to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for June 12, 2001.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/7/01**

June 6, 2001

SA 1 to SB 117 - Sponsor : Sen. Bunting; Placed with the bill.

SA 1 to SB 135 - Sponsor : Sen. Amick; Placed with the bill.

SA 1 to SB 137 - Sponsor : Sen. Marshall; Placed with the bill.

SA 1 to SB 175 - Sponsor : Sen. Blevins; Placed with the bill.

June 7, 2001

SA 1 to SB 185 - Sponsor: Sen. McBride; Placed with the bill.

SA 1 to SB 192 - Sponsor: Sen. Blevins; Placed with the bill.

SA 2 to SB 192 - Sponsor: Sen. McDowell; Placed with the bill.

SB 212 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DISTRIBUTION SYSTEM IMPROVEMENT CHARGES BY REGULATED WATER UTILITIES. Sponsor: Sen. Adams; Fallon, Reps. Buckworth, Carey, Cathcart, D. Ennis, Hudson, Lee, Lofink, Maier, Miro, Quillen, Roy, Smith, Spence, Stone, Ulbrich, B. Ennis, Gilligan, Houghton, Mulrooney, Price, Schroeder, Scott & Viola; **Natural Resources & Environmental Control**.

SB 217 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE LOTTERY. Sponsor: Sen. Sharp; Oberle; **Judiciary**.

SB 218 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE MALICIOUS OBSTRUCTION OF EMERGENCY TELEPHONE CALLS AND FALSELY REPORTING AN INCIDENT. Sponsor: Sen. Sokola; Wagner; **Community/County Affairs**.

SB 219 - AN ACT TO AMEND CHAPTER 158, VOLUME 36, LAWS OF DELAWARE AS AMENDED, BEING THE CHARTER OF THE CITY OF DOVER, RELATING TO THE DURATION OF TAX LIENS. Sponsor: Sen. Still; Reps. Stone, Wagner; **Administrative Services**.

SB 220 - AN ACT TO AMEND TITLE 21, OF THE DELAWARE CODE RELATING TO THE SALE OF MOTOR VEHICLES. Sponsor: Sen. Henry; Ewing; **Public Safety**.

SB 221 - AN ACT PROPOSING AMENDMENT TO ARTICLE 1, SECTION 4 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO JURIES IN CIVIL TRIALS. Sponsor: Sen. Blevins; DiLiberto, Sens. Vaughn & Winslow; Reps. Oberle, Spence, Wagner & Keeley; **Judiciary**.

SB 222 - AN ACT RELATING TO PERMITTING THE COLONIAL SCHOOL DISTRICT TO CONVEY TO NEW CASTLE COUNTY THE BUILDING AT 3601 NORTH DUPONT HIGHWAY, NEW CASTLE, DELAWARE AND TO CONVEY TO DELAWARE CITY THE BUILDING AT 5TH AND BAYARD STREETS, DELAWARE CITY, DELAWARE. Sponsor: Sen. Vaughn; Sens. Henry, McBride & Connor, Reps. Lofink, Reynolds & Houghton, Mulrooney; **Executive**.

SB 223 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE DELAWARE HEALTH CARE COMMISSION. Sponsor: Sen. Blevins; Hudson; **Health & Social Services**.

* * *

On motion of Senator Adams, the Senate recessed at 05:51 PM until June 12, 2001 at 02:00 PM.

The Senate reconvened at 02:30 PM on June 12, 2001 with Lt. Governor Carney presiding.

The following committee report was announced:

From Health and Social Services: **SB 223** - 3 Merits.

A withdraw of sponsorship request from Senator Bonini was read for the record requesting that his name be removed as co-sponsor of **SB 220** dated June 7, 2001.

Senator Henry marked present.

The Secretary announced a message from the House informing the Senate that it had passed **HB 156 w/HA 1**.

A communication from Senator Sokola to the Secretary of the Senate, Bernard J. Brady was read for the record dated June 7, 2001, requesting that **SB 128** be Stricken.

At 02:32 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 36th Legislative Day.

**36th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 12, 2001**

The Senate convened at 02:32 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/12/01**

June 7, 2001

SA 1 to SB 183 - Sponsor: Sen. Marshall; Placed with the bill.

SA 2 to SB 137 - Sponsor: Sen. Marshall; Placed with the bill.

June 12, 2001

SB 224 - AN ACT TO AMEND AN ACT BEING CHAPTER 3, VOLUME 68, LAWS OF DELAWARE, AS AMENDED ENTITLED "AN ACT TO RE-NCORPORATE THE TOWN OF ELSMERE". Sponsor: Sen. Blevins; Van Sant, Rep. Houghton; **Community/County Affairs**.

SB 225 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO PROPERTY; AND PROVIDING FOR A DELAWARE UNIFORM COMMON INTEREST OWNERSHIP ACT. Sponsor: Sen. Amick; Sokola, Rep. Valihura; **Judiciary**.

HB 22 w/HA 1 - AN ACT TO AMEND TITLE 14, DELAWARE CODE ESTABLISHING THE AL O. PLANT, SR. MEMORIAL SCHOLARSHIP FUND. Sponsor: Rep. Oberle; Williams & Rep. Spence & Sen. Henry; Reps. Buckworth, Carey, D. Ennis, Ewing, Hudson, Lofink, Maier, Miro, Quillen, Stone, Ulbrich, Wagner, Gilligan, Keeley, Price, B. Ennis, Brady, DiLiberto, Schroeder, Scott, Valihura; Sens. Blevins, Bunting, Cloutier, Connor, Winslow; **Finance**.

HB 106 w/HA 1 - AN ACT TO AMEND TITLES 14 AND 29 OF THE DELAWARE CODE RELATING TO LEAVE FOR STATE EMPLOYEES, TEACHERS AND SCHOOL EMPLOYEES. Sponsor: Rep. Buckworth; McBride, Reps. Maier, DiLiberto, Sen. Bonini; **Labor & Industrial Labor**.

HB 156 w/HA 1 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO NEW CASTLE COUNTY COUNCIL REDISTRICTING. Sponsor: Rep. Roy; **Judiciary**.

HB 214 w/HA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TOLL EVASION AT THE DELAWARE MEMORIAL BRIDGE, THE DELAWARE RIVER AND BAY AUTHORITY, AND PRESCRIBING PENALTIES

FOR FAILURE TO PAY TOLL AND FOR OFFENSIVE CONDUCT AGAINST TOLL COLLECTORS. Sponsor: Rep. Roy; DeLuca; **Highways & Transportation**.

HB 221 - AN ACT TO AMEND CHAPTER 1 OF PART I OF TITLE 10 OF THE DELAWARE CODE DEALING WITH APPEALS TO THE SUPREME COURT.

Sponsor: Rep. Van Sant; Venables, Reps. Brady, Buckworth, DiPinto, B. Ennis, Ewing, Fallon, Houghton, Quillen, Thornburg, West; Sens. Simpson, Winslow; **Judiciary**.

HB 223 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURABLE INTEREST. Sponsor: Rep. Stone; Cook, Reps. Brady, Carey, D. Ennis, Fallon, Houghton, Hudson, Keeley, Miro, Mulrooney, Scott, Valihura; **Insurance & Elections**.

HB 226 - AN ACT TO AMEND TITLES 9, 10, 15, AND 29 OF THE DELAWARE CODE RELATING TO THE REGISTER IN CHANCERY OFFICE. Sponsor: Rep. Hudson; Schroeder; **Judiciary**.

HB 240 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO THE NATIONAL GUARD. Sponsor: Rep. Spence; Smith & Rep. Lee & Rep. Gilligan & Sen. Amick; **Executive**.

HB 254 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A TECHNOLOGY INVESTMENT COUNCIL. Sponsor: Rep. Roy; Wagner & Sen. McBride; **Executive**.

HS 1 to HB 85 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO §§22 AND 23, ARTICLE III, AND ARTICLE IV OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE APPOINTMENT BY THE COURT OF CHANCERY OF A REGISTER IN CHANCERY AND THE POWERS AND DUTIES OF THE REGISTER IN CHANCERY. Sponsor: Rep. Hudson; Adams, Reps. Spence, Smith, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, D. Ennis, Ewing, Fallon, Lavelle, Maier, Miro, Quillen, Stone, Ulbrich, Valihura, Wagner, Sens. Bunting, Amick, Cloutier, Connor, Sorenson, Winslow; **Judiciary**.

SA 3 to SB 192 - Sponsor: Sen. Blevins; Placed with the bill.

The following nomination(s) assigned to the **Executive** Committee:

Mr. Sidney Clark
410 N. Union Street
Wilmington, Delaware 19805

To be appointed
as a Justice of the Peace
for New Castle County for a
term to expire four years from swearing in.

Ms. Margaret A. Iori
279 Pine Valley Road
Dover, Delaware 19904

To be reappointed
a member of the
Cash Management Policy Board
with a term to expire three years from
date of Senate Confirmation.

Mr. Gordon Wood
58 Daisy Ave.
Ocean View, Delaware 19970

To be appointed
a member of the
Environmental Appeals Board with a
term to expire three years from date of Senate
Confirmation.

Mr. Michael A. Begatto
301 Hedgerow Lane
Wilmington, Delaware 19807

To be appointed
a member of the
Diamond State Port Corporation with a
term to expire July 3, 2003.

Ms. Arnetta McRae
400 W. Matson Run Parkway
Wilmington, Delaware 19802

To be reappointed
a member of the
Public Service Commission with a term
to expire May 1, 2006.

The Honorable John E. Wallace, 21 Berkshire Drive, Sewell, New Jersey 08080 to be appointed as a member of the Board of Trustees of the University of Delaware for a term to expire May 22, 2007.

Philip J. Torina, Jr., 130 Kingsbury Road, New Rochelle, New York 10804, to be reappointed as a member of the Board of Trustees of the University of Delaware for a term to expire May 22, 2002.

Dr. Ilona Holland, 505 Seabury Avenue, Milford, Delaware 19963, to be reappointed as a member of the Board of Trustees of the University of Delaware for a term to expire May 18, 2006.

* * *

SS 1 to SB 53 was brought before the Senate for consideration on the motion of Senator Henry.

SS 1 to SB 53 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE CREATING AN OFFICE OF WOMEN'S HEALTH.

Senator Simpson questioned the sponsor.

Senator Henry requested the privilege of the floor for Ulder J. Tillman, MD, representing Division of Public Health, DHSS.

Several Senators questioned the witness.

Senator(s) McBride and Winslow marked present.

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

Several Senators commented.

Roll call vote on **SS 1 to SB 53** was taken and revealed:

YES: 14

NO: Senator(s) Adams, Sharp, Simpson, Vaughn, Venables - 5.

ABSENT: Senator(s) Bonini, DeLuca - 2.

SS 1 to SB 53 was declared passed the Senate and sent to the House for Consideration.

Senator(s) Cloutier, Cook and McDowell marked present during the above roll call.

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

SB 176 - AN ACT TO AMEND CHAPTER 294, VOLUME 72, LAWS OF DELAWARE AND TITLE 14 OF THE DELAWARE CODE RELATING TO IMPLEMENTATION OF THE PROFESSIONAL STANDARDS BOARD.

Roll call vote on **SB 176** was taken and revealed:

YES: 21

SB 176 was declared passed the Senate and sent to the House for Consideration.

Senator(s) Bonini marked present during the above roll call.

Senator Adams moved to recess for Party Caucus at 03:32 PM.

The Senate reconvened at 04:54 PM with Lt. Governor Carney presiding.

HB 220 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 220 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL AND DISTRICT ACCOUNTABILITY.

Roll call vote on **HB 220** was taken and revealed:

YES: 18

NO: Senator(s) Bonini - 1.

NOT VOTING: Senator(s) Sharp, Still - 2.

HB 220 was declared passed the Senate and returned to the House.

HB 169 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 169 - AN ACT TO AMEND CHAPTER 42, VOLUME 53, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF SEAFORD RELATING TO ELECTRIC CURRENT".

Several Senators commented.

Senator Sokola moved to lay **HB 169** on the Table. No objection.

Additions to the agenda, committee and other legislative meetings were announced.

Senator Bunting requested that **SB 193** be Stricken. No objection.

The Secretary announced the agenda for June 13, 2001.

On motion of Senator Adams, the Senate recessed at 05:29 PM until June 12, 2001 at 02:00 PM.

The Senate reconvened at 02:26 PM on June 12, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 181 w/HA 1; HB 92; HB 211 w/HA 1; HB 206; HB 213 w/HA 1 & HA 3; HB 122 w/HA 1 & 2; HB 236 w/HA 1; HB 231; HB 143 w/HA 1; HB 235 w/HA 1 & 2.**

The following committee reports were announced:

From Executive: **SB 141** - 5 Merits; **SB 200** - 5 Merits; **SB 222** - 5 Merits; **HB 75** - 5 Merits; **HB 180** - 5 Merits; **HB 254** - 5 Merits; **Arnetta McRae** - 6 Merits; **Michael Begatto** - 5 Merits; **Margaret Iorri** - 5 Merits.

From Natural Resources: **SB 187** - 3 Favorable.

From Children, Youth and their Families: **SB 205** - 3 Merits.

From Corrections: **SB 210** - 3 Merits; **HB 174** - 3 Merits; **HB 175** - 3 Merits.

From Community/County Affairs: **SB 224** - 4 Merits.

From Administrative Services: **SB 230** - 3 Merits.

A communication from Senator Vaughn to Bernard J. Brady, Secretary of the Senate was read for the record requesting Representatives Spence and Smith be added as co-sponsors of **SB 222**.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/13/01**

June 12, 2001

SA 1 to HB 163 - Sponsor: Sen. McBride; Placed with the bill.

SA 1 to SB 161 - Sponsor: Sen. Amick; Placed with the bill.

SA 1 to SB 162 - Sponsor: Sen. Bonini; Placed with the bill.

June 13, 2001

SB 226 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO HEALTH QUALITY ASSURANCE. Sponsor: Sen. Simpson; D. Ennis; **Health & Social Services**.

SB 227 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ELIGIBILITY LISTS. Sponsor: Sen. Cook; Wagner, Sens. Marshall, Sokola & Simpson, Reps. D. Ennis, B. Ennis, Plant, Van Sant & Williams; **Labor & Industrial Labor**.

SB 228 - AN ACT TO AMEND CHAPTERS 26, 49 AND 69 OF TITLE 9 OF THE DELAWARE CODE RELATING TO THE TRANSFER OF DEVELOPMENT RIGHTS PROVISIONS. Sponsor: Sen. Bunting; Reps. Stone, Caulk; **Community/County Affairs**.

SB 229 - AN ACT TO AMEND TITLE 29 RELATING TO THE DEPARTMENT OF JUSTICE. Sponsor: Sen. Sharp; **Judiciary**.

SB 230 - AN ACT TO AMEND TITLES 1, 14, 16, 29, AND 30 OF THE DELAWARE CODE CREATING A NEW DIVISION WITHIN THE DEPARTMENT OF ADMINISTRATIVE SERVICES BY COMBINING THE POWERS AND DUTIES OF THE DIVISION OF SUPPORT OPERATIONS AND THE DIVISION OF PURCHASING AND RENAMING THE NEW DIVISION "THE DIVISION OF SUPPORT SERVICES." Sponsor: Sen. Cook; Cathcart, Sens. Bunting & Simpson; **Administrative Services**.

SJR 6 - 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 REGULATION 24, SECTION 46 CONTROL OF VOC EMISSIONS AND THE

ESTABLISHMENT OF A PERMANENT DELAWARE RIVER AND BAY OVERSIGHT COMMISSION. Sponsor: Sen. McBride; Quillen, Sens. Vaughn, Venables, DeLuca, Simpson; Reps. DiPinto, D. Ennis, Mulrooney, Carey; **Natural Resources & Environmental Control**.

HB 92 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE REGARDING SPECIFIC OFFENSES. Sponsor: Rep. Wagner; Henry, Reps. Boulden, Buckworth, Carey, DiLiberto, D. Ennis, Ewing, Quillen, Ulbrich; **Administrative Services**.

HB 122 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATED TO SPECIFIC OFFENSES. Sponsor: Rep. Quillen; Spence & Sens. Simpson, McDowell, Reps. Ewing, Fallon, West, Lavelle; **Public Safety**.

HB 143 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PROTECTION OF WITNESSES. Sponsor: Rep. Williams; Keeley, Reps. Brady, Carey, Caulk, DiLiberto, B. Ennis, Ewing, Fallon, Houghton, Mulrooney, Oberle, Plant, Price, Quillen, Reynolds, Schroeder, Scott, Stone, Ulbrich, Van Sant, Viola, Wagner, West; Sen. Henry; **Finance**.

HB 181 w/HA 1 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT PAYMENTS. Sponsor: Rep. Cathcart; Vaughn, Reps. Brady, Buckworth, Carey, Caulk, DiPinto, Ewing, Fallon, Houghton, Hudson, Lavelle, Lee, Price, Quillen, Reynolds, Spence, Ulbrich, Van Sant, Viola; Sen. Venables; **Finance**.

HB 206 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL FARM VEHICLE REGISTRATION. Sponsor: Rep. Caulk; Bunting; **Agriculture**.

HB 211 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PARAMEDIC AND OTHER EMERGENCY MEDICAL SERVICE SYSTEMS. Sponsor: Rep. B. Ennis; Blevins, Reps. Brady, Ewing, Houghton, Lee, Spence, Van Sant; Sens. Bunting, Vaughn; **Health & Social Services**.

HB 213 w/HA 1, HA 3 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO OCCUPANT PROTECTION SYSTEM SAFETY ACT. Sponsor: Rep. Lavelle; Henry, Reps. Ewing, Thornburg, Keeley; Sen. Cloutier; **Executive**.

HB 231 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION. Sponsor: Rep. Spence; Cook, Sen. Bonini; Reps. Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, D. Ennis, Ewing, Lofink, Quillen, Reynolds, Thornburg, Ulbrich, Wagner, Van Sant, Brady, DiLiberto, B. Ennis, Houghton, Keeley, Mulrooney, Plant, Price, Schroeder, Viola, Williams; Sens. Adams, McDowell, Blevins, Bunting, DeLuca, Henry, Marshall, McBride, Sokola, Amick, Connor, Simpson; **Adult & Juvenile Corrections**.

HB 235 w/HA 1, HA 2 - AN ACT TO AMEND CHAPTER 91, TITLE 29 OF THE DELAWARE CODE RELATING TO DEVELOPMENT OF IMPACT FEES. Sponsor: Rep. Roy; Blevins, Reps. Caulk, Ewing, Fallon, Lofink, Quillen, Keeley, Gilligan, Van Sant, Houghton, Price, Schroeder, Viola, West; Sens. DeLuca, Marshall, Sokola, Simpson, Winslow; **Community/County Affairs**.

HB 236 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TOBACCO PRODUCT TAX. Sponsor: Rep. DiPinto; Vaughn; **Finance**.

At 02:30 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 37th Legislative Day.

**37th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 13, 2001**

The Senate convened at 02:30 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Adams followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams.
No objections.

SB 46 was brought before the Senate for consideration on the motion of Senator Simpson.

SB 46 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO USE TAXES.

Several Senators questioned the sponsor.

Roll call vote on **SB 46** was taken and revealed:

YES: 19

ABSENT: Senator(s) Marshall, Winslow - 2.

SB 46 was declared passed the Senate and sent to the House for Consideration.

Senator(s) Blevins and Sharp marked present during the above roll call.

HB 171 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 171 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATED TO HEALTH INSURANCE.

Roll call vote on **HB 171** was taken and revealed:

YES: 19

ABSENT: Senator(s) Marshall, Winslow - 2.

HB 171 was declared passed the Senate and returned to the House.

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

SB 162 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO ARRESTS WITHOUT WARRANT FOR MOTOR VEHICLE VIOLATIONS.

SA 1 to SB 162 was brought before the Senate for consideration on the motion of Senator Bonini.

Roll call vote on **SA 1 to SB 162** was taken and revealed:

YES: 19

ABSENT: Senator(s) Marshall, Winslow - 2.

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

SB 162 w/SA 1 was now before the Senate.

Senator Bonini moved to lay **SB 162 w/SA 1** on the Table. No objection.

SB 183 was brought before the Senate for consideration on the motion of Senator Marshall.

SB 183 - AN ACT TO AMEND CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE TO DEFINE BROWNFIELD AND TO AUTHORIZE THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO CERTIFY REAL PROPERTY AS A BROWNFIELD, TO AMEND SUBCHAPTER I-B, CHAPTER 50, TITLE 29 OF THE DELAWARE CODE TO AUTHORIZE THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY TO MAKE GRANTS FROM THE DELAWARE STRATEGIC FUND TO DEFRAY A PART OF THE COSTS FOR THE ENVIRONMENTAL ASSESSMENT AND REMEDIATION OF BROWNFIELDS, AND TO AMEND SECTION 2010 OF TITLE 30 OF THE DELAWARE CODE TO CONFORM THE DEFINITION OF BROWNFIELD TO THE DEFINITION SET FORTH IN CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE.

SA 1 to SB 183 was brought before the Senate for consideration on the motion of Senator Marshall.

Roll call vote on **SA 1 to SB 183** was taken and revealed:

YES: 19

ABSENT: Senator(s) McBride, Winslow - 2.

SA 1 to SB 183 was declared part of the bill.

Senator Marshall marked present during the above roll call.

SB 183 w/SA 1 was now before the Senate.

Senator McDowell commented.

Roll call vote on **SB 183 w/SA 1** was taken and revealed:

YES: 19

ABSENT: Senator(s) McBride, Winslow - 2.

SB 183 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 137 was brought before the Senate for consideration on the motion of Senator Marshall.

SB 137 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL STATUTES IN WHICH THE VICTIM IS AN ELDERLY PERSON OR THE AGE OR STATUS OF THE VICTIM IS AN ELEMENT OF AN OFFENSE OR A SENTENCING ENHANCER.

SA 1 to SB 137 was brought before the Senate for consideration on the motion of Senator Marshall.

Roll call vote on **SA 1 to SB 137** was taken and revealed:

YES: 20

ABSENT: Senator(s) McBride - 1.

SA 1 to SB 137 was declared part of the bill.

Senator Winslow marked present during the above roll call.

SA 2 to SB 137 was brought before the Senate for consideration on the motion of Senator Marshall.

Roll call vote on **SA 2 to SB 137** was taken and revealed:

YES: 19

ABSENT: Senator(s) Bunting, McBride - 2.

SA 2 to SB 137 was declared part of the bill.

SB 137 w/SA 1 & SA 2 was now before the Senate.

Senator Bonini commented.

Senator Marshall moved to lay **SB 137 w/SA 1 & SA 2** on the Table. No objection.

SB 118 was brought before the Senate for consideration on the motion of Senator Marshall.

SB 118 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DISCLOSURE OF TAX INFORMATION.

Several Senators commented.

Roll call vote on **SB 118** was taken and revealed:

YES: 20

NO: Senator(s) Bonini - 1.

SB 118 was declared passed the Senate and sent to the House for Consideration.

SB 137 w/SA 1 & SA 2 was Lifted from the Table and brought before the Senate for consideration on motion of Senator Marshall.

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

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

Senator Marshall moved to lay **SB 137 w/SA 1 & SA 2** on the Table. No objection.

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

SB 174 - AN ACT TO AMEND TITLE 29, CHAPTER 69 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE REQUIREMENTS IN PUBLIC CONSTRUCTION CONTRACTS.

Senator Marshall requested the privilege of the floor for Edward Kafader, Senate Attorney.

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

Senator Marshall moved to lay **SB 174** on the Table. No objection.

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

SB 182 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAX RETURNS AND PAYMENTS.

Roll call vote on **SB 182** was taken and revealed:

YES: 21

SB 182 was declared passed the Senate and sent to the House for Consideration.

HB 62 was brought before the Senate for consideration on the motion of the floor manager, Senator Marshall.

HB 62 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO APPEALS FROM THE INDUSTRIAL ACCIDENT BOARD TO THE SUPERIOR COURT.

Roll call vote on **HB 62** was taken and revealed:

YES: 21

HB 62 was declared passed the Senate and returned to the House.

HB 27 w/HA 1 & HA 2 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 27 w/HA 1 & 2 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS COMPENSATION.

Several Senators commented.

Roll call vote on **HB 27 w/HA 1 & HA 2** was taken and revealed:

YES: 21

HB 27 w/HA 1 & HA 2 was declared passed the Senate and returned to the House.

HB 188 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 188 - AN ACT TO AMEND VOLUME 66, DELAWARE LAWS, CHAPTER 185, RELATING TO THE OFFICES OF THE PROTHONOTARIES OF THE SUPERIOR COURT.

SA 1 to HB 188 was brought before the Senate for consideration on the motion of Senator Sharp.

Roll call vote on **SA 1 to HB 188** was taken and revealed:

YES: 20

ABSENT: Senator(s) Marshall - 1.

SA 1 to HB 188 was declared part of the bill.

HB 188 w/SA 1 was now before the Senate.

Senator McDowell commented.

Roll call vote on **HB 188 w/SA 1** was taken and revealed:

YES: 21

HB 188 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 133 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 133 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PRESENTENCE OFFICERS AND INVESTIGATIONS.

Roll call vote on **HB 133 w/HA 1** was taken and revealed:

YES: 21

HB 133 w/HA 1 was declared passed the Senate and returned to the House.

SB 144 was brought before the Senate for consideration on the motion of Senator Blevins.

SB 144 - AN ACT TO AMEND TITLES 16, 22, 29 AND 31 OF THE DELAWARE CODE RELATING TO PERSONS WITH MENTAL RETARDATION OR OTHER SPECIFIC DEVELOPMENTAL DISABILITIES.

Senator Blevins requested that **SA 1 to SB 144** be Stricken. No objection.

SA 2 to SB 144 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on **SA 2 to SB 144** was taken and revealed:

YES: 21

SA 2 to SB 144 was declared part of the bill.

SB 144 w/SA 2 was now before the Senate.

Senator Bonini questioned the sponsor.

Senator Blevins requested the privilege of the floor for Edward Kafader, Senate Attorney.

The witness was excused after addressing the Senate.

Roll call vote on **SB 144 w/SA 2** was taken and revealed:

YES: 21

SB 144 w/SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

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

HB 191 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES.

Senator Bunting questioned the sponsor.

Senator Blevins requested the privilege of the floor for William Stevenson, representing Office of EMS/Division of Public Health.

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

Senator Blevins moved to lay **HB 191** on the Table. No objection.

SB 192 was brought before the Senate for consideration on the motion of Senator Blevins.

SB 192 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REGARDING NOTIFICATION OF DRINKING WATER CONTAMINANTS AND THE ESTABLISHMENT OF THE SAFE DRINKING WATER INFORMATION SYSTEM.

SA 1 to SB 192 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on **SA 1 to SB 192** was taken and revealed:

YES: 21

SA 1 to SB 192 was declared part of the bill.

Senator McDowell requested that **SA 2 to SB 192** be Stricken. No objection.

Senator Blevins requested that **SA 3 to SB 192** be Stricken. No objection.

SB 192 w/SA 1 was now before the Senate.

Senator Blevins requested the privilege of the floor for Matthew Denn, representing the Governor's office.

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

Senator Bunting commented.

Roll call vote on **SB 192 w/SA 1** was taken and revealed:

YES: 21

SB 192 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

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

SB 191 - AN ACT TO AMEND TITLES 11 AND 21 OF THE DELAWARE CODE RELATING TO COLLECTION OF BLOOD SAMPLES.

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

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

Senator Blevins moved to lay **SB 191** on the Table. No objection.

On motion of Senator Adams and without objection, the following nominations from the Governor were considered:

Finnigan, Michael: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

O'Connor, Jeanne: 20 Senator(s) voting YES, 1 (Marshall) ABSENT. Appointment was declared CONFIRMED.

Pitts, John: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Russell, Herbert: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Dean, Donald: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Soles, James: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Lester, Jaymes: Senator(s) Amick and Winslow rose to comment and give an explanation on the way their were going to vote.

Roll call vote on **Jaymes Lester:** 11 Senator(s) voting YES, 5 (Amick, Bonini, Sorenson, Still, Winslow) NO, 3 (Cloutier, Connor, Simpson) NOT VOTING, 2 (McBride, Sharp) ABSENT. Appointment was declared CONFIRMED.

Wilson, Garrett: 20 Senator(s) voting YES, 1 (Sharp) ABSENT. Appointment was declared CONFIRMED.

Additions to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for June 14, 2001.

On motion of Senator Adams, the Senate recessed at 05:30 PM until June 14, 2001 at 02:00 PM.

The Senate reconvened at 03:22 PM with Lt. Governor Carney presiding.

The following committee reports were announced:

From Natural Resources: **SJR 6** - 1 Favorable, 2 Merits; **SB 212** - 3 Merits.

From Judiciary: **SB 159** - 4 Merits; **SB 204** - 4 Merits; **SB 215** - 4 Merits; **SB 217** - 4 Merits.

From Labor: **SB 197** - 4 Merits; **HB 106** - 4 Merits; **HB 158** - 4 Merits; **SB 227** - 3 Merits.

From Insurance and Elections: **HB 204** - 4 Merits; **HB 205** - 4 Merits; **HB 223** - 4 Merits.

From Agriculture: **HB 206** - 1 Favorable, 3 Merits.

A communication from Senator Connor to the Secretary of the Senate, Bernard J. Brady was read for the record requesting her name be added as a co-sponsor of **HB 61**.

A communication from Senator Henry to the Secretary of the Senate, Bernard J. Brady was read for the record requesting her name be removed as a co-sponsor of **HB 280**.

A communication from Senators Amick, Cloutier, Connor, Sorenson and Winslow to JoAnn M. Hedrick, Chief Clerk was read for the record requesting their names be added as a co-sponsor of **HB 53**.

At 03:30 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 38th Legislative Day.

**38th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 14, 2001**

The Senate convened at 03:30 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Simpson followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

On motion of Senator Adams and without objection, the following nominations from the Governor were considered:

Hazleton, John: 20 Senator(s) voting YES, 1 (DeLuca) ABSENT. Appointment was declared CONFIRMED.

Ioril, Margaret: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Senator DeLuca marked present during the above roll call.

Begatto, Michael: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Catts, Douglas: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Holden, Dwight: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Gregory, V. Lynn: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

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

SB 196 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE CHILD CARE ACT.

Senator(s) Amick and Bonini questioned the sponsor.

Senator McDowell requested the privilege of the floor for Janet Carter, representing the Office of Child Care Licensing - DSCYF.

The witness was excused after addressing the Senate.

Roll call vote on **SB 196** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) Sharp - 1.

SB 196 was declared passed the Senate and sent to the House for Consideration.

SB 184 was brought before the Senate for consideration on the motion of Senator McBride.

SB 184 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE RECYCLING OF OUT OF STATE RECYCLABLE MATERIALS AT DELAWARE SOLID WASTE AUTHORITY FACILITIES.

Senator(s) Sharp and Simpson questioned the sponsor.

Senator McBride requested the privilege of the floor for Thomas Houska, II, representing Delaware Solid Waste Authority.

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

Roll call vote on **SB 184** was taken and revealed:

YES: 21

SB 184 was declared passed the Senate and sent to the House for Consideration.

SB 124 was brought before the Senate for consideration on the motion of Senator Cook.

SB 124 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO OVERTAKING AND PASSING SCHOOL BUSES.

Senator(s) Amick and Connor questioned the sponsor.

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

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

Roll call vote on **SB 124** was taken and revealed:

YES: 21

SB 124 was declared passed the Senate and sent to the House for Consideration.

SB 123 was brought before the Senate for consideration on the motion of Senator McBride.

SB 123 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FOOD FISHING LICENSES AND FOOD FISHING EQUIPMENT PERMITS.

Senator Sorenson commented.

Roll call vote on **SB 123** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) Amick - 1.

SB 123 was declared passed the Senate and sent to the House for Consideration.

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

SB 198 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO APPEALS FROM DECISIONS OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER.

Roll call vote on **SB 198** was taken and revealed:

YES: 21

SB 198 was declared passed the Senate and sent to the House for Consideration.

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

SB 199 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BONDING OF THE EMPLOYEES OF ALCOHOLIC BEVERAGE CONTROL.

Roll call vote on **SB 199** was taken and revealed:

YES: 20

ABSENT: Senator(s) Marshall - 1.

SB 199 was declared passed the Senate and sent to the House for Consideration.

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

SB 201 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOL LICENSES.

Senator Connor commented.

Roll call vote on **SB 201** was taken and revealed:

YES: 20

ABSENT: Senator(s) Marshall - 1.

SB 201 was declared passed the Senate and sent to the House for Consideration.

HB 142 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 142 w/HA 1 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE GOVERNMENT OF KENT COUNTY.

Senator Still commented.

Senator Sokola requested the privilege of the floor for Edward Kafader, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Sokola moved to lay **HB 142 w/HA 1** on the Table. No objection.

SB 223 was brought before the Senate for consideration on the motion of Senator Blevins.

SB 223 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE DELAWARE HEALTH CARE COMMISSION.

SA 1 to SB 223 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on **SA 1 to SB 223** was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SA 1 to SB 223 was declared part of the bill.

SB 223 w/SA 1 was now before the Senate.

Roll call vote on **SB 223 w/SA 1** was taken and revealed:

YES: 21

SB 223 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

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

SB 211 - AN ACT TO AMEND CHAPTER 141, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF ODESSA".

Senator Blevins questioned the sponsor.

Senator Vaughn requested the privilege of the floor for Timothy Willard, Senate Attorney.

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

Roll call vote on **SB 211** was taken and revealed:

YES: 20

NO: Senator(s) McBride - 1.

SB 211 was declared passed the Senate and sent to the House for Consideration.

SJR 5 was brought before the Senate for consideration on the motion of Senator Venables.

SJR 5 - DIRECTING THE PUBLIC SERVICE COMMISSION TO REVIEW AND ANALYZE THE STATE'S AVAILABLE ENERGY SUPPLY AND POTENTIAL ENERGY NEEDS AND TO PREPARE A REPORT FOR THE GENERAL ASSEMBLY IDENTIFYING SYSTEMIC CHANGES THAT MAY BE NECESSARY AND SUGGESTING LEGISLATIVE ACTION THAT CAN ADDRESS THOSE CHANGES.

Several Senators questioned the sponsor.

Senator Venables moved to lay **SJR 5** on the Table. No objection.

SB 110 was brought before the Senate for consideration on the motion of Senator Henry.

SB 110 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO GUN CHECKS FOR CONVICTED FELONS.

SA 1 to SB 110 was brought before the Senate for consideration on the motion of Senator Winslow.

Senator Winslow moved to lay **SA 1 to SB 110** on the Table. No objection.

SA 2 to SB 110 was brought before the Senate for consideration on the motion of Senator Henry.

Senator Henry requested the privilege of the floor for Matthew Denn, representing the Governor's office.

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

Senator Henry moved to lay **SA 2 to SB 110** on the Table. No objection.

Senator Winslow requested that **SA 1 to SB 110** be Lifted from the Table and Stricken. No objection.

Senator Henry moved to lay **SB 110** on the Table. No objection.

Additions to the agenda, committee and other legislative meetings were announced.

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 made available.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/14/01**

June 13, 2001

SA 1 to SB 214 - Sponsor: Sen. McDowell; Placed with the bill.
SA 1 to SB 223 - Sponsor: Sen. Blevins; Placed with the bill.
SA 1 to SB 224 - Sponsor: Sen. Blevins; Placed with the bill.
SA 2 to SB 162 - Sponsor: Sen. Blevins; Placed with the bill.
SA 3 to SB 137 - Sponsor: Sen. Bonini; Placed with the bill.
SA 3 to SB 162 - Sponsor: Sen. Sharp; Placed with the bill.

June 14, 2001

SB 231 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE PENALTIES AND ENFORCEMENT OF PROHIBITIONS ON AFFIXING TOBACCO PRODUCT TAX STAMPS. Sponsor: Sen. Blevins; Hudson; **Finance**.

SB 232 - AN ACT TO AMEND TITLE 21 RELATING TO MOTOR VEHICLE VOLUNTARY ASSESSMENT PROCEDURES AND THE UNIFORM TRAFFIC COMPLAINT AND SUMMONS. Sponsor: Sen. Henry; Oberle; **Judiciary**.

SB 233 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD CARE. Sponsor: Sen. Sorenson; Buckworth, Sen. Bonini; Sens. Amick, Cloutier, Connor, McDowell, Simpson, Still, Winslow; Reps. Cathcart, DiLiberto, DiPinto, B. Ennis, D. Ennis, Fallon, Houghton, Maier, Mulrooney, Reynolds, Schroeder, Scott, Ulbrich, Valihura, Viola, Wagner; **Children; Youth & Families**.

SB 234 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE UNIFORM COMMERCIAL CODE. Sponsor: Sen. Sharp; Sens. Adams, Vaughn & Winslow; **Judiciary**.

* * *

On motion of Senator Adams, the Senate recessed at 05:38 PM until June 19, 2001 at 02:00 PM.

The Senate reconvened at 02:14 PM on June 19, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 150 w/HA 2 & 3; HCR 20; HB 216 w/HA 1; HB 217 w/HA 1; HB 192 w/HA 1; HB 149 w/HA 1; HB 113**.

The following committee reports were announced:

From Health and Social Services: **HB 120** - 4 Merits.

From Combat Drug Abuse: **SB 202** - 4 Merits.

LEGISLATIVE ADVISORY #13, 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 #13, dated June 15, 2001, the Governor signed the following legislation on the dates indicated:

HB #140 (6/11/01) - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO APPROPRIATIONS. (Sponsor: Rep. Quillen) (Volume 73, Chapter 40, Laws of Delaware.)

HB #152 (6/11/01) - AN ACT TO AMEND TITLES 10, 11, 14, 16, 24, 29, AND 31 OF THE DELAWARE CODE RELATING TO THE NAME OF THE DIVISION OF ALCOHOLISM, DRUG ABUSE, AND MENTAL HEALTH. (Sponsors: Rep. Maier & Sen. Blevins; Reps. Brady, Buckworth, Carey, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Houghton, Hudson, Keeley, Lee, Miro, Mulrooney, Plant, Price, Quillen, Schroeder, Spence, Stone, Thornburg, Van Sant, Viola, Wagner, West, Williams; Sens. Cloutier, Connor, Henry, Simpson, Sokola, Sorenson, Still, Winslow) (Volume 73, Chapter 41, Laws of Delaware.)

HB #58 aab HA 1 & HA 2 (6/13/01) - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVER'S LICENSE. (Sponsors: Rep. Thornburg & Sen. Sokola; Reps. Caulk, B. Ennis, Wagner; Sen. Still) (Volume 73, Chapter 42, Laws of Delaware.)

SB #105 aab SA 1 (6/14/01) - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PLANNING COORDINATION. (Sponsors: Sen. DeLuca & Rep. Spence; Sens. Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, Henry, McDowell, Simpson, Sokola, Sorenson, Still, Vaughn, Venables,

Winslow; Reps. Boulden, Brady, Carey, DiLiberto, B. Ennis, Ewing, Fallon, Gilligan, Houghton, Hudson, Keeley, Lavelle, Maier, Mulrooney, Price, Roy, Schroeder, Ulbrich, Valihura, Viola, Wagner, Williams) (Volume 73, Chapter 43, Laws of Delaware.)

* * *

Lt. Governor Carney introduced his father, John C. Carney, which was seated in the chamber.

At 02:16 PM on motion of Senator Adams, the Senate adjourned the Senate adjourned to immediately convene for the 39th Legislative Day.

**39th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 19, 2001**

The Senate convened at 02:16 PM. with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams.

No objections.

Senator Marshall marked present.

Senator Adams moved to recess for Party Caucus at 02:20 PM.

The Senate reconvened at 03:44 PM with Senator Sharp presiding.

Senator Henry requested that **SB 110** be Lifted from the Table and brought before the Senate for Consideration.

At 03:45 PM Lt. Governor Carney presiding.

SA 3 to SB 110 was introduced and brought before the Senate for consideration on motion of Senator Henry.

Senator Henry requested the privilege of the floor for Matt Denn, representing the Governor's office.

Senator Still questioned the witness.

Senator McDowell marked present.

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

Senator McDowell commented.

Senator(s) Bonini and DeLuca marked present.

Roll call vote on **SA 3 to SB 110** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bunting - 1.

SA 3 to SB 110 was declared part of the bill.

SA 4 to SB 110 was introduced and brought before the Senate for consideration on motion of Senator Winslow.

Roll call vote on **SA 4 to SB 110** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bunting - 1.

SA 4 to SB 110 was declared part of the bill.

SB 110 w/SA 3 & SA 4 was now before the Senate.

Senator McDowell questioned the sponsor.

Senator Henry requested the privilege of the floor once again for Matt Denn, representing the Governor's office.

Senator(s) Venables and Still questioned the witness, after which the witness was excused.

SA 2 to SB 110 was Stricken on motion of Senator Henry.

Roll call vote on **SB 110 w/SA 3 & SA 4** was taken and revealed:

YES: 21

SB 110 w/SA 3 & 4 was declared passed the Senate as amended and sent to the House for Consideration.

HB 61 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Henry.

HB 61 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REGARDING EXEMPTIONS FROM CIVIL LIABILITY.

SA 1 to HB 61 was brought before the Senate for consideration on the motion of Senator Winslow.

Senator Winslow requested the privilege of the floor for Edward Kafader, Senate Attorney.

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

Senator Henry requested the privilege of the floor for James Turner, representing Delaware Volunteer Firemen's Association.

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

Roll call vote on **SA 1 to HB 61** was taken and revealed:

YES: 11

NO: Senator(s) Adams, Amick, Bunting, Connor, Cook, Henry, Marshall, McDowell, Still, Vaughn - 10.

SA 1 to HB 61 was declared part of the bill.

HB 61 w/HA 1 & SA 1 was now before the Senate.

Senator Amick questioned the sponsor.

Senator Henry requested the privilege of the floor for Representative Shirley Price.

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

Senator Henry moved to lay **HB 61 w/HA 1 & SA 1** on the Table. No objection.

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

SB 161 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO ALTERNATIVE EDUCATIONAL AND RELATED SERVICES FOR THE MORE SEVERE DISCIPLINARY PROBLEMS IN THE PUBLIC SCHOOLS.

Senator Amick moved to lay **SB 161** on the Table. No objection.

Senator Sokola requested that **HB 169** be Lifted from the Table and brought before the Senate for Consideration.

SA 1 to HB 169 was brought before the Senate for consideration on the motion of Senator Venables.

Senator Amick commented.

Roll call vote on **SA 1 to HB 169** was taken and revealed:

YES: 21

SA 1 to HB 169 was declared part of the bill.

HB 169 w/SA 1 was now before the Senate.

Roll call vote on **HB 169 w/SA 1** was taken and revealed:

YES: 21

HB 169 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

Senator Sharp requested the privilege of the floor for Representative Gerald Buckworth.

Representative Buckworth read and presented a tribute to Senator Vaughn honoring his term of service of the Family Law Commission. Senator Vaughn approached the podium to accept the House Tribute and commented.

Representative Buckworth was excused.

SB 222 was brought before the Senate for consideration on the motion of Senator Vaughn.

SB 222 - AN ACT RELATING TO PERMITTING THE COLONIAL SCHOOL DISTRICT TO CONVEY TO NEW CASTLE COUNTY THE BUILDING AT 3601 NORTH DUPONT HIGHWAY, NEW CASTLE, DELAWARE AND TO CONVEY TO DELAWARE CITY THE BUILDING AT 5TH AND BAYARD STREETS, DELAWARE CITY, DELAWARE.

SA 1 to SB 222 was brought before the Senate for consideration on the motion of Senator Vaughn.

Roll call vote on **SA 1 to SB 222** was taken and revealed:

YES: 20

NO: Senator(s) Still - 1.

SA 1 to SB 222 was declared part of the bill.

SB 222 w/SA 1 was now before the Senate.

Several Senators commented.

Roll call vote on **SB 222 w/SA 1** was taken and revealed:

YES: 20

NO: Senator(s) Still - 1.

SB 222 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

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

SB 230 - AN ACT TO AMEND TITLES 1, 14, 16, 29, AND 30 OF THE DELAWARE CODE CREATING A NEW DIVISION WITHIN THE DEPARTMENT OF ADMINISTRATIVE SERVICES BY COMBINING THE POWERS AND DUTIES OF THE DIVISION OF SUPPORT OPERATIONS AND THE DIVISION OF PURCHASING AND RENAMING THE NEW DIVISION "THE DIVISION OF SUPPORT SERVICES."

SA 1 to SB 230 was brought before the Senate for consideration on the motion of Senator Cook.

Roll call vote on **SA 1 to SB 230** was taken and revealed:

YES: 21

SA 1 to SB 230 was declared part of the bill.

SB 230 w/SA 1 was now before the Senate.

Roll call vote on **SB 230 w/SA 1** was taken and revealed:

YES: 21

SB 230 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

HB 204 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 204 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE COVERAGE FOR RECONSTRUCTIVE SURGERY FOLLOWING MASTECTOMIES.

Senator DeLuca requested his name be added as a co-sponsor of the bill.

SA 1 to HB 204 was brought before the Senate for consideration on the motion of Senator Cook.

Roll call vote on **SA 1 to HB 204** was taken and revealed:

YES: 21

SA 1 to HB 204 was declared part of the bill.

HB 204 w/HA 1 & SA 1 was now before the Senate.

Roll call vote on **HB 204 w/HA 1 & SA 1** was taken and revealed:

YES: 21

HB 204 w/HA 1 & SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 205 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 205 - AN ACT TO AMEND TITLE 18, CHAPTER 5, DELAWARE CODE RELATING TO CONFORMANCE WITH THE PROVISIONS OF TITLE V OF THE GRAMM LEACH BLILEY ACT OF 1999.

Senator Cook requested the privilege of the floor for David S. Swayze, representing Ad Hoc Committee or Gramm Leach Bliley.

Senator(s) Connor and Sharp questioned the witness, after which the witness was excused.

Roll call vote on **HB 205** was taken and revealed:

YES: 20

NO: Senator(s) Sharp - 1.

HB 205 was declared passed the Senate and returned to the House.

HB 223 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 223 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURABLE INTEREST.

Senator Cook requested the privilege of the floor for Michael Teichman, representing Benefit Finance Partners, Inc.

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

Roll call vote on **HB 223** was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

HB 223 was declared passed the Senate and returned to the House.

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

SB 212 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DISTRIBUTION SYSTEM IMPROVEMENT CHARGES BY REGULATED WATER UTILITIES.

Senator Adams requested the privilege of the floor for Joseph Denunzio, representing Delaware Chapter of Natural Association Water Companies.

The witness was excused after addressing the Senate.

Roll call vote on **SB 212** was taken and revealed:

YES: 21

SB 212 was declared passed the Senate and sent to the House for Consideration.

SJR 6 was brought before the Senate for consideration on the motion of Senator McBride.

SJR 6 - 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 REGULATION 24, SECTION 46 CONTROL OF VOC EMISSIONS AND THE ESTABLISHMENT OF A PERMANENT DELAWARE RIVER AND BAY OVERSIGHT COMMISSION.

Senator Bunting commented.

Roll call vote on **SJR 6** was taken and revealed:

YES: 21

SJR 6 was declared passed the Senate and sent to the House for Consideration.

Senator Henry requested that **HB 61 w/HA 1 & SA 1** be Lifted from the Table and brought before the Senate for Consideration.

SA 2 to HB 61 was brought before the Senate for consideration on the motion of Senator Amick.

Senator Winslow commented.

Roll call vote on **SA 2 to HB 61** was taken and revealed:

YES: 21

SA 2 to HB 61 was declared part of the bill.

HB 61 w/HA 1, SA 1 & 2 was now before the Senate.

Several Senators commented.

Roll call vote on **HB 61 w/HA 1, SA 1 & SA 2** was taken and revealed:

YES: 20

NO: Senator(s) Still - 1.

HB 61 w/HA 1, SA 1 & SA 2 was declared passed the Senate and sent to the House for Reconsideration.

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 made available.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/19/01**

June 14, 2001

SA 1 to HB 169 - Sponsor: Sen. Venables; Placed with the bill.

SA 1 to HB 61 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to SB 230 - Sponsor: Sen. Cook; Placed with the bill.

SA 4 to SB 162 - Sponsor: Sen. Sharp; Placed with the bill.

June 19, 2001

SA 1 to SB 222 - Sponsor: Sen. Vaughn; Placed with the bill.

HB 113 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTROLLED SUBSTANCES. Sponsor: Rep. Oberle; Spence & Rep. Lofink, Sen. Sharp & Sen. Winslow; **LOT**.

HB 149 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PROCEEDINGS IN THE FAMILY COURT OF THE STATE OF DELAWARE. Sponsor: Rep. Wagner; Henry, Reps. Buckworth, Caulk, D. Ennis, Ewing, Lavelle, Maier, Quillen, Reynolds, B. Ennis, Houghton; **LOT**.

HB 150 w/HA 2 & HA 3 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CERTAIN LOCAL SCHOOL BOARDS. Sponsor: Rep. Maier; Miro & Rep. Oberle & Sen. Sokola, Reps. Lavelle, Ulbrich, Boulden, Valihura, Keeley, Viola, Sens. Blevins, Cloutier; **LOT**.

HB 192 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE REALTY TRANSFER TAX. Sponsor: Rep. Schroeder; McBride, Sen. Sharp; Reps. Carey, DiPinto, B. Ennis, Fallon, Keeley, Plant, Price, Quillen, Van Sant, Viola; Sens. Blevins, Bunting, DeLuca, Henry, Sokola, Venables, Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow; **LOT**.

HB 216 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO FIRE PREVENTION. Sponsor: Rep. Smith; McBride, Reps. Spence, Lee, Fallon, Hudson, Thornburg, Ulbrich, B. Ennis, Brady, Gilligan, Price, Schroeder, West; Sens. Bunting, Vaughn, Amick, Bonini, Cloutier, Connor, Sorenson, Still, Winslow; **LOT**.

HB 217 w/HA 1 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO SPECIAL ELECTIONS. Sponsor: Rep. Ulbrich; Valihura, Reps. Spence, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, Hudson, Lavelle, Lofink, Maier, Miro, Quillen, Reynolds, Stone, Thornburg, B. Ennis, Price, Viola; Sens. Amick, Sorenson, Cloutier, Connor, Winslow; **LOT**.

HCR 17 - ENCOURAGING THE DEPARTMENT OF EDUCATION TO CONTINUE THE SCHOOL CONSTRUCTION PLANNING COMMITTEE. Sponsor: Rep. Roy; Blevins; **LOT**.

HCR 20 - RECOGNIZING SUNDAY, JUNE 17, 2001, AS FATHER'S DAY IN DELAWARE AND COMMENDING ALL FATHERS FOR THEIR SUPPORT IN THEIR CHILDREN'S LIVES. Sponsor: Rep. Fallon; Wagner & Sen. Blevins & Sen. Sorenson & Sen. Cloutier; Reps. Hudson, Maier, Stone, Ulbrich, Keeley, Price, Thornburg, On behalf of all Representatives; Sens. Cook, Henry; **LOT**.

SB 235 - AN ACT TO AMEND TITLES 26, 29, AND 30 OF THE DELAWARE CODE RELATING TO RENEWABLE ENERGY AND THE STATE ENERGY OFFICE. Sponsor: Sen. McDowell; Roy; **Energy & Transit**.

Additions to the agenda, committee other legislative meetings were announced.

On motion of Senator Adams, the Senate recessed at 06:14 PM until June 20, 2001 at 02:00 PM.

The Senate reconvened at 02:56 PM on June 20, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 215; HB 251; HB 225 w/HA 1; HB 303; HB 138 w/HA 1; HB 234; HB 30 w/HA 1; SB 173; SB 177; SB 178 w/SA 1; SB 166; SB 167; SB 169; SB 155; SB 109 w/SA 1; SS 1 to SB 146**.

The following committee reports were announced:

From Executive: **William Baker** - 1 Favorable, 5 Merits; **Raymond Burris** - 6 Merits; **Sidney Clark** - 5 Merits; **Mrs. Joan Donahoe** - 6 Merits; **Orval Foraker** - 5 Merits; **Dr. Ilona Holland** - 6 Merits; **Marilyn Parks** - 6 Merits; **Charles Short** - 6 Merits; **John Wallace** - 1 Favorable, 4 Merits, 1 Unfavorable; **Verdie West** - 6 Merits; **Gordon Wood** - 1 Favorable, 4 Merits.

From Judiciary: **SB 179** - 3 Merits; **SB 221** - 3 Merits; **SB 234** - 3 Merits.

From Finance: **SB 231** - 4 Merits; **HB 181** - 4 Merits; **HB 236** - 4 Merits.

From Energy/Transit: **SB 235** - 3 Merits.

From Highways and Transportation: **HB 214** - 6 Merits.

Senator Adams recognized the delegates of the 2001 Session of Girls' State seated in the balcony. Lt. Governor took the opportunity to introduce, Misty Seemans, Girl State Lt. Governor.

At 03:00 PM on motion Senator Adams, the Senate adjourned the Senate adjourned to immediately convene for the 40th Legislative Day.

**40th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 20, 2001**

The Senate convened at 03:00 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator DeLuca followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Adams requested the privilege of the floor for Alan Sokolow, representing Council of State Governments.

Mr. Sokolow was excused after addressing the Senate.

Senator Bonini requested that **SB 162 w/SA 1** be Lifted from the Table and brought before the Senate for Consideration.

SB 162 w/SA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO ARRESTS WITHOUT WARRANT FOR MOTOR VEHICLE VIOLATIONS.

Senator Bonini marked present.

SA 2 to SB 162 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on **SA 2 to SB 162** was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1.

SA 2 to SB 162 was declared part of the bill.

Senator Bunting marked present during the above roll call.

Senator Sharp moved to lay **SA 3 to SB 162** on the Table. No objection.

SA 4 to SB 162 was brought before the Senate for consideration on the motion of Senator Sharp.

Several Senators questioned the sponsor.

Senator Sharp requested the privilege of the floor for Jeffrey Clark, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Sharp moved to lay **SA 4 to SB 162** on the Table. No objection.

Senator Bonini moved to lay **SB 162 w/SA 1 & SA 2** on the Table. No objection.

Senator Marshall requested that **SB 137 w/SA 1 & SA 2** be Lifted from the Table and brought before the Senate for Consideration.

SB 137 w/SA 1 & SA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL STATUTES IN WHICH THE VICTIM IS AN ELDERLY PERSON OR THE AGE OR STATUS OF THE VICTIM IS AN ELEMENT OF AN OFFENSE OR A SENTENCING ENHANCER.

SA 3 to SB 137 was brought before the Senate for consideration on the motion of Senator Bonini.

Roll call vote on **SA 3 to SB 137** was taken and revealed:

YES: 5

NO: Senator(s) Adams, Amick, Blevins, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Sokola, Sorenson, Still, Vaughn - 16.

SA 3 to SB 137 was Defeated.

Senator Venables marked present during the above roll call.

SB 137 w/SA 1 & SA 2 was now before the Senate.

Roll call vote on **SB 137 w/SA 1 & SA 2** was taken and revealed:

YES: 21

SB 137 w/SA 1 & SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Henry requested personal privilege of the floor to introduce students of the Upward Bound, Del Tech Community College and their mentor, Kate Durkin Sullivan seated in the balcony.

Senator Marshall requested that **SB 174** be Lifted from the Table and brought before the Senate for Consideration.

SB 174 - AN ACT TO AMEND TITLE 29, CHAPTER 69 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE REQUIREMENTS IN PUBLIC CONSTRUCTION CONTRACTS.

Several Senators commented.

Roll call vote on **SB 174** was taken and revealed:

YES: 15

NO: Senator(s) Amick, Bunting, Simpson, Sorenson, Still, Venables - 6.

SB 174 was declared passed the Senate and sent to the House for Consideration.

Senator Bonini requested that **SB 162 w/SA 1 & SA 2** be Lifted from the Table and brought before the Senate for Consideration.

Several Senators questioned the sponsor.

Senator McBride requested the privilege of the floor for Timothy Willard, Senate Attorney.

The witness was excused after addressing the Senate.

SA 5 to SB 162 was brought before the Senate for consideration on the motion of Senator McBride.

Several Senators commented.

Roll call vote on **SA 5 to SB 162** was taken and revealed:

YES: 20

NO: Senator(s) Winslow - 1.

SA 5 to SB 162 was declared part of the bill.

SB 162 w/SA 1, 2 & 5 was now before the Senate.

Roll call vote on **SB 162 w/SA 1, 2 & 5** was taken and revealed:

YES: 21

SB 162 w/SA 1, 2 & 5 was declared passed the Senate as amended and sent to the House for Consideration.

Lt. Governor Carney introduced the elected officials of 2001 Girl State joining him on the podium; Governor, Jill Hajec, Lt. Governor, Misty Seemans, Treasurer, Liz Wong, Attorney General, Emily Appel, State Auditor, Sarah DiMondi and Insurance Commissioner, Katie Seltzer.

Senator Blevins requested that **HB 191** be Lifted from the Table and brought before the Senate for Consideration.

HB 191 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES.

SA 1 to HB 191 was brought before the Senate for consideration on the motion of Senator Winslow.

Senator Blevins requested the privilege of the floor for William Stevenson, representing the Office of EMS/DPH.

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

Senator Winslow requested that **SA 1 to HB 191** be Stricken. No objection.

HB 191 was now before the Senate.

Roll call vote on **HB 191** was taken and revealed:

YES: 16

NO: Senator(s) Henry, Marshall, McBride, McDowell - 4.

ABSENT: Senator(s) Bonini - 1.

HB 191 was declared passed the Senate and sent to the House for Reconsideration.

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

SB 126 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO COUNTY AND MUNICIPAL BUILDING, PLUMBING, ELECTRICAL AND OTHER CODES FOR ENERGY CONSERVATION.

Several Senators questioned the sponsor.

Senator McDowell requested the privilege of the floor for Charles Smisson, representing Department of Administrative Services.

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

Roll call vote on **SB 126** was taken and revealed:

YES: 12

NO: Senator(s) Adams, McBride, Sharp, Simpson, Still, Vaughn, Venables - 7.

NOT VOTING: Senator(s) Bunting, DeLuca - 2.

SB 126 was declared passed the Senate and sent to the House for Consideration.

SB 98 was brought before the Senate for consideration on the motion of Senator McDowell.

SB 98 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO COUNTY AND MUNICIPAL BUILDING, PLUMBING, ELECTRICAL AND OTHER CODES.

Senator McDowell requested that **SA 1 to SB 98** be Stricken. No objection.

SA 2 to SB 98 was brought before the Senate for consideration on the motion of Senator McDowell.

Roll call vote on **SA 2 to SB 98** was taken and revealed:

YES: 21

SA 2 to SB 98 was declared part of the bill.

SA 3 to SB 98 was brought before the Senate for consideration on the motion of Senator Sharp.

Senator(s) McDowell and Winslow commented.

Roll call vote on **SA 3 to SB 98** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) McDowell - 1.

SA 3 to SB 98 was declared part of the bill.

SA 4 to SB 98 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

Roll call vote on **SA 4 to SB 98** was taken and revealed:

YES: 19

NOT VOTING: Senator(s) McDowell - 1.

ABSENT: Senator(s) Bunting - 1.

SA 4 to SB 98 was declared part of the bill.

SB 98 w/SA 2, 3 & 4 was now before the Senate.

Senator Marshall commented.

Senator McDowell requested the privilege of the floor for Charles Smisson, representing Department of Administrative Services.

Senator(s) DeLuca and Venables questioned the witness, after which the witness was excused.

Roll call vote on **SB 98 w/ SA 2, 3 & 4** was taken and revealed:

YES: 19

NO: Senator(s) Venables - 1.

ABSENT: Senator(s) Henry - 1.

SB 98 w/ SA 2, 3 & 4 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Adams moved to recess for Party Caucus at 05:27 PM.

The Senate reconvened at 06:31 PM with Senator Sharp 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 made available.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/20/01**

June 19, 2001

SA 1 to HB 142 - Sponsor: Sen. Still; Placed with the bill.

SA 1 to SJR 5 - Sponsor: Sen. Still; McDowell; Placed with the bill.

SA 2 to SB 135 - Sponsor: Sen. Amick; Placed with the bill.

SA 2 to SJR 5 - Sponsor: Sen. Still; McDowell; Placed with the bill.

The following nomination(s) were assigned to the **Executive** Committee:

Mrs. Verdie West
RD#1, Box 55
Frankford, Delaware

To be reappointed
as a member of the
Sussex County Board of
Elections for a term to expire
four years from Senate
Confirmation.

Mr. Charles Short 21704 Maple Drive Seaford, Delaware 19973	To be reappointed a member of the Sussex County Board of Election with a term to expire four years from Senate Confirmation.
Mrs. Joan Donoho 27 Millstone Lane Rockland, Delaware 19732	To be appointed as a member of the Environmental Appeals Board for a term to expire March 7, 2003
Mr. William Baker 2013 Walmsley Drive Wilmington, Delaware 19808	To be reappointed as a member of the New Castle County Board of Elections for a term to expire four years from Senate Confirmation.
Mr. Raymond Burris 1133 Marl Pitt Road Middletown, Delaware 19709	To be appointed as a member of the Advisory Council on Natural Areas for a term to expire four years from Senate Confirmation.
Mr. Orval L. Foraker 12 Daylilly Court Wilmington, Delaware 19808	To be reappointed as a member of the New Castle County Board of Elections for a term to expire four years from Senate Confirmation.
Ms. Marilyn Parks 2504 Carter Street Wilmington, Delaware 19802	To be reappointed as a member of the New Castle County Board of Elections for a term to expire four years from Senate Confirmation.

June 20, 2001

HB 138 w/HA 1 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF RESIDENTIAL COMMUNITY ORGANIZATIONS.

Sponsor: Rep. Valihura; Connor, Reps. Buckworth, Carey, Caulk, B. Ennis, Ewing, Houghton, Maier, Price, Roy, Viola, Wagner, West; Sens. Simpson, Sokola, Sorenson; **LOT**.

HB 215 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE LENGTH OF TIME FOR MAINTENANCE OF PERSONNEL RECORDS OF SCHOOL DISTRICT EMPLOYEES. Sponsor: Rep. Plant; Gilligan, Reps. Brady, Buckworth, Carey, DiLiberto, DiPinto, B. Ennis, Ewing, Houghton, Keeley, Lofink, Maier, Mulrooney, Price, Schroeder, Scott, Thornburg, Van Sant, Viola, West, Williams; Sen. Cook; **LOT**.

HB 225 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO FEES, COSTS, AND CHARGES TO BE COLLECTED BY THE INSURANCE COMMISSIONER. Sponsor: Rep. Stone; Cook; **LOT**.

HB 234 - AN ACT TO AMEND CHAPTER 13, TITLE 14 OF THE DELAWARE CODE RELATING TO THE AUTISTIC MONITORING REVIEW BOARD. Sponsor: Rep. Miro; Sokola, Rep. Smith; **LOT**.

HB 251 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO STATE APPROPRIATIONS. Sponsor: Rep. Miro; Sokola; **LOT**.

HB 303 - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE TRANSITION OF THE OFFICE OF THE REGISTER IN CHANCERY FROM COUNTY TO STATE GOVERNMENT. Sponsor: Rep. Wagner; Gilligan; **LOT**.

HB 30 w/HA 1 - AN ACT TO AMEND TITLE 16, 24, AND 29 OF THE DELAWARE CODE RELATING TO COMMUNITY-BASED ATTENDANT SERVICES. Sponsor: Rep. Maier; Blevins, Sens. Cloutier, Henry, Winslow; Reps. Boulden, Buckworth, Carey, Cathcart, DiPinto, Hudson, Keeley, Lofink, Smith, Spence, Stone, Ulbrich, Viola, Wagner; **LOT**.

SS 1 to SB 215 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 90C CREATING THE DEPARTMENT OF TECHNOLOGY AND INFORMATION AND DEFINING THE FUNCTIONS OF THE CHIEF INFORMATION OFFICER OF THE STATE. Sponsor: Sen. McBride & Rep. Roy; Sens. Blevins, Henry, McDowell, Sokola, Vaughn, Cloutier & Winslow; Reps. Carey, Cathcart, DiPinto, Fallon, Hudson, Lofink, Oberle, Wagner, Gilligan, Price, Schroeder & Viola. **Adopted in Lieu of Original.**

SS 1 to SB 141 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONS AND OCCUPATIONS AND CREATING THE DELAWARE UNIFORM ATHLETE AGENTS ACT. Sponsor: Sen. Sokola & Rep. Wagner. **Adopted in Lieu of Original.**

SB 236 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WATER UTILITIES. Sponsor: Sen. Bunting; **Natural Resources & Environmental Control.**

SB 237 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF A COMPREHENSIVE SCHOOL SAFETY PROGRAM. Sponsor: Sen. McBride; Valihura; **Education.**

SB 238 - AN ACT AUTHORIZING AND DIRECTING THE BOARD OF NURSING TO WAIVE FOR SHIRLEY M. SANDERS THE REQUIREMENT THAT SHE BE A GRADUATE OF AND HOLD A CERTIFICATE FROM A STATE BOARD OF NURSING APPROVED PRACTICAL NURSING EDUCATION PROGRAM. Sponsor: Sen. Bunting; Blevins, Reps. Maier, Schroeder; **Health & Social Services.**

SJR 7 - CREATING A COMMITTEE TO RESEARCH AND ISSUE A REPORT REGARDING ISSUES RELATING TO HOMESCHOOLS IN THE STATE OF DELAWARE. Sponsor: Sen. Sokola; Reynolds; **Education.**

* * *

On motion of Senator Adams, the Senate recessed at 06:32 PM until June 21, 2001 at 02:00 PM.

The Senate reconvened at 02:59 PM on June 21, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 255 w/HA 1, 3, 4, 6, 8, 10 & 12; HB 247 w/HA 2; SB 119; HB 266, HB 267; HB 218; HB 250; HB 257; HB 246 w/HA 1; HJR 13 w/HA 1; SB 70 w/SA 2; HB 237; HB 210 w/HA 1, 2 & 3; HB 135; HB 285 w/HA 1 & 2; HB 245; SB 40 w/SA 1; SB 122; SB 125; SB 142; SB 175 w/SA 1; HB 84 w/HA 1 & 2; HB 269 w/HA 1; HB 287 w/HA 1; HB 241; HB 253; HB 201 w/HA 1.**

The following committee reports were announced:

From Community/County Affairs: **SB 228** - 3 Merits; **HB 235** - 4 Merits.

From Health and Social Services: **SB 238** - 3 Merits.

From Judiciary: **HS 1 to HB 85** - 4 Merits; **HB 226** - 4 Merits; **HB 303** - 4 Merits.

From Small Business: **HB 170** - 3 Merits.

From Public Safety: **SB 214** - 3 Merits; **SB 220** - 4 Merits; **SB 207** - 4 Merits.

At 03:03 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 41st Legislative Day.

**41st LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 21, 2001**

The Senate convened at 03:03 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Venables followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams.
No objections.

SCR 21 was brought before the Senate for consideration on the motion of Senator Simpson.

SCR 21 - HONORING THE YOUNG WOMEN FROM ACROSS THE STATE OF DELAWARE PARTICIPATING IN THE 2001 SESSION OF DELAWARE'S GIRLS' STATE. Sponsor: Sen. Simpson; On behalf of all Senators; Rep. Maier; On behalf of all Representatives.

Roll call vote on **SCR 21** was taken and revealed:

YES: 21

SCR 21 was declared Adopted by the Senate and sent to the House for Consideration.

Senator(s) Blevins, Bonini and McBride marked present during the above roll call.

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

SB 210 - AN ACT TO AMEND TITLES 11 AND 14 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF PRISON EDUCATION PROGRAMS.

Roll call vote on **SB 210** was taken and revealed:

YES: 21

SB 210 was declared passed the Senate and sent to the House for Consideration.

Senator Sokola requested that **HB 142 w/HA 1** be Lifted from the Table and brought before the Senate for Consideration.

Senator Still requested that **SA 1 to HB 142 w/HA 1** be Stricken. No objection.

Roll call vote on **HB 142 w/HA 1** was taken and revealed:

YES: 21

HB 142 w/HA 1 was declared passed the Senate and sent to the House for Reconsideration.

Senator Venables requested that **SJR 5** be Lifted from the Table and brought before the Senate for Consideration.

SA 1 to SJR 5 was brought before the Senate for consideration on the motion of Senator Still.

Several Senators commented.

Roll call vote on **SA 1 to SJR 5** was taken and revealed:

YES: 14

NO: Senator(s) Cook, DeLuca, Henry, Marshall, McBride, Sokola - 6.

ABSENT: Senator(s) Blevins - 1.

SA 1 to SJR 5 was declared part of the bill.

SA 2 to SJR 5 was brought before the Senate for consideration on the motion of Senator Still.

Roll call vote on **SA 2 to SJR 5** was taken and revealed:

YES: 19

ABSENT: Senator(s) Blevins, McBride - 2.

SA 2 to SJR 5 was declared part of the bill.

SJR 5 w/SA 1 & SA 2 was now before the Senate.

Roll call vote on **SJR 5 w/SA 1 & SA 2** was taken and revealed:

YES: 21

SJR 5 w/SA 1 & SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

HS 1 to HB 85 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HS 1 to HB 85 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO §§22 AND 23, ARTICLE III, AND ARTICLE IV OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE APPOINTMENT BY THE COURT OF CHANCERY OF A REGISTER IN CHANCERY AND THE POWERS AND DUTIES OF THE REGISTER IN CHANCERY.

Senator(s) McDowell and McBride commented.

Roll call vote on **HS 1 to HB 85** was taken and revealed:

YES: 19

NO: Senator(s) McBride, McDowell - 2.

HS 1 to HB 85 was declared passed the Senate and returned to the House.
HB 226 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 226 - AN ACT TO AMEND TITLES 9, 10, 15, AND 29 OF THE DELAWARE CODE RELATING TO THE REGISTER IN CHANCERY OFFICE.

Senator McBride questioned the floor manager.

Senator Sharp requested the privilege of the floor for Judge William B. Chandler, Court of Chancery.

The witness was excused after addressing the Senate.

Senator McDowell questioned the floor manager.

Senator Sharp requested the privilege of the floor once again for Judge William B. Chandler, Court of Chancery.

The witness was excused after addressing the Senate.

Roll call vote on **HB 226** was taken and revealed:

YES: 19

NO: Senator(s) McBride, McDowell - 2.

HB 226 was declared passed the Senate and returned to the House.

HB 303 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 303 - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE TRANSITION OF THE OFFICE OF THE REGISTER IN CHANCERY FROM COUNTY TO STATE GOVERNMENT.

Roll call vote on **HB 303** was taken and revealed:

YES: 19

NO: Senator(s) McBride, McDowell - 2.

HB 303 was declared passed the Senate and returned to the House.

On motion of Senator Adams and without objection, the following nomination by the Governor were considered:

Baker, William: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Burris, Raymond: 20 Senator(s) voting YES, 1 (Amick) ABSENT. Appointment was declared CONFIRMED.

Clark, Sidney: 20 Senator(s) voting YES, 1 (Sharp) ABSENT. Appointment was declared CONFIRMED.

Donoho, Joan: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Foraker, Orval: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Holland, Ilona: 20 Senator(s) voting YES, 1 (Amick) NO. Appointment was declared CONFIRMED.

Martin, Cynthia: 20 Senator(s) voting YES, 1 (Amick) NO. Appointment was declared CONFIRMED.

McCabe, Ronald: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

McRae, Arnetta: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Parks, Marilynn: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Short, Charles: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Twilley, Joshua: 20 Senator(s) voting YES, 1 (Sharp) NO. Appointment was declared CONFIRMED.

Wallace, John: 18 Senator(s) voting YES, 3 (Amick, DeLuca, Sharp) NO. Appointment was declared CONFIRMED.

West, Verdie: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Wood, Gordon: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

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

SB 227 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ELIGIBILITY LISTS.

Senator Bonini commented.

Senator Cook moved to lay **SB 227** on the Table. No objection.

SB 186 was brought before the Senate for consideration under the suspension of the necessary rules on motion of Senator Henry.

SB 186 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE ESTABLISHING FREEDOM TRAIL HISTORICAL MONUMENTS.

Senator Simpson commented.

Roll call vote on **SB 186** was taken and revealed:

YES: 21

SB 186 was declared passed the Senate and sent to the House for Consideration.

Senator Cook requested that **SB 227** be Lifted from the Table and brought before the Senate for Consideration.

Roll call vote on **SB 227** was taken and revealed:

YES: 20

ABSENT: Senator(s) Still - 1.

SB 227 was declared passed the Senate and sent to the House for Consideration.

SB 217 was brought before the Senate for consideration on the motion of Senator Sharp.

SB 217 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE LOTTERY.

Senator Simpson commented.

Senator Sharp requested the privilege of the floor for Michael Strine, representing the Department of Finance.

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

Roll call vote on **SB 217** was taken and revealed:

YES: 20

NO: Senator(s) McDowell - 1.

SB 217 was declared passed the Senate and sent to the House for Consideration.

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

SB 207 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE USE OF IGNITION INTERLOCK DEVICES.

Senator McBride moved to lay **SB 207** on the Table. No objection.

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

SB 200 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER.

Roll call vote on **SB 200** was taken and revealed:

YES: 21

SB 200 was declared passed the Senate and sent to the House for Consideration.

SB 241 was introduced and brought before the Senate for consideration under the suspension of the necessary rules on motion of Senator Sokola.

SB 241 - AN ACT TO AMEND THE DELAWARE CODE RELATING TO PROFESSIONS AND OCCUPATIONS AND CREATING THE DELAWARE UNIFORM ATHLETE AGENTS ACT.

Senator Simpson commented.

Roll call vote on **SB 241** was taken and revealed:

YES: 21

SB 241 was declared passed the Senate and sent to the House for Consideration.

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

SB 224 - AN ACT TO AMEND AN ACT BEING CHAPTER 3, VOLUME 68, LAWS OF DELAWARE, AS AMENDED ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF ELSMERE".

Senator Blevins requested that **SA 1 to SB 224** be Stricken. No objection.

SA 2 to SB 224 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on **SA 2 to SB 224** was taken and revealed:

YES: 21

SA 2 to SB 224 was declared part of the bill.

SB 224 to SA 2 was now before the Senate.

Roll call vote on **SB 224 w/SA 2** was taken and revealed:

YES: 21

SB 224 w/SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Sokola requested that **SS 1 to SB 141** and **SB 141** be Stricken. No objection.

SB 235 was brought before the Senate for consideration on the motion of Senator McDowell.

SB 235 - AN ACT TO AMEND TITLES 26, 29, AND 30 OF THE DELAWARE CODE RELATING TO RENEWABLE ENERGY AND THE STATE ENERGY OFFICE.

SA 1 to SB 235 was brought before the Senate for consideration on the motion of Senator McDowell.

Roll call vote on **SA 1 to SB 235** was taken and revealed:

YES: 19

NO: Senator(s) Adams, Sharp - 2.

SA 1 to SB 235 was declared part of the bill.

SB 235 w/SA 1 was now before the Senate.

Roll call vote on **SB 235 w/SA 1** was taken and revealed:

YES: 15

NO: Senator(s) Adams, DeLuca, McBride, Sharp, Still, Vaughn - 6.

SB 235 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

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 available.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/21/01**

June 20, 2001

SA 1 to SB 115 - Sponsor: Sen. Blevins; Placed with the bill.

SA 1 to SB 170 - Sponsor: Sen. Venables; Placed with the bill.

June 21, 2001

SB 18 - AN ACT TO AMEND THE DELAWARE CODE RELATING TO FINANCIAL ASSISTANCE FOR HIGHER EDUCATION. Sponsor: Sen. McDowell; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, Marshall, McBride, Sharp, Sokola, Vaughn, Venables; Reps. Cathcart, D. Ennis, Fallon, Maier, Miro, Spence, Stone, Wagner, DiLiberto, Gilligan, Houghton, Keeley, Price, Schroeder, & West; **Finance**.

SB 239 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE KINSHIP CARE PROGRAM. Sponsor: Sen. Henry; Maier, Sens. Blevins, Cook, McDowell, Sokola, Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, & Winslow; Reps. Hudson, Keeley & Plant; **Children; Youth & Families**.

SB 240 - AN ACT TO AMEND CHAPTER 11, TITLE 24 OF THE DELAWARE CODE RELATING TO DENTISTRY AND DENTAL HYGIENE. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Sokola, Simpson, Still; Reps. Capano, Valihura, DiLiberto & Keeley; **Sunset**.

SJR 8 - REQUIRING THE SECRETARY OF FINANCE TO FORM A COMMITTEE FOR THE PURPOSE OF IMPROVING OVERSIGHT AND MAKING RECOMMENDATIONS REGARDING CERTAIN RETIREMENT BENEFITS FOR CERTAIN EDUCATIONAL EMPLOYEES OF THE STATE. Sponsor: Sen. Sokola; Stone; **Finance**.

HB 30 w/HA 1 - AN ACT TO AMEND TITLE 16, 24, AND 29 OF THE DELAWARE CODE RELATING TO COMMUNITY-BASED ATTENDANT SERVICES. Sponsor: Rep. Maier; Blevins, Sens. Cloutier, Henry, Winslow; Reps. Boulden, Buckworth, Carey, Cathcart, DiPinto, Hudson, Keeley, Lofink, Smith, Spence, Stone, Ulbrich, Viola, Wagner; Lifted; **Health & Social Services**.

HB 84 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF SERVICE FOR AGING AND ADULTS WITH PHYSICAL DISABILITIES; AND PROVIDING FOR A MONEY

MANAGEMENT PROGRAM. Sponsor: Rep. Boulden; Blevins, Reps. Spence, Smith, Lee, Buckworth, Carey, Cathcart, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Hudson, Lavelle, Lofink, Maier, Miro, Oberle, Price, Quillen, Reynolds, Roy, Stone, Thornburg, Ulbrich, Valihura, Wagner, Brady, DiLiberto, B. Ennis, Gilligan, Houghton, Keeley, Mulrooney, Plant, Schroeder, Scott, Van Sant, Viola, West, Williams; Sens. Amick, Bonini, Connor, Simpson, Sorenson, Winslow; **Health & Social Services.**

HB 113 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTROLLED SUBSTANCES. Sponsor: Rep. Oberle; Spence & Rep. Lofink, Sen. Sharp & Sen. Winslow; Lifted; **Combat Drug Abuse.**

HB 135 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WAGE PAYMENT AND COLLECTION DEFINITION OF TERMS. Sponsor: Rep. Wagner; Boulden, Reps. Spence, Lee, Buckworth, Cathcart, Carey, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Hudson, Lavelle, Lofink, Maier, Miro, Oberle, Quillen, Reynolds, Stone, Ulbrich, Valihura, Gilligan, Van Sant, Brady, B. Ennis, DiLiberto, Houghton, Keeley, Mulrooney, Plant, Price, Schroeder, Scott, Viola, West, Williams; **Labor & Industrial Labor.**

HB 138 w/HA 1 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF RESIDENTIAL COMMUNITY ORGANIZATIONS. Sponsor: Rep. Valihura; Connor, Reps. Buckworth, Carey, Caulk, B. Ennis, Ewing, Houghton, Maier, Price, Roy, Viola, Wagner, West; Sens. Simpson, Sokola, Sorenson; Lifted; **Judiciary.**

HB 149 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PROCEEDINGS IN THE FAMILY COURT OF THE STATE OF DELAWARE. Sponsor: Rep. Wagner; Henry, Reps. Buckworth, Caulk, D. Ennis, Ewing, Lavelle, Maier, Quillen, Reynolds, B. Ennis, Houghton; Lifted; **Judiciary.**

HB 150 w/HA 2, HA 3 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CERTAIN LOCAL SCHOOL BOARDS. Sponsor: Rep. Maier; Miro & Rep. Oberle & Sen. Sokola, Reps. Lavelle, Ulbrich, Boulden, Valihura, Keeley, Viola, Sens. Blevins, Cloutier; Lifted; **Executive.**

HB 192 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE REALTY TRANSFER TAX. Sponsor: Rep. Schroeder; McBride, Sen. Sharp; Reps. Carey, DiPinto, B. Ennis, Fallon, Keeley, Plant, Price, Quillen, Van Sant, Viola; Sens. Blevins, Bunting, DeLuca, Henry, Sokola, Venables, Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow; Lifted; **Revenue & Taxation.**

HB 201 w/HA 1 - AN ACT TO AMEND PART I, TITLE 14 OF THE DELAWARE CODE TO PROVIDE FOR STUDENT CHOICE TO PARTICIPATE IN ANIMAL EXPERIMENTS. Sponsor: Rep. Boulden; **Education.**

HB 210 w/HA 1, HA 2, HA 3 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 22, AND ARTICLE IV OF THE DELAWARE CONSTITUTION OF 1897 RELATING TO THE APPOINTMENT OF A RECORDER OF DEEDS IN EACH COUNTY AND THE POWERS AND DUTIES OF SAID RECORDERS OF DEEDS. Sponsor: Rep. Lavelle; Roy & Sen. Sharp; Reps. Lee, Boulden, Buckworth, Carey, Cathcart, D. Ennis, Hudson, Quillen, Reynolds, Stone, Thornburg, Ulbrich, Valihura; Sens. Sorenson, Still, Winslow; **Executive.**

HB 215 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE LENGTH OF TIME FOR MAINTENANCE OF PERSONNEL RECORDS OF SCHOOL DISTRICT EMPLOYEES. Sponsor: Rep. Plant; Gilligan, Reps. Brady, Buckworth, Carey, DiLiberto, DiPinto, B. Ennis, Ewing, Houghton, Keeley, Lofink, Maier, Mulrooney, Price, Schroeder, Scott, Thornburg, Van Sant, Viola, West, Williams; Sen. Cook; Lifted; **Education.**

HB 216 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO FIRE PREVENTION. Sponsor: Rep. Smith; McBride, Reps. Spence, Lee, Fallon, Hudson, Thornburg, Ulbrich, B. Ennis, Brady, Gilligan, Price, Schroeder, West; Sens. Bunting, Vaughn, Amick, Bonini, Cloutier, Connor, Sorenson, Still, Winslow; Lifted; **Public Safety.**

HB 217 w/HA 1 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO SPECIAL ELECTIONS. Sponsor: Rep. Ulbrich; Valihura, Reps. Spence, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, Hudson, Lavelle, Lofink, Maier, Miro, Quillen, Reynolds, Stone, Thornburg, B. Ennis, Price, Viola; Sens. Amick, Sorenson, Cloutier, Connor, Winslow; Lifted; **Insurance & Elections.**

HB 218 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL BOARDS OF REORGANIZED SCHOOL DISTRICTS.

Sponsor: Rep. Ulbrich; Simpson, Reps. Spence, Lee, Carey, Cathcart, Caulk, DiPinto, Hudson, Lofink, Maier, Reynolds, Stone, Thornburg, Valihura, Wagner, Brady, DiLiberto, B. Ennis, Houghton, Keeley, Plant, Price, Schroeder, Viola, West; **Education**.

HB 225 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO FEES, COSTS, AND CHARGES TO BE COLLECTED BY THE INSURANCE COMMISSIONER. Sponsor: Rep. Stone; Cook; Lifted; **Insurance & Elections**.

HB 234 - AN ACT TO AMEND CHAPTER 13, TITLE 14 OF THE DELAWARE CODE RELATING TO THE AUTISTIC MONITORING REVIEW BOARD. Sponsor: Rep. Miro; Sokola, Rep. Smith; Lifted; **Administrative Services**.

HB 237 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO AGGRESSIVE DRIVING. Sponsor: Rep. Oberle; Henry; **Public Safety**.

HB 241 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, AND PARAMEDICS. Sponsor: Rep. B. Ennis; Blevins, Reps. Ewing, Maier; Sens. Simpson, Vaughn; **Health & Social Services**.

HB 245 - AN ACT TO AMEND TITLE 7, DELAWARE CODE RELATING TO TAX LAGOONS. Sponsor: Rep. Price; **Natural Resources & Environmental Control**.

HB 246 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO FINANCIAL ASSISTANCE FOR HIGHER EDUCATION AND THE EDUCATIONAL BENEFITS FOR CHILDREN OF DECEASED VETERANS AND OTHERS. Sponsor: Rep. Gilligan; Smith, Reps. DiPinto, Maier, Miro, Reynolds, Schroeder, Ulbrich, Viola, Wagner; Sens. Cook, DeLuca, Sokola, Sorenson, Winslow; **Finance**.

HB 247 w/HA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS. Sponsor: Rep. Schroeder; Sokola, Reps. B. Ennis, Houghton, Keeley, Viola; **Education**.

HB 250 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTHORIZATION OF INSURED. Sponsor: Rep. Stone; Cook; **Insurance & Elections**.

HB 251 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO STATE APPROPRIATIONS. Sponsor: Rep. Miro; Sokola; Lifted; **Finance**.

HB 253 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE STATE FIRE MARSHALL AND STATE FIRE PREVENTION COMMISSION. Sponsor: Rep. Valihura; Reps. Carey, Cathcart, Caulk, DiPinto, Ewing, Fallon, Maier, Quillen, Reynolds, Stone, Brady, B. Ennis, Price, Scott; Sens. Amick, Bonini, Cloutier, Winslow; **Public Safety**.

HB 255 w/HA 1, HA 3, HA 4, HA 6, HA 8, HA 10, HA 12 - AN ACT TO AMEND TITLE 9, TITLE 22, TITLE 29 OF THE DELAWARE CODE RELATING TO LAND-USE, COMPREHENSIVE PLANS, AND ANNEXATIONS. Sponsor: Rep. Cathcart; Sokola, Reps. Lofink, Maier, Quillen, Brady; Sens. Bunting, Winslow; **Community/County Affairs**.

HB 257 - AN ACT TO AMEND TITLES 7, 16, 29, 30 AND 31 OF THE DELAWARE CODE RELATING TO DELAWARE PERSONAL INCOME TAX CHECKOFF PROGRAMS. Sponsor: Rep. Hudson; Cook; **Revenue & Taxation**.

HB 266 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO APPEALS FROM BOARDS OF ASSESSMENT. Sponsor: Rep. Wagner; Henry; **Community/County Affairs**.

HB 267 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO PARENTS AND CHILDREN IN THE FAMILY COURT OF THE STATE OF DELAWARE. Sponsor: Rep. Wagner; Blevins; **Judiciary**.

HB 269 w/HA 1 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO GUARDIANSHIPS AND PERMANENT GUARDIANSHIPS. Sponsor: Rep. Maier; Buckworth & Sen. McDowell; Reps. Ulbrich, DiLiberto, Keeley; Sens. Blevins, McBride, Sorenson, Bonini, Cloutier, Connor, Simpson, Still, Winslow; **Health & Social Services**.

HB 285 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO EXEMPT POSITIONS. Sponsor: Rep. Wagner; Cook, Rep. D. Ennis,

Rep. Miro, Rep. Van Sant, Rep. B. Ennis, Rep. Plant, Rep. Williams, Sen. Marshall, Sen. Sokola; **Labor & Industrial Labor.**

HB 287 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CHILD PROTECTION ACCOUNTABILITY COMMISSION. Sponsor: Rep. Maier; Blevins & Rep. Hudson, & Sen. McDowell; **Children; Youth & Families.**

HB 303 - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE TRANSITION OF THE OFFICE OF THE REGISTER IN CHANCERY FROM COUNTY TO STATE GOVERNMENT. Sponsor: Rep. Wagner & Rep. Gilligan; Lifted; **Judiciary.**

HJR 6 w/HA 1 - ESTABLISHING THE WILMINGTON-DOVER RAIL SERVICE TASK FORCE TO RESEARCH THE FEASIBILITY OF PROVIDING RAIL TRANSPORTATION BETWEEN DOVER AND WILMINGTON FOR THE BENEFIT OF DELAWARE RESIDENTS. Sponsor: Rep. Wagner; D. Ennis & Sen. McDowell, Sen. Cook, Reps. Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, DiLiberto, DiPinto, B. Ennis, Fallon, Gilligan, Houghton, Hudson, Keeley, Lavelle, Lee, Lofink, Maier, Miro, Mulrooney, Price, Quillen, Reynolds, Roy, Scott, Smith, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, West, Williams; Sens. Simpson, Sorenson, Still, Winslow; Lifted; **Highways & Transportation.**

The following nomination(s) were assigned to the **Executive** Committee:

Ms. Deborah Carter 41 Lake Forest Circle Felton, Delaware 19943	To be appointed as a member of the Adult Entertainment Commission with a term to expire three years from Senate Confirmation.
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Master David A. White 115 Broadbent Road Wilmington, Delaware 19810	To be appointed as a Commissioner of the Superior Court for a term to expire four years from swearing in. Master White is currently serving as a Master in the Superior Court pursuant to 10 Delaware Code, Subsection 567 and for that reason I have treated their nominations to the position of Commissioner as if they were incumbent Commissioners.
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Master Mark S. Vavala 2655 Longfellow Drive Wilmington, Delaware 19808	To be appointed as a Commissioner of the Superior Court for a term to expire four years from swearing in. Master Vavala is currently serving as a Master in the Superior Court pursuant to 10 Delaware Code, Subsection 567 and for that reason I have treated their nominations to the position of Commissioner as if they were incumbent Commissioners.
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On motion of Senator Adams, the Senate recessed at 05:25 PM until June 26, 2001 at 02:00 PM.

The Senate reconvened at 03:35 PM on June 26, 2001 with Lt. Governor Carney presiding.

The following committee reports were announced:

From Children, Youth and their Families: **SB 239** - 3 Merits.

From Sunset: **SB 240** - 1 Favorable, 4 Merits.

From Public Safety: **HB 237** - 4 Merits; **HB 253** - 4 Merits.

SENATE CITATION ANNOUNCEMENT NO. #2, – S141-108-234 inclusive was introduced and a copy made available to each Senator.

A communication from JoAnn M. Hedrick, Chief Clerk of the House to Bernard J. Brady, Secretary of the Senate was read for the record regarding **SB 70**; Rep. Lavelle requested to sign as co-sponsor. Please Note: **SB 70** was already delivered to the Governor's office.

LEGISLATIVE ADVISORY #14, 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 #14, dated June 22, 2001, the Governor signed the following legislation on the dates indicated:

SB #106 aab SA 1 (6/21/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO STUDENT ACCOUNTABILITY AND STUDENT ASSESSMENT. (Sponsors: Sen. Sokola & Rep. Oberle; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Vaughn, Venables, Amick, Cloutier, Connor, Simpson, Sorenson, Still & Winslow; Reps. Boulden, Buckworth, DiPinto, Hudson, Maier, Miro, Spence, Stone, Ulbrich, Valihura, Wagner, B. Ennis, Gilligan, Price & West) (Volume 73, Chapter 44, Laws of Delaware.)

SB #109 aab SA 1 (6/21/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CHILD SEX ABUSE INFORMATION REPOSITORY. (Sponsors: Sen. McDowell & Rep. Maier; Sens. Henry, Sokola, Bonini & Winslow; Reps. Wagner & Price) (Volume 73, Chapter 45, Laws of Delaware.)

SB #155 (6/21/01) – AN ACT TO AMEND TITLE 14 AND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CHILDHOOD LEAD POISONING PREVENTION ACT. (Sponsors: Sen. Blevins & Rep. Maier; Sens. DeLuca, Still, Winslow) (Volume 73, Chapter 46, Laws of Delaware.)

SB #166 (6/21/01) – AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO FIDUCIARY ADMINISTRATION. (Sponsors: Sen. Adams & Rep. Stone) (Volume 73, Chapter 47, Laws of Delaware.)

SB #169 (6/21/01) – AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO TRUSTS. (Sponsors: Sen. Adams & Rep. Stone) (Volume 73, Chapter 48, Laws of Delaware.)

HB #62 (6/21/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO APPEALS FROM THE INDUSTRIAL ACCIDENT BOARD TO THE SUPERIOR COURT. (Sponsors: Rep. Oberle & Rep. Mulrooney & Sen. DeLuca) (Volume 73, Chapter 49, Laws of Delaware.)

HB #101 aab SA 1 (6/21/01) – AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO REFERENCES TO NON-MARITAL CHILDREN. (Sponsors: Rep. Keeley & Sen. Blevins & Sen. Henry; Reps. Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Houghton, Hudson, Lavelle, Miro, Mulrooney, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Scott, Smith, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, West, Williams; Sens. Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow) (Volume 73, Chapter 50, Laws of Delaware.)

HB #188 aab SA 1 (6/21/01) – AN ACT TO AMEND VOLUME 66, DELAWARE LAWS, CHAPTER 185, RELATING TO THE OFFICES OF THE PROTHONOTARIES OF THE SUPERIOR COURT. (Sponsors: Rep. Wagner & Sen. Henry; Reps. Spence, Buckworth, Hudson, Maier, Quillen, Reynolds, Stone, Ulbrich, DiLiberto, B. Ennis, Van Sant) (Volume 73, Chapter 51, Laws of Delaware.)

HB #191 (6/21/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES. (Sponsors: Rep. B. Ennis & Rep. Maier & Sen. Vaughn) (Volume 73, Chapter 52, Laws of Delaware.)

HB #205 (6/21/01) – AN ACT TO AMEND TITLE 18, CHAPTER 5, DELAWARE CODE RELATING TO CONFORMANCE WITH THE PROVISIONS OF TITLE V OF THE GRAMM LEACH BLILEY ACT OF 1999. (Sponsors: Rep. Stone & Sen. Cook; Reps. Carey, Fallon; Sens. Cloutier, Connor, McDowell, Simpson, Sorenson, Winslow) (Volume 73, Chapter 53, Laws of Delaware.)

HB #220 (6/21/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL AND DISTRICT ACCOUNTABILITY. (Sponsors: Rep. Reynolds & Sen. Sokola; Reps. Buckworth, Carey, Fallon, Thornburg, Wagner, Gilligan, Schroeder; Sens. Bonini, Simpson, Sorenson) (Volume 73, Chapter 54, Laws of Delaware.)

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At 03:40 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 42nd Legislative Day.

**42nd LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 26, 2001**

The Senate convened at 03:40 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Bunting followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams.

No objections.

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

SB 116 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF SEX OFFENDERS.

Senator McDowell commented.

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

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

Roll call vote on **SB 116 w/HA 1** was taken and revealed:

YES: 17

NO: Senator(s) Venables - 1.

NOT VOTING: Senator(s) Bunting, McDowell - 2.

ABSENT: Senator(s) Cloutier - 1.

SB 116 w/HA 1 was declared passed the Senate as amended and sent to the Governor.

Senator(s) Amick, Blevins, Cook, Henry, Marshall, McBride, Vaughn and Winslow marked present during the above roll call.

SB 80 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration under the suspension of the necessary rules, on the motion of Senator Adams.

SB 80 w/SA 1 & HA 1 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE FRANCHISING PRACTICES.

Roll call vote on **SB 80 w/SA 1 & HA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Cloutier - 1.

SB 80 w/SA 1 & HA 1 was declared passed the Senate as amended and sent to the Governor.

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

SB 187 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO CIVIL AND ADMINISTRATIVE PENALTIES AND DEBRIS DISPOSAL AREA REMEDIATION.

Senator DeLuca moved to lay **SB 187** on the Table. No objection.

SS 1 to SB 215 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator McBride.

SS 1 to SB 215 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 90C CREATING THE DEPARTMENT OF TECHNOLOGY AND INFORMATION AND DEFINING THE FUNCTIONS OF THE CHIEF INFORMATION OFFICER OF THE STATE.

SA 1 to SS 1 to SB 215 was introduced and brought before the Senate for consideration on the motion of Senator McBride.

Roll call vote on **SA 1 to SS 1 to SB 215** was taken and revealed:

YES: 18

ABSENT: Senator(s) Amick, Cloutier, Marshall - 3.

SA 1 to SS 1 to SB 215 was declared part of the bill.

SA 2 to SS 1 to SB 215 was introduced and brought before the Senate for consideration on the motion of Senator Cook.

Senator Simpson questioned the sponsor.

Senator Cook requested the privilege of the floor for Lisa Blunt-Bradley, representing the State Personnel office.

The witness was excused after addressing the Senate.

Senator McBride commented.

Roll call vote on SA 2 to SS 1 to SB 215 was taken and revealed:

YES: 20

ABSENT: Senator(s) Cloutier - 1.

SA 2 to SS 1 to SB 215 was declared part of the bill.

SS 1 to SB 215 w/ SA 1 & 2 was now before the Senate.

Senator McBride requested the privilege of the floor for Jack Markell, representing the State Treasurer's office.

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

Roll call vote on SS 1 to SB 215 w/SA 1 & 2 was taken and revealed:

YES: 18

NO: Senator(s) Simpson, Still - 2.

ABSENT: Senator(s) Cloutier - 1.

SS 1 to SB 215 w/SA 1 & 2 was declared passed the Senate as amended and sent to the House for Consideration.

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

SB 202 - AN ACT TO AMEND TITLE 16, CHAPTERS 22 AND 48, DELAWARE CODE RELATING TO SUBSTANCE ABUSE.

Roll call vote on SB 202 was taken and revealed:

YES: 19

ABSENT: Senator(s) Cloutier, McBride - 2.

SB 202 was declared passed the Senate and sent to the House for Consideration.

SB 221 was brought before the Senate for consideration on the motion of Senator Blevins.

SB 221 - AN ACT PROPOSING AMENDMENT TO ARTICLE 1, SECTION 4 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO JURIES IN CIVIL TRIALS.

Senator Blevins requested the privilege of the floor for Vincent Bifferato, representing himself.

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

Senator Sorenson requested the privilege of the floor for Bryan Cochran, Esq., representing State Farm Insurance Companies.

Senator(s) Bonini and Still questioned the witness, after which the witness was excused.

Senator Blevins moved to lay SB 221 on the Table. No objection.

SB 179 was brought before the Senate for consideration on the motion of Senator Cook.

SB 179 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO SUBPOENAS AND WARRANTS IN CRIMINAL AND DELINQUENCY CASES.

Roll call vote on SB 179 was taken and revealed:

YES: 19

NO: Senator(s) Sharp - 1.

ABSENT: Senator(s) Cloutier - 1.

SB 179 was declared passed the Senate and sent to the House for Consideration.

SB 239 was brought before the Senate for consideration on the motion of Senator Henry.

SB 239 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE KINSHIP CARE PROGRAM.

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

Roll call vote on SA 1 to SB 239 was taken and revealed:

YES: 18

ABSENT: Senator(s) Cloutier, McDowell, Sorenson - 3.

SA 1 to SB 239 was declared part of the bill.

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

Roll call vote on **SB 239 w/SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Cloutier - 1.

SB 239 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SCR 20 was introduced and brought before the Senate for consideration on the motion of Senator Sorenson.

SCR 20 - REQUESTING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO INCLUDE IN THE STATE PLAN FOR MEDICAL ASSISTANCE A PROVISION FOR PAYMENT OF MEDICAL ASSISTANCE, PURSUANT TO THE FEDERAL BREAST AND CERVICAL CANCER TREATMENT ACT OF 2000.

Sponsor: Sen. Sorenson & Sen. Blevins & Rep. Maier; Sens. Bonini, Cloutier, Connor; Henry, McDowell; Sokola; Winslow; Reps. Buckworth; Carey; Cathcart; B. Ennis; Fallon; Keeley; Lofink; Price; Stone; Thornburg; Ulbrich; Valihura; Wagner; West.

Roll call vote on **SCR 20** was taken and revealed:

YES: 19

ABSENT: Senator(s) Amick, Cloutier - 2.

SCR 20 was declared Adopted by the Senate and sent to the House for Consideration. Senator Marshall requested that **SB 243** be Lifted from the Table and brought before the Senate for consideration, under the suspension of the necessary rules.

Roll call vote on **SB 243** was taken and revealed:

YES: 20

ABSENT: Senator(s) Cloutier - 1.

SB 243 was declared passed the Senate and sent to the House for Consideration.

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

SB 209 - AN ACT TO AMEND AN ACT ENTITLED; "AN ACT TO RE-INCORPORATE THE TOWN OF BETHANY BEACH", AS AMENDED, RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE.

Roll call vote on **SB 209** was taken and revealed:

YES: 20

ABSENT: Senator(s) Cloutier - 1.

SB 209 was declared passed the Senate and sent to the House for Consideration.

SB 238 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 238 - AN ACT AUTHORIZING AND DIRECTING THE BOARD OF NURSING TO WAIVE FOR SHIRLEY M. SANDERS THE REQUIREMENT THAT SHE BE A GRADUATE OF AND HOLD A CERTIFICATE FROM A STATE BOARD OF NURSING APPROVED PRACTICAL NURSING EDUCATION PROGRAM.

Several Senators commented.

Roll call vote on **SB 238** was taken and revealed:

YES: 21

SB 238 was declared passed the Senate and sent to the House for Consideration.

Senator Cloutier marked present during the above roll call.

HB 77 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 77 w/HA 1 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE CORRECTIONAL OFFICER ASSISTANCE FUND.

Senator Still requested the privilege of the floor for Carl Danberg, representing the Department of Correction.

The witness was excused after addressing the Senate.

Roll call vote on **HB 77 w/HA 1** was taken and revealed:

YES: 21

HB 77 w/HA 1 was declared passed the Senate and returned to the House.

HB 98 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 98 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO SALARIES OF JUSTICES OF THE PEACE, PROHIBITED ACTIVITIES AND EMPLOYMENT.

Roll call vote on **HB 98** was taken and revealed:

YES: 21

HB 98 was declared passed the Senate and returned to the House.

HB 174 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 174 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIMES OF POSSESSION OF A DEADLY WEAPON DURING THE COMMISSION OF A FELONY AND POSSESSION OF A FIREARM DURING THE COMMISSION OF A FELONY.

Senator Vaughn requested the privilege of the floor for Carl Danberg, representing the Department of Correction.

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

Roll call vote on **HB 174** was taken and revealed:

YES: 20

ABSENT: Senator(s) McBride - 1.

HB 174 was declared passed the Senate and returned to the House.

HB 175 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 175 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSIVE TOUCHING.

Senator Bonini questioned the floor manager.

Senator Vaughn requested the privilege of the floor for Timothy Willard, Senate Attorney.

The witness was excused after addressing the Senate.

Roll call vote on **HB 175 w/HA 1** was taken and revealed:

YES: 21

HB 175 w/HA 1 was declared passed the Senate and returned to the House.

Senator Amick requested the personal privilege of the floor to introduce Everett Moore, recently elected Chairman of the State Republican Party.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/26/01**

June 21, 2001

SA 3 to SB 135 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to HB 154 - Sponsor: Sen. Blevins; Placed with the bill.

SA 1 to HB 231 - Sponsor: Sen. Vaughn; Placed with the bill.

SA 1 to SB 114 - Sponsor: Sen. Blevins; Placed with the bill.

HJR 13 w/HA 1 - COMMENDING AND SUPPORTING THE WILMINGTON TROLLEY PROJECT. Sponsor: Rep. Wagner; D. Ennis & Sen. McDowell; Reps. Boulden, Carey, Ewing, Fallon, Lee, Lofink, Quillen, Roy, Thornburg, Valihura; **LOT**.

June 22, 2001

SB 243 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsor: Sen. Marshall; Venables, Reps. Oberle & Lofink; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, McBride, McDowell, Sharp, Sokola, Vaughn, Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still & Winslow; **LOT**.

June 26, 2001

SB 244 - AN ACT TO AMEND TITLE 29, CHAPTER 8, SECTION 805 RELATING TO REAPPORTIONMENT AND REDISTRICTING. Sponsor: Sen. Sharp; Amick, Reps. Spence & Gilligan; **LOT**.

SB 242 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO BID BONDING REQUIREMENTS. Sponsor: Sen. McBride; Reps. Buckworth, Ewing, Lofink, Oberle, Spence & Gilligan; Administrative Services.

SB 245 - AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW. Sponsor: Sen. Bunting; Price; Community/County Affairs.

HB 100 w/HA 3 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE. Sponsor: Rep. Keeley; Oberle, Rep. Maier & Sen. Henry & Sen. Blevins; Reps. Buckworth, Carey, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Houghton, Miro, Mulrooney, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Scott, Spence, Stone, Valihura, Van Sant, Viola, Wagner, West, Williams; Sens. Bunting, Connor, DeLuca, Marshall, McDowell, Sokola, Sorenson, Still, Vaughn, Venables, Winslow; Insurance & Elections.

HB 176 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS. Sponsor: Rep. Houghton; Reps. Boulden, Brady, Buckworth, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Hudson, Keeley, Lee, Lofink, Mulrooney, Oberle, Price, Quillen, Roy, Schroeder, Smith, Spence, Thornburg, Van Sant, Viola, Wagner, West; Sens. Adams, Amick, Blevins, Bunting, Cook, DeLuca, Marshall, Sokola, Vaughn, Venables, Winslow; Adult & Juvenile Corrections.

HB 209 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE REPORTING OF CRIMES BY SCHOOL OFFICIALS. Sponsor: Rep. Spence; Blevins; Education.

HB 249 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE CREATING A NEW SECTION, CHAPTER 20, ENTITLED RENTAL CAR INSURANCE LIMITED PRODUCER LICENSE ACT. Sponsor: Rep. Stone; Cook; Insurance & Elections.

HB 286 - AN ACT TO AMEND CHAPTER 43, TITLE 30 OF THE DELAWARE CODE RELATING TO USE TAX ON LEASES OF TANGIBLE PERSONAL PROPERTY. Sponsor: Rep. Hudson; Lee & Sen. Marshall & Sen. Venables; Revenue & Taxation.

HB 309 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO UNIT PROPERTIES. Sponsor: Rep. Price; Sokola, Reps. Carey, Caulk, DiPinto, B. Ennis, D. Ennis, Ewing, Keeley, Miro, Plant, Reynolds, Scott, Spence; Sen. Winslow; Judiciary.

The following nomination(s) were assigned to the Executive Committee:

Mr. Robert F. Garey, Sr.
4191 Hopkins Cemetery Road
Felton, Delaware 19943

To be appointed
as Chair of the
Delaware Agricultural Lands
Preservation Foundation Board to
serve a term at the Pleasure of the
Governor.

Mr. Lee Beetschen
73 Pleasanton Drive
Dover, Delaware 19901

To be reappointed a member
of the Wastewater Facilities
Advisory Council with a term to
expire three years from date of
Senate Confirmation.

Mr. Robert R. Currie
900 N. Broom Street
Wilmington, Delaware 19806

To be reappointed a member
of the Public Employment
Relations Board with a term to expire
six years from date of Senate Confirmation.

Mr. Terrance L. Higgins
3846 Mahan Corner Road
Marydel, Delaware 19964

To be reappointed a member
of the Delaware Advisory
Council on Natural Areas with a term
to expire four years from date of Senate
Confirmation.

Mr. Manubhai C. Karia
54 Merion Road
Dover, Delaware 19904

To be reappointed a member
of the Wastewater Facilities
Advisory Council with a term to expire three
years from date of Senate Confirmation.

Mrs. Marlene Lichtenstadter
4 Bender Drive
Newark, Delaware 19711

To be reappointed Chair of the
Board of Parole to serve a term
at the Pleasure of the Governor.

Mrs. Elizabeth Maron
9 Doe's Lane
Greenville, Delaware 19807

To be reappointed a member
of the Public Employment
Relations Board with a term to
expire six years from date of Senate
Confirmation.

Mrs. Elizabeth Olsen
182 Crescent Drive
Dover, Delaware 19904

To be appointed a member of the Adult
Entertainment Commission to serve
a term to expire three years from Senate
Confirmation.

Mrs. Grace Pierce-Beck
20 Muirfield Court
Dover, Delaware 19904

To be reappointed a member of the
Wastewater Facilities Advisory Council
with a term to expire three years from
date of Senate Confirmation.

* * *

On motion of Senator Adams, the Senate recessed at 06:28 PM until June 27, 2001 at 02:00 PM.

The Senate reconvened at 02:55 PM on June 27, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 23; HB 308; SB 201 w/HA 1; SB 185 w/SA 1 & HA 1; SB 192 w/SA 1 & HA 1; HB 278; SB 242 w/HA 1 & 2; HCR 18; HJR 12; SB 123; SB 110 w/SA 3 & 4; SB 151; HB 263 w/HA 1; HB 262 w/HA 1 & 2; HB 283 w/HA 1; HB 293; HB 260; HB 261; SB 222 w/SA 1; SB 183 w/SA 1; SB 58.**

The following committee reports were announced:

From Community/County Affairs: **SB 245** - 3 Merits.

From Judiciary: **SB 232** - 3 Merits; **HB 185** - 3 Merits; **HB 221** - 3 Merits.

From Health and Social Services: **HB 30** - 3 Merits; **HB 84** - 3 Merits; **HB 241** - 3 Merits; **HB 269** - 3 Merits.

At 03:00 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 43rd Legislative Day.

**43rd LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 27, 2001**

The Senate convened at 03:00 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Winslow followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams.
No objections.

HB 236 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Vaughn.

HB 236 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TOBACCO PRODUCT TAX.

Senator Vaughn requested the privilege of the floor for Edward Kafader, Senate Attorney.

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

Roll call vote on **HB 236 w/HA 1** was taken and revealed:

YES: 21

HB 236 w/HA 1 was declared passed the Senate and returned to the House.

Senator(s) McDowell and Venables marked present during the above roll call.

HB 253 was brought before the Senate for consideration on the motion of the floor manager, Senator Henry.

HB 253 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE STATE FIRE MARSHALL AND STATE FIRE PREVENTION COMMISSION.

Roll call vote on **HB 253** was taken and revealed:

YES: 20

NO: Senator(s) Still - 1.

HB 253 was declared passed the Senate and returned to the House.

HB 237 was brought before the Senate for consideration on the motion of the floor manager, Senator Henry.

HB 237 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO AGGRESSIVE DRIVING.

Senator Bonini questioned the floor manager.

Senator Henry requested the privilege of the floor for Timothy Willard, Senate Attorney.

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

Senator McDowell commented.

Roll call vote on **HB 237** was taken and revealed:

YES: 21

HB 237 was declared passed the Senate and returned to the House.

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 made available.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/27/01**

June 26, 2001

SA 4 to SB 135 - Sponsor: Sen. Marshall; Placed with the bill.

SS 1 to SB 228 - AN ACT TO AMEND CHAPTERS 26, 49 AND 69 OF TITLE 9 OF THE DELAWARE CODE RELATING TO THE TRANSFER OF DEVELOPMENT RIGHTS PROVISIONS. Sponsor: Sen. Bunting; McDowell & Rep. Stone; Rep. Caulk; Adopted in Lieu of the Original. **Judiciary.**

June 27, 2001

SCR 19 - EXPRESSING OUR DEEP RESPECT FOR THE UNITED STATES FLAG ON FLAG DAY, JUNE 14, 2001. Sponsor: Sen. McBride; Spence, On behalf of all Senators; On behalf of all Representatives; **LOT.**

SCR 18 - RELATING TO THE ESTABLISHMENT OF A DELAWARE JOINT SCHOOL SAFETY COMMITTEE. Sponsor: Sen. Henry; Maier; **LOT.**

HCR 21 - EXTENDING THE LIBRARY TASK FORCE REPORTING DATE. Sponsor: Rep. DiPinto; Cook; **LOT.**

HJR 12 - RECONSTITUTING THE TASK FORCE FOR THE FUTURE OF DELAWARE AGRICULTURE. Sponsor: Rep. Caulk; Bunting, Reps. Carey, Price, Quillen, Schroeder, Thornburg, West; Sens. Adams, Cook, Simpson, Still, Venables; **LOT.**

SA 1 to HB 176 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to HB 181 - Sponsor: Sen. Vaughn; Placed with the bill.

SB 246 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE STATE HOUSING AUTHORITY. Sponsor: Sen. Blevins; Hudson; **Community/County Affairs**.

SB 247 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPEED LIMIT CONTROL SYSTEMS AND ENFORCEMENT. Sponsor: Sen. Blevins; Roy, Rep. DiPinto; **Highways & Transportation**.

SB 248 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE CREATING A CRIME VICTIMS' OMBUDSMAN OFFICE AND AMENDING THE VICTIMS BILL OF RIGHTS. Sponsor: Sen. Blevins; McBride, Sens. Bonini, Bunting, Cloutier, Connor, Sokola; Reps. Miro, DiLiberto, Buckworth, Carey, B. Ennis, Ewing, Gilligan, Keeley, Mulrooney, Price, Van Sant, Viola, West; **Public Safety**.

SB 249 - AN ACT TO AMEND TITLE 11 AND TITLE 29 OF THE DELAWARE CODE RELATING TO VICTIMS OF CERTAIN CRIMES. Sponsor: Sen. Winslow; Valihura, Sen. Sokola; Rep. D. Ennis; **Judiciary**.

SB 251 - AN ACT TO AMEND CHAPTER 115, VOLUME 69, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF HARRINGTON" RELATING TO ELECTIVE OFFICE. Sponsor: Sen. Cook; Simpson, Rep. Quillen; **Community/County Affairs**.

SB 252 - AN ACT TO AMEND CHAPTER 31, TITLE 24 OF THE DELAWARE CODE RELATING TO FUNERAL SERVICES. Sponsor: Sen. DeLuca; Ulbrich, Sens. Bunting, Simpson, Sokola, Still; Reps. DiLiberto, Hudson, Keeley, Valihura; **Sunset**.

SB 253 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PURCHASE OF A MEDICAL LEAVE OF ABSENCE IN THE STATE EMPLOYEES' PENSION PLAN. Sponsor: Sen. Cook; Oberle, Sens. Sokola, Winslow; Rep. Reynolds; **Finance**.

SB 254 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO SURVIVOR BENEFITS IN THE REVISED JUDICIARY PENSION PLAN. Sponsor: Sen. Cook; Oberle, Sharp, Adams, Vaughn, Winslow, Gilligan, Wagner; **Finance**.

SB 255 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE TO PROVIDE FOR THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT. Sponsor: Sen. Cloutier; Blevins, Rep. Maier; Sens. Amick, Connor, Simpson, Sorenson, Still, Winslow; Reps. Buckworth, Houghton, Hudson, Plant, Reynolds, Ulbrich, Valihura, Viola, Wagner, West; **Children: Youth & Families**.

HB 242 w/ HA 1, HA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FINES, COSTS, PENALTIES AND FORFEITURES. Sponsor: Rep. Oberle; Reps. Carey, Ewing, Williams, Sens. Adams, McDowell; **Public Safety**.

HB 260 - AN ACT TO AMEND SECTION 49, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE CITY OF DOVER, RELATING TO THE DURATION OF TAX LIENS. Sponsor: Rep. Stone; Wagner & Sen. Still; **Revenue & Taxation**.

HB 261 - AN ACT TO AMEND SECTION 47, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF DOVER, RELATING TO ORDINANCES. Sponsor: Rep. Stone; Wagner & Sen. Still; **Community/County Affairs**.

HB 262 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION. Sponsor: Rep. Lofink; Oberle & Sen. Marshall; **Labor & Industrial Labor**.

HB 263 w/HA 1 - AN ACT TO AMEND TITLES 18 AND 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION INSURANCE. Sponsor: Rep. Lofink; Oberle & Sen. Marshall; **Labor & Industrial Labor**.

HB 264 - AN ACT AUTHORIZING THE CONVEYANCE OF THE STATE OF DELAWARE'S INTEREST, IF ANY, IN CERTAIN LANDS LOCATED IN SUSSEX COUNTY, DELAWARE. Sponsor: Rep. Schroeder; Sens. Bunting, Simpson; **Executive**.

HB 277 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE EMPLOYMENT OF RESIDENT ATTENDANTS. Sponsor: Rep. Maier; Cloutier, Reps. DiPinto, Miro, Stone; Sens. Amick, Henry, Winslow; **Health & Social Services**.

HB 278 - AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSING AND THE PRONOUNCEMENT OF DEATH. Sponsor: Rep. Maier; Cloutier, Reps. DiPinto, Miro, Stone; Sens. Amick, Henry, Winslow; **Health & Social Services**.

HB 283 w/HA 1 - AN ACT TO AMEND CHAPTERS 100 AND 101 OF TITLE 16 OF THE DELAWARE CODE TO PROVIDE FOR STATE PLANS FOR THE IMPLEMENTATION OF WIRELESS E-911 SERVICE AND AN INTEGRATED WIRELINE AND WIRELESS E-911 SYSTEM AND FOR THE FUNDING THEREOF. Sponsor: Rep. DiPinto; Adams; **Executive**.

HB 293 - AN ACT TO INCORPORATE THE TOWN OF GUMBORO. Sponsor: Rep. West; Reps. Brady, Carey, Caulk, B. Ennis, Ewing, Fallon, Houghton, Mulrooney, Plant, Price, Quillen, Schroeder, Scott, Smith, Williams; Sens. Bunting, Venables; **Community/County Affairs**.

HB 308 - AN ACT TO AMEND TITLE 10, DELAWARE CODE RELATING TO INCREASING VARIOUS JUSTICE OF THE PEACE COURT COSTS. Sponsor: Rep. Hudson; Marshall; **Judiciary**.

HB 311 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE. Sponsor: Rep. Roy; Vaughn, Sen. DeLuca; **Executive**.

HB 313 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRUELTY TO ANIMALS. Sponsor: Rep. Schroeder; Reps. Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, B. Ennis, D. Ennis, Ewing, Houghton, Keeley, Maier, Mulrooney, Reynolds, Van Sant, Viola; Sens. Bunting, Simpson, Venables; **Agriculture**.

HCR 18 - DIRECTING THE DEPARTMENT OF EDUCATION TO CONDUCT A COMPREHENSIVE STUDY OF EDUCATIONAL SUPPORT EMPLOYEE SALARIES IN DELAWARE SCHOOLS AND TO REPORT SAME TO THE GENERAL ASSEMBLY. Sponsor: Rep. Oberle; Cathcart & Rep. Maier & Rep. Viola, & Sen. Connor & Sen. Sokola; **Education**.

* * *

HB 163 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 163 - AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES AND CIVIL ACTIONS.

SA 1 to HB 163 was brought before the Senate for consideration on the motion of Senator McBride.

Roll call vote on **SA 1 to HB 163** was taken and revealed:

YES: 20

ABSENT: Senator(s) Winslow - 1.

SA 1 to HB 163 was declared part of the bill.

HB 163 w/SA 1 was now before the Senate.

Senator Amick commented.

Roll call vote on **HB 163 w/SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1.

HB 163 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HCR 23 was brought before the Senate for consideration on the motion of the floor manager, Senator McDowell.

HCR 23 - COMMENDING AND SUPPORTING THE WILMINGTON TROLLEY PROJECT.

Senator Bunting commented.

Roll call vote on **HCR 23** was taken and revealed:

YES: 21

HCR 23 was declared Adopted by the Senate and returned to the House.

HB 120 w/HA 1, 2 & 3 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 120 w/HA 1, 2 & 3 - AN ACT TO AMEND TITLES 11, 13, AND 16 OF THE DELAWARE CODE RELATING TO SAFE ARMS FOR BABIES.

Several Senators questioned the floor manager.

Senator Blevins requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

Senator(s) Bonini and McBride questioned the witness, after which the witness was excused.

Senator Venables commented.

Roll call vote on **HB 120 w/HA 1, 2 & 3** was taken and revealed:

YES: 21

HB 120 w/HA 1, 2 & 3 was declared passed the Senate and returned to the House.

SB 135 was brought before the Senate for consideration on the motion of Senator Marshall.

SB 135 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO RESIDENTIAL HEALTH FACILITIES AND CERTIFIED NURSING ASSISTANT TRAINING.

SA 1 to SB 135 was brought before the Senate for consideration on the motion of Senator Amick.

Senator Amick requested that **SA 1 to SB 135** be Stricken. No objection.

Senator Amick requested that **SA 2 to SB 135** be Stricken. No objection.

Senator Winslow requested that **SA 3 to SB 135** be Stricken. No objection.

Senator Marshall requested that **SA 4 to SB 135** be Stricken. No objection.

SA 5 to SB 135 was brought before the Senate for consideration on the motion of Senator Marshall.

Senator(s) Simpson and Bunting questioned the sponsor.

Senator Cloutier requested the privilege of the floor for Irene E. Walden, representing Delaware Health Care Facilities Association.

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

Senator Amick commented.

Roll call vote on **SA 5 to SB 135** was taken and revealed:

YES: 21

SA 5 to SB 135 was declared part of the bill.

SB 135 w/SA 5 was now before the Senate.

Roll call vote on **SB 135 w/SA 5** was taken and revealed:

YES: 19

NO: Senator(s) Still, Vaughn - 2.

SB 135 w/SA 5 was declared passed the Senate as amended and sent to the House for Consideration.

HB 221 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 221 - AN ACT TO AMEND CHAPTER 1 OF PART I OF TITLE 10 OF THE DELAWARE CODE DEALING WITH APPEALS TO THE SUPREME COURT.

Several Senators commented.

Roll call vote on **HB 221** was taken and revealed:

YES: 18

NO: Senator(s) Amick, McDowell, Sorenson - 3.

HB 221 was declared passed the Senate and returned to the House.

HB 106 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 106 w/HA 1 - AN ACT TO AMEND TITLES 14 AND 29 OF THE DELAWARE CODE RELATING TO LEAVE FOR STATE EMPLOYEES, TEACHERS AND SCHOOL EMPLOYEES.

Roll call vote on **HB 106 w/HA 1** was taken and revealed:

YES: 21

HB 106 w/HA 1 was declared passed the Senate and returned to the House.

SB 201 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration under the suspension of the necessary rules on the motion of Senator DeLuca.

SB 201 w/HA 1 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOL LICENSES.

Roll call vote on **SB 201 w/HA 1** was taken and revealed:

YES: 19

ABSENT: Senator(s) Venables, Winslow - 2.

SB 201 w/HA 1 was declared passed the Senate as amended and sent to the Governor.

Senator DeLuca requested that **SB 187** be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

SA 1 to SB 187 was brought before the Senate for consideration on the motion of Senator DeLuca.

Senator(s) Connor and McDowell commented.

Roll call vote on SA 1 to SB 187 was taken and revealed:

YES: 21

SA 1 to SB 187 was declared part of the bill.

SB 187 w/SA 1 was now before the Senate.

Roll call vote on SB 187 w/SA 1 was taken and revealed:

YES: 21

SB 187 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 192 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration under the suspension of the necessary rules on motion of Senator Blevins.

Roll call vote on SB 192 w/SA 1 & HA 1 was taken and revealed:

YES: 21

SB 192 w/SA 1 & HA 1 was declared passed the Senate as amended and sent to the Governor.

Senator Sharp requested that SB 244 be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

Roll call vote on SB 244 was taken and revealed:

YES: 20

ABSENT: Senator(s) Sorenson - 1.

SB 244 was declared passed the Senate and sent to the House for Consideration.

SB 240 was brought before the Senate for consideration on the motion of Senator DeLuca.

SB 240 - AN ACT TO AMEND CHAPTER 11, TITLE 24 OF THE DELAWARE CODE RELATING TO DENTISTRY AND DENTAL HYGIENE.

Senator DeLuca moved to lay SB 240 on the Table. No objection.

SB 114 was brought before the Senate for consideration on the motion of Senator Blevins.

SB 114 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO ENDANGERING THE WELFARE OF CHILDREN.

SA 1 to SB 114 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on SA 1 to SB 114 was taken and revealed:

YES: 21

SA 1 to SB 114 was declared part of the bill.

SB 114 w/SA 1 was now before the Senate.

Senator Simpson commented.

Senator Blevins requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

Senator(s) Still and McDowell questioned the witness, after which the witness was excused.

Roll call vote on SB 114 w/SA 1 was taken and revealed:

YES: 17

NOT VOTING: Senator(s) Bonini, Bunting, McDowell, Simpson - 4.

SB 114 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SB 245 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 245 - AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW.

Senator Sharp commented.

Senator Bunting moved to lay SB 245 on the Table. No objection.

SB 170 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Venables.

SB 170 - ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SCHOOL BUS DRIVERS.

SA 1 to SB 170 was brought before the Senate for consideration on the motion of Senator Venables.

Senator(s) Still and Amick questioned the sponsor.

Senator Venables requested the privilege of the floor for Timothy Willard, Senate Attorney.

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

Roll call vote on SA 1 to SB 170 was taken and revealed:

YES: 4

NO: Senator(s) Amick, Cloutier, Connor, Cook, McBride, McDowell, Still, Vaughn -

8.

NOT VOTING: Senator(s) Blevins, Bonini, DeLuca, Henry, Marshall, Sharp, Sokola, Sorenson - 8.

ABSENT: Senator(s) Winslow - 1.

SA 1 to SB 170 was Defeated.

SB 170 was now before the Senate.

Roll call vote on **SB 170** was taken and revealed:

YES: 17

NO: Senator(s) McBride, Vaughn - 2.

NOT VOTING: Senator(s) Bonini, Cloutier - 2.

SB 170 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Sokola requested that **SB 84** be Stricken. No objection.

SJR 8 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Sokola.

SJR 8 - REQUIRING THE SECRETARY OF FINANCE TO FORM A COMMITTEE FOR THE PURPOSE OF IMPROVING OVERSIGHT AND MAKING RECOMMENDATIONS REGARDING CERTAIN RETIREMENT BENEFITS FOR CERTAIN EDUCATIONAL EMPLOYEES OF THE STATE.

Senator Still commented.

Roll call vote on **SJR 8** was taken and revealed:

YES: 20

ABSENT: Senator(s) McBride - 1.

SJR 8 was declared passed the Senate and sent to the House for Consideration.

SB 246 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Blevins.

SB 246 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE STATE HOUSING AUTHORITY.

Senator Still commented.

Roll call vote on **SB 246** was taken and revealed:

YES: 19

NO: Senator(s) Henry, Marshall - 2.

SB 246 was declared passed the Senate and sent to the House for Consideration.

SB 253 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Cook.

SB 253 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PURCHASE OF A MEDICAL LEAVE OF ABSENCE IN THE STATE EMPLOYEES' PENSION PLAN.

Roll call vote on **SB 253** was taken and revealed:

YES: 21.

SB 253 was declared passed the Senate and sent to the House for Consideration.

SB 254 was brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Cook.

SB 254 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO SURVIVOR BENEFITS IN THE REVISED JUDICIARY PENSION PLAN.

Roll call vote on **SB 254** was taken and revealed:

YES: 21.

SB 254 was declared passed the Senate and sent to the House for Consideration.

SS 1 to SB 251 was introduced and Adopted in Lieu of the Original and brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Cook.

SS 1 to SB 251 - AN ACT TO AMEND CHAPTER 115, VOLUME 69, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF HARRINGTON" RELATING TO ELECTIVE OFFICE.

Roll call vote on **SS 1 to SB 251** was taken and revealed:

YES: 21

SS 1 to SB 251 was declared passed the Senate and sent to the House for Consideration.

SB 189 w/SA 1 & HA 2 & 4, which was returned from the House with amendments, was brought before the Senate for reconsideration under the suspension of the necessary rules on the motion of Senator Adams.

SB 189 w/SA 1 & HA 2 & 4 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE PUBLIC SERVICE COMMISSION AND COOPERATIVES.

Senator Bonini commented.

Roll call vote on **SB 189 w/SA 1 & HA 2 & 4** was taken and revealed:

YES: 15

NO: Senator(s) Blevins, Bunting, DeLuca, McBride, Sharp - 5.

NOT VOTING: Senator(s) Sorenson - 1.

SB 189 w/SA 1 & HA 2 & 4 was declared passed the Senate as amended and sent to the Governor.

SB 185 w/SA 1 & HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration under the suspension of the necessary rules on the motion of Senator McBride.

SB 185 w/SA 1 & HA 1 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO OYSTERS.

Roll call vote on **SB 185 w/SA 1 & HA 1** was taken and revealed:

YES: 21

SB 185 w/SA 1 & HA 1 was declared passed the Senate as amended and sent to the Governor.

Senator Henry requested that **SCR 18** be Lifted from the Table and brought before the Senate for Consideration.

SCR 18 - RELATING TO THE ESTABLISHMENT OF A DELAWARE JOINT SCHOOL SAFETY COMMITTEE.

Senator Sharp commented.

Senator Henry moved to lay **SCR 18** on the Table. No objection.

Committee and other legislative meetings were announced.

On motion of Senator Adams, the Senate recessed at 06:11 PM until June 28, 2001 at 02:00 PM.

The Senate reconvened at 02:34 PM with Lt. Governor Carney presiding.

The following committee reports were announced:

From Public Safety: **SB 171** - 3 Merits; **SB 248** - 4 Merits.

From Sunset: **SB 252** - 5 Merits.

From Revenue and Taxation: **HB 192** - 3 Merits; **HB 257** - 3 Merits; **HB 286** - 3 Merits.

From Education: **HB 209** - 4 Merits; **HB 215** - 3 Merits.

From Executive: **HB 240** - 5 Merits; **HB 264** - 4 Merits; **HB 283** - 5 Merits; **HB 311** - 5 Merits; **Joann Conaway** - 5 Merits; **Joelle Hitch** - 5 Merits; **David Jones** - 5 Merits; **Anthony Murowany, Jr.** - 5 Merits.

From Community/County Affairs: **HB 255** - 3 Merits; **HB 261** - 3 Merits; **HB 293** - 4 Merits.

From Labor: **HB 262** - 3 Merits; **HB 285** - 3 Merits.

From Children, Youth and their Families: **HB 287** - 4 Merits.

From Agriculture: **HB 313** - 2 Favorable, 3 Merits.

SR 8 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

SR 8 - INVITING THE GOVERNOR TO THE SENATE CHAMBER FOR THE PURPOSE OF ENACTING THE FISCAL YEAR 2002 APPROPRIATIONS ACT AND FULFILLING AN OBLIGATION TO THE PRESIDENT PRO TEM OF THE DELAWARE SENATE. Sponsor: Sen. Sharp.

Roll call vote on **SR 8** was taken and revealed:

YES: 21.

SR 8 was declared Adopted by the Senate.

At 02:43 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 44th Legislative Day.

**44th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 28, 2001**

The Senate convened at 02:44 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Sharp followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Sharp appointed Senators Cook and Winslow to escort the Governor to the Senate Chamber for the Budget signing ceremony.

On motion of Senator Adams and without objection, the following nomination from the Governor was considered:

Conaway, Joann: 18 Senator(s) voting YES, 3 (Bonini, Cook, Winslow) ABSENT. Appointment was declared CONFIRMED.

Senator McBride marked present during the above roll call.

Governor Minner was admitted and welcomed, after which Governor Minner was introduced by Senator Cook.

Senator Sharp commented on this unique visit of a Delaware Governor to the Senate Chamber.

HJR 17 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.

HJR 17 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 2001. Sponsor: Reps. DiPinto & Gilligan & Hudson; Sens. Cook & Still.

Roll call vote on **HJR 17** was taken and revealed:

YES: 21

HJR 17 was declared passed the Senate.

Senator Bonini marked present during the above roll call.

HJR 16 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.

HJR 16 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 2002. Sponsor: Reps. DiPinto & Gilligan & Hudson; Sens. Cook & Still.

Roll call vote on **HJR 16** was taken and revealed:

YES: 21

HJR 16 was declared passed the Senate.

Senator Vaughn requested that **HB 350** be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

HB 350 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2002; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsor: Rep. DiPinto; Sen. Vaughn; Reps. Buckworth, D. Ennis, Fallon, Brady, Houghton, Sens. Cook, Henry, McBride, Cloutier, Winslow.

Senator Sharp commented.

Roll call vote on **HB 350** was taken and revealed:

YES: 20

NO: Senator(s) Bonini - 1.

HB 350 was declared passed the Senate.

The House Bill Clerk, Mrs. Florence Legates awaited the passage of the bill and the two previous House Joint Resolutions with proper documents to be attached for delivery to the Governor. Senator Sharp approached the Senate podium to address his colleagues and guests. He was joined by her Excellency, Ruth Ann Minner, Governor of Delaware, Representative Joseph DiPinto and Senator James T. Vaughn, Co-Chairs of the Budget

Bill. **HB 350, HJR 16 and HJR 17** were received by the Governor and then signed in the presents of all in the Senate Chamber. The Governor and the President Pro Tempore exchanged remarks, after which the Governor departed the Chamber with the escort delegation.

On motion of Senator Adams and without objection, the following nominations from the Governor were considered:

Hitch, Joelle: 19 Senator(s) voting YES, 2 (Cook, Sharp) ABSENT. Appointment was declared CONFIRMED.

Jones, David: 18 Senator(s) voting YES, 3 (Cook, McDowell, Venables) ABSENT. Appointment was declared CONFIRMED.

Murowany, Anthony: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

SB 159 was brought before the Senate for consideration on the motion of Senator Sharp.

SB 159 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE COURT OF CHANCERY.

Roll call vote on **SB 159** was taken and revealed:

YES: 21

SB 159 was declared passed the Senate and sent to the House for Consideration.

SB 38 was brought before the Senate for consideration under the suspension of the necessary rules on motion of Senator Sharp.

SB 38 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO SPEED ENFORCEMENT BY MUNICIPALITIES.

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

Senator(s) Bunting and Bonini commented.

Roll call vote on **SA 1 to SB 38** was taken and revealed:

YES: 11

NO: Senator(s) Blevins, Bonini, Cook, DeLuca, McBride, McDowell, Sokola, Vaughn, Venables - 9.

NOT VOTING: Senator(s) Sharp - 1.

SA 1 to SB 38 was declared part of the bill.

Senator Connor requested that **SA 2 to SB 38** be Stricken. No objection.

SA 3 to SB 38 was brought before the Senate for consideration on the motion of Senator Adams.

SA 1 to SA 3 to SB 38 was brought before the Senate for consideration on the motion of Senator Sharp.

Senator Connor commented.

Roll call vote on **SA 1 to SA 3 to SB 38** was taken and revealed:

YES: 15

NO: Senator(s) Simpson, Sorenson - 2.

NOT VOTING: Senator(s) Amick, Cloutier, Connor - 3.

ABSENT: Senator(s) Sokola - 1.

SA 1 to SA 3 to SB 38 was declared part of **SA 3 to SB 38**.

Roll call vote on **SA 3 aab SA 1 to SB 38** was taken and revealed:

YES: 18

NO: Senator(s) Amick, Bunting, Sorenson - 3.

SA 3 aab SA 1 to SB 38 was declared part of the bill.

Senator Bunting and Bonini commented.

SB 38 w/SA 1, SA 3 aab SA 1 was now before the Senate.

Roll call vote on **SB 38 w/SA 1, SA 3 aab SA 1** was taken and revealed:

YES: 20

NO: Senator(s) Bunting - 1.

SB 38 w/SA 1, SA 3 aab SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

SENATE CONSENT CALENDAR #4 was brought before the Senate for consideration for adoption on motion of Senator McBride. The calendar included the following Resolutions:

SCR 18 - RELATING TO THE ESTABLISHMENT OF A DELAWARE JOINT SCHOOL SAFETY COMMITTEE. Sponsor: Sen. Henry & Rep. Maier.

HCR 12 - MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ENACT H.R. 20, THAT WAS INTRODUCED ON JANUARY 3, 2001, AND THAT

MODIFIES PROVISIONS OF THE CLEAN AIR ACT, REGARDING THE OXYGEN CONTENT OF REFORMULATED GASOLINE AND IMPROVES THE REGULATION OF THE FUEL ADDITIVE METHYL TERTIARY BUTYL ETHER (MTBE). Sponsor: Rep. Caulk & Sen. Bunting.

HCJR 16 - CONVENING A TRUANCY TASK FORCE TO EVALUATE TRUANCY PROGRAMS AND MAKE RECOMMENDATIONS. Sponsor: Rep. Maier & Sen. Sokola.

HCJR 17 - ENCOURAGING THE DEPARTMENT OF EDUCATION TO CONTINUE THE SCHOOL CONSTRUCTION PLANNING COMMITTEE. Sponsor: Rep. Roy & Sen. Blevins.

HCJR 20 - RECOGNIZING SUNDAY, JUNE 17, 2001, AS FATHER'S DAY IN DELAWARE AND COMMENDING ALL FATHERS FOR THEIR SUPPORT IN THEIR CHILDREN'S LIVES. Sponsor: Rep. Fallon & Rep. Wagner & Sen. Blevins & Sen. Sorenson & Sen. Cloutier; Reps. Hudson, Maier, Stone, Ulbrich, Keeley, Price, On behalf of all Representatives; Sens. Cook, Henry.

HCJR 21 - EXTENDING THE LIBRARY TASK FORCE REPORTING DATE. Sponsor: Rep. DiPinto & Sen. Cook.

HCJR 19 - REQUESTING THE DEPARTMENT OF EDUCATION AND THE PROFESSIONAL STANDARDS BOARD TO PROMULGATE REGULATIONS THAT WOULD PERMIT FULLY CERTIFIED TEACHERS IN A SECONDARY CONTENT AREA TO TEACH OCCUPATIONAL-VOCATIONAL COURSES. Sponsor: Rep. Wagner & Sen. Sokola.

The Resolutions on **Senate Consent Calendar #4**, which were Laid on the Table, were Lifted at this time.

A roll call vote was taken on **SENATE CONSENT CALENDAR #4** 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.

SB 133 was brought before the Senate for consideration on the motion of Senator Cook.

SB 133 - AN ACT TO ESTABLISH A PUBLIC EDUCATION SCHOOL LIBRARY FUND.

Roll call vote on **SB 133** was taken and revealed:

YES: 21

SB 133 was declared passed the Senate and sent to the House for Consideration.

SB 252 was brought before the Senate for consideration on the motion of Senator DeLuca.

SB 252 - AN ACT TO AMEND CHAPTER 31, TITLE 24 OF THE DELAWARE CODE RELATING TO FUNERAL SERVICES.

Roll call vote on **SB 252** was taken and revealed:

YES: 21

SB 252 was declared passed the Senate and sent to the House for Consideration.

Senator Blevins requested that **SB 221** be Lifted from the Table and brought before the Senate for Consideration.

Senator Venables commented.

Roll call vote on **SB 221** was taken and revealed:

YES: 14

NO: Senator(s) Adams, Amick, Bunting, Sorenson, Still, Venables - 6.

NOT VOTING: Senator(s) Simpson - 1.

SB 221 was declared passed the Senate and sent to the House for Consideration.

HB 57 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 57 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATED TO THE DEPARTMENT OF EDUCATION.

SA 1 to HB 57 was brought before the Senate for consideration on the motion of Senator Connor.

Roll call vote on **SA 1 to HB 57** was taken and revealed:

YES: 21

SA 1 to HB 57 was declared part of the bill.

HB 57 w/HA 1 & SA 1 was now before the Senate.

Senator(s) Sharp and Connor commented.

Roll call vote on **HB 57 w/HA 1 & SA 1** was taken and revealed:

YES: 21

HB 57 w/HA 1 & SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 241 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 241 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, AND PARAMEDICS.

Senator Blevins requested that SA 1 to HB 241 be Stricken. No objection.

SA 2 to HB 241 was brought before the Senate for consideration on the motion of Senator Blevins.

Roll call vote on SA 2 to HB 241 was taken and revealed:

YES: 20

ABSENT: Senator(s) Bonini - 1.

SA 2 to HB 241 was declared part of the bill.

HB 241 w/SA 2 was now before the Senate.

Roll call vote on HB 241 w/SA 2 was taken and revealed:

YES: 21

HB 241 w/SA 2 was declared passed the Senate and sent to the House for Reconsideration.

HB 209 w/HA 1 & HA 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 209 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE REPORTING OF CRIMES BY SCHOOL OFFICIALS.

Senator Amick questioned the floor manager.

Senator Sokola requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

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

Senator Blevins commented.

Roll call vote on HB 209 w/HA 1 & HA 2 was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

HB 209 w/HA 1 & HA 2 was declared passed the Senate and returned to the House.

HB 261 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 261 - AN ACT TO AMEND SECTION 47, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF DOVER, RELATING TO ORDINANCES.

Roll call vote on HB 261 was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

HB 261 was declared passed the Senate and returned to the House.

HB 293 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 293 - AN ACT TO INCORPORATE THE TOWN OF GUMBORO.

Roll call vote on HB 293 was taken and revealed:

YES: 19

NOT VOTING: Senator(s) Sharp - 1.

ABSENT: Senator(s) McDowell - 1.

HB 293 was declared passed the Senate and returned to the House.

HB 176 w/HA 1 & HA 2 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Vaughn.

HB 176 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS.

Senator Winslow requested that SA 1 to HB 176 w/HA 1 & HA 2 be Stricken. No objection.

SA 2 to HB 176 was brought before the Senate for consideration on the motion of Senator Winslow.

Senator Henry commented.

Senator Vaughn requested the privilege of the floor for Capt. David Deputy, representing Delaware State Police.

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

Roll call vote on **SA 2 to HB 176** was taken and revealed:

YES: 14

NO: Senator(s) Henry, Marshall, Venables - 3.

NOT VOTING: Senator(s) Simpson, Sokola - 2.

ABSENT: Senator(s) McBride, McDowell - 2.

SA 2 to HB 176 was declared part of the bill.

HB 176 w/HA 1, 2 & SA 2 was now before the Senate.

Senator Vaughn requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

Senator(s) Sokola and Henry questioned the witness, after which the witness was excused.

Roll call vote on **HB 176 w/HA 1, 2 & SA 2** was taken and revealed:

YES: 18

NO: Senator(s) Henry, Marshall, McDowell - 3.

HB 176 w/HA 1, 2 & SA 2 was declared passed the Senate and sent to the House for Reconsideration.

HB 231 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Vaughn.

HB 231 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION.

Senator Vaughn requested that **SA 1 to HB 231** be Stricken. No objection.

SA 2 to HB 231 was brought before the Senate for consideration on the motion of Senator Vaughn.

Roll call vote on **SA 2 to HB 231** was taken and revealed:

YES: 20

ABSENT: Senator(s) Winslow - 1.

SA 2 to HB 231 was declared part of the bill.

HB 231 w/SA 2 was now before the Senate.

Roll call vote on **HB 231 w/SA 2** was taken and revealed:

YES: 21

HB 231 w/SA 2 was declared passed the Senate and sent to the House for Reconsideration.

HB 107 was brought before the Senate for consideration under the suspension of the necessary rules on motion of the floor manager, Senator Vaughn.

HB 107 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO EXECUTIONS AS REGARDS THE DELAWARE COLLEGE INVESTMENT PLAN.

SA 1 to HB 107 was brought before the Senate for consideration on the motion of Senator Vaughn.

Roll call vote on **SA 1 to HB 107** was taken and revealed:

YES: 21

SA 1 to HB 107 was declared part of the bill.

HB 107 w/SA 1 was now before the Senate.

Senator Vaughn requested the privilege of the floor for Michael Strine, representing the Department of Finance.

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

Roll call vote on **HB 107 w/SA 1** was taken and revealed:

YES: 21

HB 107 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

Senator Bunting requested that **SB 245** be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

Senator Bonini requested the privilege of the floor for Timothy Willard, Senate Attorney.

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

Senator Sokola commented.

Roll call vote on **SB 245** was taken and revealed:

YES: 21

SB 245 was declared passed the Senate and sent to the House for Consideration.

SJR 9 was introduced and brought before the Senate for consideration under the suspension of the necessary rules on motion of Senator Sokola.

SJR 9 - CREATING A COMMITTEE TO RESEARCH AND ISSUE A REPORT REGARDING ISSUES RELATING TO HOMESCHOOLS IN THE STATE OF DELAWARE. Sponsor: Sen. Sokola & Rep. Reynolds.

Several Senators commented.

Roll call vote on **SJR 9** was taken and revealed:

YES: 15

NO: Senator(s) Amick, Bonini, Connor, Simpson, Sorenson, Venables - 6.

SJR 9 was declared passed the Senate and sent to the House for Consideration.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/28/01**

June 27, 2001

SA 1 to HB 241 - Sponsor: Sen. Blevins; Placed with the bill.

SA 1 to HB 257 - Sponsor: Sen. Sorenson; Placed with the bill.

SA 1 to HCR 10 - Sponsor: Sen. Sokola; Placed with the bill.

SA 1 to SS 1 to SB 228 - Sponsor: Sen. Bunting; Placed with the bill.

SA 2 to HB 176 - Sponsor: Sen. Winslow; Vaughn.; Placed with the bill.

SA 3 to SB 38 - Sponsor: Sen. Adams; Placed with the bill.

The following nomination(s) were assigned to the **Executive** Committee:

The Honorable Nathan Hayward, III
1 New London Road
Montchanin, Delaware 19710

To be appointed
as Chair of the
Diamond State Port Corporation
to serve a term at the Pleasure of the
Governor.

Mrs. Joann Conaway
105 Delaware Ave.
Bridgeville, Delaware 19933

To be appointed
as a member of the
Public Service Commission to serve
a term to expire May 1, 2006.

Mr. James C. Brannon, Jr.
2111 Willow Way
Wilmington, Delaware 19810

To be reappointed
as a member of the
Commission on Adult Entertainment
Establishments to serve a term to
expire three years from Senate
Confirmation.

Ms. Mary Boudart
943 Centre Road
Wilmington, Delaware 19807

To be reappointed
as a member of the
Commission on Adult Entertainment
Establishments to serve a term to
expire three years from Senate
Confirmation.

Mrs. Karen Wright
2104 Fairfield Place
Wilmington, Delaware 19805

To be reappointed
as a member of the Industrial
Accident Board to serve a term to
expire six years from Senate
Confirmation.

Mrs. Joelle Hitch
143 Bakerfield Drive
Middletown, Delaware 19709

To be appointed
as Family Court
Commissioner for New Castle
County for a term to expire four
years from swearing in.

Mr. Peter McLaughlin
485 McCauley Pond Road
Middletown, Delaware 19709

To be appointed
as a member of the
Environmental Appeals Board
to serve a term to expire three years
from Senate Confirmation.

Mr. David W. Jones
123 Coursey Mill Road
Felton, Delaware 19943

To be appointed
as Family Court
Commissioner for Kent County
for a term to expire four years from
swearing in.

Mrs. Sonja Wilson
35 Radcliffe Drive
Rehoboth, Delaware 19971

To be reappointed
as Family Court
Commissioner for Sussex County
for a term to expire four years
from swearing in.

Mr. Anthony Murowany, Jr.
3 Carriage Road
Greenville, Delaware 19807

To be appointed as a member
of the Industrial Accident Board
to serve a term to expire six years
from Senate Confirmation.

June 28, 2001

SA 1 to HB 247 - Sponsor: Sen. Sokola; Placed with the bill.

SA 1 to HB 210 - Sponsor: Sen. Amick; Placed with the bill.

SB 256 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE
RELATING TO BENEFITS IN THE STATE EMPLOYEES' PENSION PLAN.

Sponsor: Sen. Cook; DeLuca, Rep. Oberle, Sens. Sharp, Adams, Marshall, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Henry, McBride, McDowell, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow, Reps. Smith, DiPinto, Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, DiLiberto, B. Ennis, D. Ennis, Ewing, Fallon, Houghton, Hudson, Keeley, Lavelle, Lee, Quillen, Gilligan, Lofink, Maier, Miro, Mulrooney, Plant, Price, Reynolds, Roy, Schroeder, Scott, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, West, Williams; **LOT**.

HB 153 w/HA 2, HA 4, HA 3 - AN ACT TO AMEND TITLE 9 OF THE
DELAWARE CODE RELATING TO COUNTY AGRICULTURAL LAND
PRESERVATION. Sponsor: Rep. Cathcart; Reps. Boulden, Brady, Buckworth, Carey, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Houghton, Hudson, Keeley, Lee, Lofink, Maier, Miro, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, West, Williams; Sens. Bonini, Cloutier, Connor, Simpson, Sokola, Sorenson; **Judiciary**.

HB 281 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE
CODE RELATING TO THE CREATION OF A STATEWIDE LABOR
MANAGEMENT COMMITTEE AND MERIT ADVISORY COUNCIL. Sponsor: Rep.
D. Ennis; B. Ennis & Sen. Cook & Sen. Marshall; Reps. Wagner, Plant, Van Sant,
Williams; Sen. Sokola; **Labor & Industrial Labor**.

HB 301 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE
RELATING TO BREWERY-PUBS AND TAX ON ALCOHOLIC BEVERAGES.
Sponsor: Rep. Stone; Venables; **Revenue & Taxation**.

HB 320 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE
CODE RELATING TO WATER ALLOCATION PERMITS. Sponsor: Rep. Caulk;
Bunting, Reps. Carey, B. Ennis, Ewing, Lee, Price, Quillen, Schroeder, Thornburg, West;

Sens. Adams, Cook, Simpson, Still, Venables; **Natural Resources & Environmental Control.**

HJR 18 - CREATING A TASK FORCE TO STUDY CONTINUING REVENUE SOURCES FOR FARMLAND AND OPEN SPACE PRESERVATION IN DELAWARE. Sponsor: Rep. Caulk; Bunting, On behalf of all Representatives & On behalf of all Senators; **Natural Resources & Environmental Control.**

* * *

Senator Cook requested that **SB 256** be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

Several Senators commented.

Roll call vote on **SB 256** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) Winslow - 1.

SB 256 was declared passed the Senate and sent to the House for Consideration.

On motion of Senator Adams, the Senate recessed at 06:04 PM until June 30, 2001 at 04:00 PM.

The Senate reconvened at 04:00 PM on June 30, 2001 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 176 w/HA 1 & 2; HB 209 w/HA 1 & 2; SS 1 to SB 33 w/SA 2; SB 138; HB 286; SB 111; SB 80 w/SA 1 & HA 1; SB 120; SB 164; SB 218; SB 196; SB 157 w/SA 1; SCR 21; HB 249 w/HA 1; HB 309; SB 158; SB 168 w/SA 2; HB 100 w/HA 3; SB 116 w/HA 1; SB 176; SB 132; SB 150 w/SA 1; SB 46; SB 45; SB 184; SJR 6; HB 313; HB 264; HB 311; HB 277; HCR 21; SB 198; SB 199; SB 217; SB 212; SB 181 w/SA 1; HCR 19; SB 211; SB 117 w/SA 1; HB 153 w/HA 2, 3 & 4; HJR 18; SB 241; HB 281 w/HA 1 & 2; HB 321; HB 319; SB 209; SS 1 to SB 53; SB 230 w/SA 1; SB 223 w/SA 1; HB 329; HB 238; HB 318; HCR 22; SB 179; SB 174; SB 256; SB 118; SB 144 w/SA 2; SB 182; SB 238; HB 302; HB 273; HB 296 w/HA 1 & 2; SB 200; SB 227; HB 334; HB 333; HB 275 w/HA 1; SB 215 w/SA 1 & 2; HB 320 w/HA 1 & 2; HB 301; SB 160 w/HA 1; HB 350; SB 152; HJR 17; HJR 16; SB 189 w/SA 1, HA 2 & 4.**

LEGISLATIVE ADVISORY #15, 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 #15, dated June 27, 2001, the Governor signed the following legislation on the dates indicated:

SB #25 (6/18/01) - AN ACT TO AMEND CHAPTER 101, TITLE 29, DELAWARE CODE RELATING TO ADOPTION OF REGULATIONS. (Sen. Sharp & Rep. Spence; Sens. Adams, Vaughn, Amick, Sorenson; Reps. Smith, Lee, Gilligan, Van Sant) (Volume 73, Chapter 55, Laws of Delaware.)

SB #104 (6/18/01) - AN ACT TO AMEND AN ACT BEING CHAPTER 138, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF DAGSBORO" TO INCREASE THE AMOUNT OF FUNDS THAT THE TOWN MAY BORROW ON ITS FULL FAITH AND CREDIT. (Sponsors: Sen. Bunting & Rep. West) (Volume 73, Chapter 56, Laws of Delaware.)

SB #140 aab SA #1 (6/18/01) - AN ACT TO AMEND CHAPTER 128, VOLUME 33, LAWS OF DELAWARE AS AMENDED, ENTITLED "AN ACT TO RE-INCORPORATE THE TOWN OF MIDDLETOWN", TO ELIMINATE PROVISIONS REQUIRING VOTES TO BE WEIGHTED ON THE BASIS OF PROPERTY TAX PAYMENTS IN SPECIAL ELECTIONS APPROVING BORROWINGS, TO ALLOW THE TOWN TO INCUR INDEBTEDNESS IN ANTICIPATION OF TAX COLLECTIONS AND OTHER REVENUES, TO INCREASE THE DEBT LIMIT, AND TO CLARIFY CERTAIN PROVISIONS REGARDING REFINANCING OF INDEBTEDNESS BY THE TOWN. (Sponsors: Sen. Vaughn & Rep. Cathcart) (Volume 73, Chapter 57, Laws of Delaware.)

HB #27 aab HA #1 & HA #2 (6/18/01) - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS COMPENSATION. (Sponsors: Rep. Price & Rep. Oberle) (Volume 73, Chapter 58, Laws of Delaware.)

HB #93 aab HA #1 aab HA 1 to HA 1 (6/18/01) - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO TRANSFER OF MEDICAL RECORDS. (Sponsors: Rep. Keeley & Rep. Oberle & Sen. Henry; Reps. Brady, Buckworth, Carey,

B. Ennis, Houghton, Maier, Mulrooney, Price, Scott, Smith, Viola, Wagner, West, Williams) (Volume 73, Chapter 59, Laws of Delaware.)

HB #133 aab HA #1 (6/22/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PRESENTENCE OFFICERS AND INVESTIGATIONS. (Sponsors: Rep. Wagner & Sen. McBride; Reps. Buckworth, Carey, Cathcart, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Lofink, Maier, Miro, Quillen, Reynolds, Stone, Ulbrich, Brady, B. Ennis, Houghton, Price, Schroeder) (Volume 73, Chapter 60, Laws of Delaware.)

HB #171 (6/18/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE. (Sponsors: Rep. Fallon & Sen. Blevins; Reps. Spence, Carey, Quillen, Stone, Thornburg, Valihura, Gilligan, Keeley) (Volume 73, Chapter 61, Laws of Delaware.)

HB #223 (6/22/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURABLE INTEREST. (Sponsors: Rep. Stone & Sen. Cook; Reps. Brady, Carey, D. Ennis, Fallon, Houghton, Hudson, Keeley, Miro, Mulrooney, Scott, Valihura) (Volume 73, Chapter 62, Laws of Delaware.)

* * *

The following committee reports were announced:

From Administrative Services: **SB 219** - 4 Merits.

From Insurance and Elections: **HB 100** - 4 Merits; **HB 225** - 3 Merits; **HB 249** - 4 Merits; **HB 250** - 4 Merits.

From Committee to Combat Drugs Abuse: **HB 113** - 4 Merits.

From Health and Social Services: **HB 154** - 1 Favorable, 2 Merits.

From Public Safety: **HB 216** - 4 Merits.

From Labor: **HB 281** - 3 Merits.

From Judiciary: **HB 308** - 3 Merits.

A communication from the Chief Clerk, JoAnn M. Hedrick to the Secretary of the Senate, Bernard J. Brady was read for the record advising the Senate that Representative Ulbrich signed **SB 110** as an additional co-sponsor on June 26, 2001.

At 04:40 PM on motion of Senator Adams, the Senate adjourned to immediately convene for the 45th Legislative Day.

**45th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
FIRST SESSION
JUNE 30, 2001**

The Senate convened at 04:40 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Marshall followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Blevins requested the privilege of the floor for E. Jean Lanyon, Poet Laureate for the State of Delaware since 1979. Senator Blevins read and presented a tribute to Ms. Lanyon, after which she was excused.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
6/30/01**

June 28, 2001

SA 1 to SB 240 - Sponsor: Sen. DeLuca; Placed with the bill.

SA 2 to HB 247 - Sponsor: Sen. Sokola; Placed with the bill.

SA 2 to SB 240 - Sponsor: Sen. DeLuca; Placed with the bill.

SA 2 to SS 1 to SB 228 - Sponsor: Sen. Bunting; Placed with the bill.

June 30, 2001

SB 250 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2002; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE. Sponsor: Sen. Blevins; Roy, Cook, McBride, Venables, Bonini, Connor, Carey, Lofink, Oberle, Schroeder, Williams, Cathcart, Miro, Stone, Wagner, Keeley; **LOT**.

SA 1 to HB 235 - Sponsor: Sen. Venables; Placed with the bill.

SA 1 to SB 247 - Sponsor: Sen. Blevins; Placed with the bill.

SB 257 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD WELFARE. Sponsor: Sen. Blevins; Maier; Children; **Youth & Families**.

SB 258 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO BLOOD ALCOHOL CONCENTRATION. Sponsor: Sen. Sorenson; Lavelle, Sens. Amick, Connor, Henry, McBride, Sharp, Simpson, Sokola, Still, Winslow; Reps. Caulk, D. Ennis, Ewing, Fallon, Hudson, Spence, Ulbrich, Valihura; **Public Safety**.

SB 259 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE MUNICIPAL SERVICES COMMISSION OF THE CITY OF NEW CASTLE. Sponsor: Sen. Connor; Rep. Mulrooney; **Community/County Affairs**.

SB 260 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR WATER UTILITIES. Sponsor: Sen. Bunting; **Natural Resources & Environmental Control**.

SB 261 - AN ACT TO REINCORPORATE THE TOWN OF BLADES. Sponsor: Sen. Venables; Fallon; **Community/County Affairs**.

SR 7 - CALLING FOR THE ESTABLISHMENT OF A DELAWARE STATE POLICE COMMUNITY RELATIONS TASK FORCE. Sponsor: Sen. Henry; Blevins, Sen. Cloutier; **Executive**.

SR 9 - AUTHORIZING THE DELAWARE STATE SENATE PUBLIC SAFETY COMMITTEE TO UNDERTAKE AN INVESTIGATION INTO ISSUES AND ALLEGATIONS REGARDING EMPLOYMENT DISCRIMINATION BY THE DELAWARE STATE POLICE. Sponsor: Sen. Henry; Blevins, Sen. Cloutier; **Executive**.

HB 238 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR FUEL TAX. Sponsor: Rep. Ulbrich; Spence, Sen. DeLuca & Sen. Marshall; Reps. Buckworth, Hudson, Maier, Stone, Thornburg; Sens. Bonini, Sorenson, Winslow; **Revenue & Taxation**.

HB 273 - AN ACT TO AMEND VOLUME 63, LAWS OF DELAWARE, CHAPTER 135, RELATING TO THE TITLE OF PROPERTY KNOWN AS 1300 WEST SEVENTH STREET, WILMINGTON, DELAWARE. Sponsor: Rep. Spence; Gilligan & Sen. McDowell & Sen. Henry & Sen. Marshall & Sen. Amick & Sen. Sorenson; **Administrative Services**.

HB 275 w/HA 1 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PROCEEDINGS IN THE FAMILY COURT OF THE STATE OF DELAWARE. Sponsor: Rep. Wagner; Blevins; **Judiciary**.

HB 296 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 21 RELATING TO RULES OF THE ROAD. Sponsor: Rep. Wagner; Sokola, Reps. Lee, Buckworth, Carey, Cathcart, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Lofink, Maier, Reynolds, Roy, Ulbrich, Valihura, B. Ennis, Viola, West, Sen. Sorenson; **Executive**.

HB 302 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE MERIT EMPLOYEE RELATIONS BOARD. Sponsor: Rep. B. Ennis; D. Ennis, Reps. Brady, Keeley, Spence, Van Sant, Wagner; **Executive**.

HB 318 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. Sponsor: Rep. Spence; **Judiciary**.

HB 319 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATED TO MARRIAGE. Sponsor: Rep. Ewing; **Judiciary**.

HB 321 - AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON, PURSUANT TO 22 DEL.C., SECTION 811, RELATING TO PERSONNEL. Sponsor: Rep. Keeley; Reps. DiPinto, Houghton, Plant, Scott, Williams; Sens. Henry, Marshall, McDowell; **Community/County Affairs**.

HB 329 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS AND OFF-SITE CATERERS. Sponsor: Rep. Smith; DeLuca, Rep. Ulbrich; **Sunset**.

HB 333 - AN ACT TO AMEND CHAPTER 69 OF TITLE 29 OF THE DELAWARE CODE RELATING TO STATE PROCUREMENT. Sponsor: Rep. Smith; Venables, Reps. Spence, Gilligan, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, Ewing, Fallon, Hudson, Lavelle, Lofink, Maier, Stone, Thornburg, Ulbrich, Valihura, Wagner, Brady, B. Ennis, Keeley, Plant, West, Sens. Amick, Bonini; **Finance**.

HB 334 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO CREATE AN OFFICE OF FAITH-BASED AND COMMUNITY INITIATIVES. Sponsor: Rep. Smith; Venables, Reps. Spence, Gilligan, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, Ewing, Hudson, Lavelle, Lofink, Maier, Stone, Thornburg, Ulbrich, Valihura, Wagner, Brady, B. Ennis, Keeley, Plant, West, Sens. Amick, Bonini; **Finance**.

SB 262 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TRAFFIC LIGHT SIGNAL VIOLATION MONITORING SYSTEMS. Sponsor: Sen. DeLuca; Roy, Sens. Amick, Simpson, Reps. Keeley, Caulk, DiLiberto, DiPinto, Ewing, Houghton, Mulrooney, Stone, Valihura, Van Sant, Viola; **Highways & Transportation**.

* * *

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

SB 220 - AN ACT TO AMEND TITLE 21, OF THE DELAWARE CODE RELATING TO THE SALE OF MOTOR VEHICLES.

Roll call vote on **SB 220** was taken and revealed:

YES: 21

SB 220 was declared passed the Senate and sent to the House for Consideration.

HB 246 w/HA 1 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Vaughn.

HB 246 w/HA 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO FINANCIAL ASSISTANCE FOR HIGHER EDUCATION AND THE EDUCATIONAL BENEFITS FOR CHILDREN OF DECEASED VETERANS AND OTHERS.

Senator Vaughn requested the privilege of the floor for David Bowman, representing the Department of Education.

The witness was excused after addressing the Senate.

Roll call vote on **HB 246 w/HA 1** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) Bonini - 1.

HB 246 w/HA 1 was declared passed the Senate and returned to the House.

HB 215 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 215 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE LENGTH OF TIME FOR MAINTENANCE OF PERSONNEL RECORDS OF SCHOOL DISTRICT EMPLOYEES.

Roll call vote on **HB 215** was taken and revealed:

YES: 21

HB 215 was declared passed the Senate and returned to the House.

HB 214 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator DeLuca.

HB 214 w/HA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TOLL EVASION AT THE DELAWARE MEMORIAL BRIDGE, THE DELAWARE RIVER AND BAY AUTHORITY, AND PRESCRIBING PENALTIES FOR FAILURE TO PAY TOLL AND FOR OFFENSIVE CONDUCT AGAINST TOLL COLLECTORS.

Senator Connor commented.

Roll call vote on **HB 214 w/HA 1** was taken and revealed:

YES: 21

HB 214 w/HA 1 was declared passed the Senate and returned to the House.

Senator Blevins requested that **SB 250** be Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules.

SB 250 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2002; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE.

Senator Sharp commented on the early passage of **SB 250**.

Senator(s) Amick and Bonini commented.

Roll call vote on **SB 250** was taken and revealed:

YES: 21

SB 250 was declared passed the Senate and sent to the House for Consideration.

HB 225 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 225 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO FEES, COSTS, AND CHARGES TO BE COLLECTED BY THE INSURANCE COMMISSIONER.

Roll call vote on **HB 225 w/HA 1** was taken and revealed:

YES: 21

HB 225 w/HA 1 was declared passed the Senate and returned to the House.

HB 308 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 308 - AN ACT TO AMEND TITLE 10, DELAWARE CODE RELATING TO INCREASING VARIOUS JUSTICE OF THE PEACE COURT COSTS.

Roll call vote on **HB 308** was taken and revealed:

YES: 20

ABSENT: Senator(s) Sorenson - 1.

HB 308 was declared passed the Senate and returned to the House.

HB 158 was brought before the Senate for consideration on the motion of the floor manager, Senator Marshall.

HB 158 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION.

Roll call vote on **HB 158** was taken and revealed:

YES: 21

HB 158 was declared passed the Senate and returned to the House.

HB 283 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 283 w/HA 1 - AN ACT TO AMEND CHAPTERS 100 AND 101 OF TITLE 16 OF THE DELAWARE CODE TO PROVIDE FOR STATE PLANS FOR THE

IMPLEMENTATION OF WIRELESS E-911 SERVICE AND AN INTEGRATED
WIRELINE AND WIRELESS E-911 SYSTEM AND FOR THE FUNDING THEREOF.

Roll call vote on **HB 283 w/HA 1** was taken and revealed:

YES: 20

NO: Senator(s) McBride - 1.

HB 283 w/HA 1 was declared passed the Senate and returned to the House.

HB 287 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator McDowell.

HB 287 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CHILD PROTECTION ACCOUNTABILITY COMMISSION.

Roll call vote on **HB 287 w/HA 1** was taken and revealed:

YES: 21

HB 287 w/HA 1 was declared passed the Senate and returned to the House.

HB 269 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 269 w/HA 1 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO GUARDIANSHIPS AND PERMANENT GUARDIANSHIPS.

Senator Simpson questioned the floor manager.

Senator Blevins requested the privilege of the floor for Tania Culley, representing the Office of the Child Advocate.

The witness was excused after addressing the Senate.

Roll call vote on **HB 269 w/HA 1** was taken and revealed:

YES: 21

HB 269 w/HA 1 was declared passed the Senate and returned to the House.

Senator Henry requested that **SR 7** be Stricken. No objection.

Senator Henry requested that **SR 9** be Stricken. No objection.

SR 10 was introduced and brought before the Senate for consideration on the motion of Senator Henry.

SR 10 - CALLING FOR THE ESTABLISHMENT OF A DELAWARE STATE POLICE COMMUNITY RELATIONS TASK FORCE. Sponsor: Sen. Henry & Sen. Blevins; Sen. DeLuca.

Senator(s) Adams and Amick questioned the sponsor.

Senator Henry requested the privilege of the floor for Francis Murphy, Senate Attorney.

The witness was excused after addressing the Senate.

Senator Bonini requested to be added as a co-sponsor to the resolution.

Roll call vote on **SR 10** was taken and revealed:

YES: 21

SR 10 was declared Adopted by the Senate.

HB 75 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 75 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES.

Senator Adams deferred to Senator McDowell.

Senator Bonini requested to be added as a co-sponsor to the bill.

Senator Sokola commented.

Roll call vote on **HB 75** was taken and revealed:

YES: 21

HB 75 was declared passed the Senate and returned to the House.

Senator Adams moved to recess for Party Caucus at 05:46 PM.

The Senate reconvened at 07:08 PM with Lt. Governor Carney presiding.

A communication from Senator Connor to the Secretary of the Senate, Bernard J.

Brady was read for the record requesting her name be added as a co-sponsor of **HB 246**.

HB 255 w/HA 1, 3, 4, 6, 8, 10 & 12 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 255 w/HA 1, 3, 4, 6, 8, 10 & 12 - AN ACT TO AMEND TITLE 9, TITLE 22, TITLE 29 OF THE DELAWARE CODE RELATING TO LAND-USE, COMPREHENSIVE PLANS, AND ANNEXATIONS.

Senator(s) Bonini and Still questioned the floor manager.

Senator Sokola requested the privilege of the floor for David S. Hugg, III, representing State Planning Office.

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

Senator Sokola requested the privilege of the floor for LeeAnn Walling, representing the Governor's office.

Senator(s) Sorenson and Cloutier questioned the witness, after which the witness was excused.

Senator(s) Venables and Bonini commented.

Roll call vote on HB 255 w/HA 1, 3, 4, 6, 8, 10 & 12 was taken and revealed:

YES: 18

NO: Senator(s) Bonini, Venables - 2.

NOT VOTING: Senator(s) Simpson - 1.

HB 255 w/HA 1, 3, 4, 6, 8, 10 & 12 was declared passed the Senate and returned to the House.

On motion of Senator Adams the Senate recessed at 08:00 PM for a dinner break.

The Senate reconvened at 09:19 PM with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed HB 338; HB 305; HB 325 w/HA 1; HJR 20; HJR 21; HB 335; SB 254; SB 253; SB 224 w/SA 2; SS 1 to SB 251; HB 190 w/HA 1 & 3; SB 235 w/SA1, HA 1 aab HA 1 & HA 2.

Senator Adams requested the suspension of rules to consider the following nominations as a group:

Beetschen, Lee - Reappointment - Wastewater Facilities Advisory Council.

Boudart, Mary - Reappointment - Commission on Adult Entertainment Establishments.

Brannon, James - Reappointment - Commission on Adult Entertainment Establishments.

Carter Deborah - New - Adult Entertainment Commission.

Currie, Robert - Reappointment - Public Employment Relations Board.

Garey, Robert - New - Chair of the DE Agricultural Lands Preservation Foundation Board.

Hayward, Nathan - New - Chair of the Diamond State Port Corporation.

Higgins, Terrance - Reappointment - Delaware Advisory Council on Natural Areas.

Karia, Manubhai - Reappointment - Wastewater Facilities Advisory Council.

Lichtenstadter, Marlene - Reappointment - Chair of Board of Parole.

Maron, Elizabeth - Reappointment - Public Employment Relations Board.

McLaughlin, Peter - New - Environmental Appeals Board.

Olsen, Elizabeth - New - Adult Entertainment Commission.

Pierce-Beck, Grace - Reappointment - Wastewater Facilities Advisory Council.

Vavala, Mark - New - Commissioner of the Superior Court.

White, David - New - Commissioner of the Superior Court.

Wilson, Sonja - Reappointment - Family Court.

Wright, Karen - Reappointment - Industrial Accident Board.

upon the reading of name and appointment title one roll call was taken and revealed 21 Senators voting YES; thus the 18 nominations were declared CONFIRMED.

HB 185 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 185 w/HA 1 - AN ACT TO AMEND TITLE 11 AND TITLE 16 OF THE DELAWARE CODE RELATING TO OFFICERS OR AGENTS OF THE OFFICE OF NARCOTICS AND DANGEROUS DRUGS.

Roll call vote on HB 185 w/HA 1 was taken and revealed:

YES: 21

HB 185 w/HA 1 was declared passed the Senate and returned to the House.

SB 261 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Venables.

SB 261 - AN ACT TO REINCORPORATE THE TOWN OF BLADES.

Roll call vote on SB 261 was taken and revealed:

YES: 21

SB 261 was declared passed the Senate and sent to the House for Consideration.

SB 264 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator McDowell.

SB 264 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO AN OFFICE OF CEMETERY OVERSIGHT.

Several Senators commented.

Senator McDowell moved to lay **SB 264** on the Table. No objection.

HJR 19 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Cook.

HJR 19 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUE FOR FISCAL YEAR 2002.

Roll call vote on **HJR 19** was taken and revealed:

YES: 20

ABSENT: Senator(s) Henry - 1

HJR 19 was declared passed the Senate and returned to the House.

HB 351 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Vaughn.

HB 351 - AN ACT MAKING APPROPRIATIONS FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 2002; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING THE FISCAL YEAR 2002 APPROPRIATIONS ACT; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

Roll call vote on **HB 351** was taken and revealed:

YES: 21

HB 351 was declared passed the Senate and returned to the House.

HJR 21 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Adams.

HJR 21 - REQUESTING THE GOVERNMENT OF THE UNITED STATES RETURN TO THE STATE OF DELAWARE, DELAWARE'S ORIGINAL COPY OF THE BILL OF RIGHTS.

Roll call vote on **HJR 21** was taken and revealed:

YES: 21

HJR 21 was declared passed the Senate and returned to the House.

HB 192 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Marshall.

HB 192 w/HA 1 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE REALTY TRANSFER TAX.

Roll call vote on **HB 192 w/HA 1** was taken and revealed:

YES: 21

HB 192 w/HA 1 was declared passed the Senate and returned to the House.

SB 65 was Stricken on motion of Senator Cloutier.

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

SB 197 - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Senator Marshall moved to lay **SB 197** on the Table. No objection.

HB 257 was brought before the Senate for consideration on the motion of the floor manager, Senator Marshall.

HB 257 - AN ACT TO AMEND TITLES 7, 16, 29, 30 AND 31 OF THE DELAWARE CODE RELATING TO DELAWARE PERSONAL INCOME TAX CHECKOFF PROGRAMS.

SA 1 to HB 257 was brought before the Senate for consideration on the motion of Senator Sorenson.

Roll call vote on **SA 1 to HB 257** was taken and revealed:

YES: 21

SA 1 to HB 257 was declared part of the bill.

HB 257 w/SA 1 was now before the Senate.

Senator Bonini commented.

Roll call vote on **HB 257 w/SA 1** was taken and revealed:

YES: 20

NO: Senator(s) Bonini - 1.

HB 257 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 262 w/HA 1 & HA 2 was brought before the Senate for consideration on the motion of Senator Marshall.

HB 262 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION.

SA 1 to HB 262 was brought before the Senate for consideration on the motion of Senator Marshall.

Senator Marshall requested the privilege of the floor for Timothy Willard, Senate Attorney.

The witness was excused after addressing the Senate.

Roll call vote on SA 1 to HB 262 was taken and revealed:

YES: 19

ABSENT: Senator(s) Henry, Sharp - 2.

SA 1 to HB 262 was declared part of the bill.

HB 262 w/HA 1, 2 & SA 1 was now before the Senate.

Roll call vote on HB 262 w/HA 1, 2 & SA 1 was taken and revealed:

YES: 20

ABSENT: Senator(s) Sharp - 1.

HB 262 w/HA 1, 2 & SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 285 w/HA 1 & HA 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Marshall.

HB 285 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO EXEMPT POSITIONS.

Roll call vote on HB 285 w/HA 1 & HA 2 was taken and revealed:

YES: 21

HB 285 w/HA 1 & HA 2 was declared passed the Senate and returned to the House.

HB 170 was brought before the Senate for consideration on the motion of the floor manager, Senator Venables.

HB 170 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES.

Roll call vote on HB 170 was taken and revealed:

YES: 21

HB 170 was declared passed the Senate and returned to the House.

HB 84 w/HA 1 & HA 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 84 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF SERVICE FOR AGING AND ADULTS WITH PHYSICAL DISABILITIES; AND PROVIDING FOR A MONEY MANAGEMENT PROGRAM.

Roll call vote on HB 84 w/HA 1 & HA 2 was taken and revealed:

YES: 21

HB 84 w/HA 1 & HA 2 was declared passed the Senate and returned to the House.

HB 264 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 264 - AN ACT AUTHORIZING THE CONVEYANCE OF THE STATE OF DELAWARE'S INTEREST, IF ANY, IN CERTAIN LANDS LOCATED IN SUSSEX COUNTY, DELAWARE.

Senator Simpson commented.

Roll call vote on HB 264 was taken and revealed:

YES: 21

HB 264 was declared passed the Senate and returned to the House.

HB 247 w/HA 2 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Sokola.

HB 247 w/HA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS.

Senator Sokola requested that SA 1 to HB 247 be Stricken. No objection.

SA 2 to HB 247 was brought before the Senate for consideration on the motion of Senator Sokola.

Senator Simpson questioned the sponsor.

Senator Sokola requested the privilege of the floor for Steven Wood, representing the Attorney General's office.

Senator(s) Venables and Bonini questioned the witness, after which the witness was excused.

Roll call vote on SA 2 to HB 247 was taken and revealed:

YES: 20

NO: Senator(s) Venables - 1.

SA 2 to HB 247 was declared part of the bill.
HB 247 w/HA 2 & SA 2 was now before the Senate.
Several Senators commented.
Senator Sharp requested the privilege of the floor for Christine Gillian, representing Cape Henlopen Task Force.
Several Senators questioned the witness, after which the witness was excused.
Senator Blevins commented.
Roll call vote on **HB 247 w/HA 2 & SA 2** was taken and revealed:
YES: 16
NO: Senator(s) Amick, Bunting, Henry, McDowell, Venables - 5.
HB 247 w/HA 2 & SA 2 was declared passed the Senate and sent to the House for Reconsideration.
HB 313 was brought before the Senate for consideration on the motion of the floor manager, Senator Bunting.
HB 313 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRUELTY TO ANIMALS.
Roll call vote on **HB 313** was taken and revealed:
YES: 21
HB 313 was declared passed the Senate and returned to the House.
HB 206 was brought before the Senate for consideration on motion of the floor manager, Senator Bunting.
HB 206 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL FARM VEHICLE REGISTRATION.
Roll call vote on **HB 206** was taken and revealed:
YES: 21
HB 206 was declared passed the Senate and returned to the House.
HB 320 w/HA 1 & HA 2 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator McBride.
HB 320 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WATER ALLOCATION PERMITS.
Roll call vote on **HB 320 w/HA 1 & HA 2** was taken and revealed:
YES: 21
HB 320 w/HA 1 & HA 2 was declared passed the Senate and returned to the House.
HB 240 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.
HB 240 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO THE NATIONAL GUARD.
Roll call vote on **HB 240** was taken and revealed:
YES: 21
HB 240 was declared passed the Senate and returned to the House.
SB 231 was brought before the Senate for consideration on motion of Senator Blevins.
SB 231 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE PENALTIES AND ENFORCEMENT OF PROHIBITIONS ON AFFIXING TOBACCO PRODUCT TAX STAMPS.
Roll call vote on **SB 231** was taken and revealed:
YES: 19
ABSENT: Senator(s) DeLuca, McDowell - 2.
SB 231 was declared passed the Senate and sent to the House for Consideration.
SB 26 was brought before the Senate for consideration under the suspension of the necessary rules on motion of Senator Still.
SB 26 - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, DIVISION OF FISH AND WILDLIFE, TO ISSUE A COMMERCIAL CRAB DREDGERS LICENSE TO SAMUEL J. FOX, III OF LEIPSIC, DELAWARE, WHO IS PRESENTLY PROHIBITED FROM OBTAINING A PERMIT UNDER §1918(b), TITLE 7 OF THE DELAWARE CODE.
Roll call vote on **SB 26** was taken and revealed:
YES: 20
ABSENT: Senator(s) McDowell - 1.
SB 26 was declared passed the Senate and sent to the House for Consideration.

HB 154 w/HA 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 154 w/HA 2 - AN ACT TO AMEND CHAPTERS 9 AND 11 OF TITLE 13 OF THE DELAWARE CODE RELATING TO TERMINATION OF PARENTAL RIGHTS AND ADOPTION.

SA 1 to HB 154 was brought before the Senate for consideration on motion of Senator Blevins.

Senator Amick commented.

Roll call vote on **SA 1 to HB 154** was taken and revealed:

YES: 13

NO: Senator(s) Amick, Bonini, McBride, Sorenson, Still, Winslow - 6.

NOT VOTING: Senator(s) Bunting, Simpson - 2.

SA 1 to HB 154 was declared part of the bill.

HB 154 w/HA 2 & SA 1 was now before the Senate.

Roll call vote on **HB 154 w/HA 2 & SA 1** was taken and revealed:

YES: 21

HB 154 w/HA 2 & SA 1 was declared passed the Senate and sent to the House for Reconsideration.

HB 100 w/HA 3 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 100 w/HA 3 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE.

Several Senators commented.

Roll call vote on **HB 100 w/HA 3** was taken and revealed:

YES: 21

HB 100 w/HA 3 was declared passed the Senate and returned to the House.

HB 249 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 249 w/HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE CREATING A NEW SECTION, CHAPTER 20, ENTITLED RENTAL CAR INSURANCE LIMITED PRODUCER LICENSE ACT.

Roll call vote on **HB 249 w/HA 1** was taken and revealed:

YES: 21

HB 249 w/HA 1 was declared passed the Senate and returned to the House.

HB 117 was brought before the Senate for consideration on the motion of the floor manager, Senator Sharp.

HB 117 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES.

Roll call vote on **HB 117** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bonini - 1.

HB 117 was declared passed the Senate and returned to the House.

HJR 7 w/HA 1 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Sharp.

HJR 7 w/HA 1 - ESTABLISHING A TASK FORCE TO STUDY THE PROCESS OF INVESTIGATION AND ADJUDICATION OF NEW CASTLE COUNTY CODE VIOLATIONS THAT PERTAIN TO RESIDENTIAL AREAS.

Roll call vote on **HJR 7 w/HA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bonini - 1.

HJR 7 w/HA 1 was declared passed the Senate and returned to the House.

SJR 10 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Henry.

SJR 10 - A RESOLUTION REGARDING EXPENDITURES OF REMAINING FUNDS MADE AVAILABLE FOR STUDY BY THE WILMINGTON NEIGHBORHOOD SCHOOLS COMMITTEE.

Senator Simpson commented.

Roll call vote on **SJR 10** was taken and revealed:

YES: 21

SJR 10 was declared passed the Senate and sent to the House for Consideration.

SB 233 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Sorenson.

SB 233 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO CHILD CARE.

Roll call vote on **SB 233** was taken and revealed:

YES: 21

SB 233 was declared passed the Senate and sent to the House for Consideration.

SB 43 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Bonini.

SB 43 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PASSENGERS IN VEHICLES; AND PROHIBITING THE CARRYING OF PASSENGERS IN ANY UNENCLOSED AREA OF A TRUCK.

Roll call vote on **SB 43** was taken and revealed:

YES: 17

NO: Senator(s) Adams, Cook, Vaughn, Venables - 4.

SB 43 was declared passed the Senate and sent to the House for Consideration.

Senator Blevins requested that **SB 257** be Stricken. No objection.

HB 242 w/HA 1 & HA 2 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Henry.

HB 242 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FINES, COSTS, PENALTIES AND FORFEITURES.

Senator Henry moved to lay **HB 242 w/HA 1 & HA 2** on the Table. No objection.

HB 311 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 311 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE.

Roll call vote on **HB 311** was taken and revealed:

YES: 18

NO: Senator(s) Cook, McBride - 2.

NOT VOTING: Senator(s) Sharp - 1.

HB 311 was declared passed the Senate and returned to the House.

At 11:57 PM on motion of Senator Adams, the Senate adjourned the 1st Session of the 141st General Assembly.

**FIRST SPECIAL SESSION
141ST GENERAL ASSEMBLY
JULY 1, 2001**

STATE OF DELAWARE
Office of the Lieutenant Governor

TO: Members of the 141st General Assembly

FROM: John C. Carney, Jr., Lieutenant Governor of the State of Delaware
Terry R. Spence, Speaker of the House of Representatives.

SUBJECT: Special Session

DATE: June 30, 2001

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 141st General Assembly of the State of Delaware in Special Session.

(Signed) John C. Carney, Jr., Lieutenant Governor
and President of the Senate

(Signed) Terry R. Spence
Speaker of the House of Representatives
* * *

Pursuant to the above, the Senate convened at 12:00 AM with Lt. Governor Carney presiding.

A prayer was offered by Senator Sharp followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

HB 250 was brought before the Senate for consideration on the motion of the floor manager, Senator Cook.

HB 250 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTHORIZATION OF INSURED.

Roll call vote on **HB 250** was taken and revealed:

YES: 21

HB 250 was declared passed the Senate and returned to the House.

HB 235 w/HA 1 & HA 2 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 235 w/HA 1 & HA 2 - AN ACT TO AMEND CHAPTER 91, TITLE 29 OF THE DELAWARE CODE RELATING TO DEVELOPMENT OF IMPACT FEES.

SA 1 to HB 235 was brought before the Senate for consideration on the motion of Senator Venables.

Senator Amick questioned the sponsor.

Senator Venables requested the privilege of the floor for LeeAnn Walling, representing the Governor's office.

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

Roll call vote on **SA 1 to HB 235** was taken and revealed:

YES: 6

NO: Senator(s) Amick, Blevins, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Winslow - 14.

ABSENT: Senator(s) Sorenson - 1.

SA 1 to HB 235 was Defeated.

SA 2 to HB 235 was brought before the Senate for consideration on the motion of Senator Venables.

Roll call vote on **SA 2 to HB 235** was taken and revealed:

YES: 21

SA 2 to HB 235 was declared part of the bill.

HB 235 w/HA 1, 2 & SA 2 was now before the Senate.

Roll call vote on **HB 235 w/HA 1, 2 & SA 2** was taken and revealed:

YES: 18

NO: Senator(s) Bonini, Still, Venables - 3.

HB 235 w/HA 1, 2 & SA 2 was declared passed the Senate and sent to the House for Reconsideration.

SB 262 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator DeLuca.

SB 262 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TRAFFIC LIGHT SIGNAL VIOLATION MONITORING SYSTEMS.

SA 1 to SB 262 was brought before the Senate for consideration on motion of Senator DeLuca.

Roll call vote on **SA 1 to SB 262** was taken and revealed:

YES: 21

SA 1 to SB 262 was declared part of the bill.

SB 262 w/SA 1 was now before the Senate.

Roll call vote on **SB 262 w/SA 1** was taken and revealed:

YES: 21

SB 262 w/SA 1 was declared passed the Senate and sent to the House for Consideration.

SB 259 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Connor.

SB 259 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE MUNICIPAL SERVICES COMMISSION OF THE CITY OF NEW CASTLE.

Roll call vote on **SB 259** was taken and revealed:

YES: 21

SB 259 was declared passed the Senate and sent to the House for Consideration.

HB 321 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Sokola.

HB 321 - AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON, PURSUANT TO 22 DEL.C., SECTION 811, RELATING TO PERSONNEL.

Roll call vote on **HB 321** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bonini - 1.

HB 321 was declared passed the Senate and returned to the House.

HB 30 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 30 w/HA 1 - AN ACT TO AMEND TITLE 16, 24, AND 29 OF THE DELAWARE CODE RELATING TO COMMUNITY-BASED ATTENDANT SERVICES.

Roll call vote on **HB 30 w/HA 1** was taken and revealed:

YES: 21

HB 30 w/HA 1 was declared passed the Senate and returned to the House.

SB 160 w/HA 1, which was returned from the House with an amendment, was brought before the Senate for reconsideration under the suspension of the necessary rules on the motion of Senator Winslow.

SB 160 w/HA 1 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO RECEIVING SERVICE AND DISABILITY PENSIONS.

Roll call vote on **SB 160 w/HA 1** was taken and revealed:

YES: 15

NO: Senator(s) Adams, Cloutier, Cook, McBride, Sharp, Still - 6.

SB 160 w/HA 1 was declared passed the Senate as amended and sent to the Governor.

SB 235 w/SA 1, HA 2 & HA 1 aab HA 1, which was returned from the House with amendments, was brought before the Senate for reconsideration under the suspension of the necessary rules on the motion of Senator McDowell.

SB 235 w/SA 1, HA 2 & HA 1 aab HA 1 - AN ACT TO AMEND TITLES 26, 29, AND 30 OF THE DELAWARE CODE RELATING TO RENEWABLE ENERGY AND THE STATE ENERGY OFFICE.

Roll call vote on **SB 235 w/SA 1, HA 2 & HA 1 aab HA 1** was taken and revealed:

YES: 18

NO: Senator(s) Adams, Sharp, Vaughn - 3.

SB 235 w/SA 1, HA 2 & HA 1 aab HA 1 was declared passed the Senate as amended and sent to the Governor.

On motion of Senator Adams, the Senate recessed at 12:45 AM to the Call of the President Pro Tempore.

The Senate reconvened for the continuation of the First Special Session on January 8, 2002 at 02:51 PM with Lt. Governor Carney presiding.

On motion of Senator Adams, the Senate adjourned the First Special Session of the 141st General Assembly.

**1st LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 08, 2002**

The Senate convened at 02:52 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Venables followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Following veto message in file for this legislative day.

**STATE OF DELAWARE
OFFICE OF THE GOVERNOR**

**RUTH ANN MINNER
GOVERNOR**

July 31, 2001

TO THE MEMBERS OF THE SENATE OF THE 141ST GENERAL ASSEMBLY:

Pursuant to Article III, Section 18 of the Delaware Constitution, I am vetoing Senate Bill 235 by returning it to the Senate without my signature for reconsideration. I take this action because of serious operational and structural problems presented by the bill, particularly those caused by an amendment to the bill which was introduced on June 28, 2001, passed by the House of Representatives late in the evening on June 30, 2001, and passed by the Senate shortly after midnight on July 1, 2001.

Senate Bill 235 places the sole authority for 'development, promulgation, and maintenance' of the state facilities energy management plan in the hands of the State Energy Office. This task has previously been the express responsibility of the Division of Facilities Management. I do believe that it is wise to divest the Division of Facilities Management, which bears responsibility for containing the costs of maintaining state facilities. Considerations of long and short-term costs and return on investment are a vital part of all decisions regarding energy management plans, and although the Energy Office has a valuable role to play in developing and maintaining such plans, such plans should not exclude the entity responsible for overall maintenance of state facilities. S.B. 235 also strips the Division of Facilities Management of its responsibility for conducting energy audits of state facilities and provision of technical assistance to such facilities, and purports to transfer that responsibility to the Energy Office. The performance of such energy audits is a labor-intensive task that the Energy Office is not currently equipped to perform because of limited staff.

Senate Bill 235 expands the allowed use of 'environmental incentive fund' monies in a manner that is contrary to the purpose for which those monies were originally collected from electricity customers. As originally created by the legislature during the electric deregulation process, the environmental electric deregulation process, the environmental incentive fund was to be used for "environmental incentive programs for conservation and energy efficiency." In other words, the fund was to be used to provide incentives to persons within the DP&L/Conectiv service area to take steps promoting conservation and energy efficiency. S.B. 235 dramatically expands the allowed use of these funds to include grants of up to \$1 million to persons presenting 'a feasible project business plan...for the development of a product directly related to renewable energy property....' Thus, under S.B. 235, grants of up to \$1 million could be made to persons or companies to develop renewable energy equipment, which companies could then sell without any requirement of reimbursement to the state. Indeed, there is not even a requirement that the recipients of these \$1 million grants be located in the State of

Delaware or ultimately sell their renewable energy equipment in the State of Delaware. Drawing huge sums of money out of the fund for private projects that may be of little or no benefit to energy conservation in Delaware is inconsistent with the purpose of the environmental incentive fund.

Senate Bill 235 also contains language which would eliminate an important condition that the legislature put on the expenditure of environmental incentive fund money when the fund was created: that the money be spent within the service area covering those customers who created the fund through payment of their DP&L and Conectiv bills. The legislature placed this condition on environmental incentive fund monies to ensure that those funds were not spent out of state or even in those portions of the state that had not contributed to the fund. However, House Amendment No. 1 to S.B. 235 eliminated this requirement altogether.

Senate Bill 235 also removed from the President Pro Tem of the Senate and the Speaker of the House the authority to appoint representatives to the body that would distribute environmental incentive fund money, and instead afforded those appointments to the chairs of the Senate Energy and Transit Committee and the House Telecommunications Committee. This is a substantial departure from the manner in which legislative appointments are normally made.

Senate Bill 235 also gives the Board of the "Delaware Center for Green Energy" permission to use environmental incentive fund money to pay for its members to take trips, pay for meals, and retain consultants - all without any limitation or the approval of any state agency. The original version of S.B. 235 prior to its amendment (not to mention the existing statute governing the environmental incentive fund) required that the fund be used only for grants to third parties relating to energy conservation.

Finally, the Delaware Department of Justice has expressed serious concerns regarding the practical problems presented by Senate Bill 235's unorthodox attempt to legislatively direct the creation of a private non-profit corporation without any direction as to the corporation's charter, the terms of its directors, the procedures for the conduct of corporate business, or its susceptibility to certain state laws that affect government entities (such as the Freedom of Information Act).

The topic of energy conservation is an important one that should be addressed in a thoughtful, comprehensive manner when the legislature returns, and I also believe that Delaware's State Energy Office should be administratively located within the Department of Natural Resources and Environmental Control. However, I do not believe that Senate Bill 235 would result in a sound energy conservation policy for Delaware. For this reason and those stated above, I have vetoed Senate Bill 235. Based upon the legislature's directive in Section 79 of Senate Bill 250, I have directed the Budget Office to defer any transfer of Energy Office funds or duties to DNREC until S.B. 235 or an equivalent bill is enacted into law.

(Signed) Sincerely,
Ruth Ann Minner
Governor
* * *

SR 11 was introduced and brought before the Senate for consideration on motion of Senator Sharp.

SR 11 - DIRECTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF PUBLIC SAFETY TO UPDATE AND REVISE EXISTING SCHOOL SAFETY EMERGENCY PROCEDURES IN LIGHT OF THE INCREASED THREAT OF TERRORIST ATTACKS IN DELAWARE. Sponsor: Sen. Venables; Rep. Spence; Sens. Sokola, Blevins, Bunting, Cloutier; Reps. Lavelle, B. Ennis, West, Price, Keeley.

Senator Sharp commented.

Roll call vote on **SR 11** was taken and revealed:

YES: 21

SR 11 was declared Adopted.

Senators Connor and Winslow marked present during the above roll call.

SR 12 was introduced and brought before the Senate for consideration on motion of Senator Amick.

SR 12 - CONGRATULATING DR. MELISSA ANN HARRINGTON AND SENATOR COLIN R. J. BONINI ON THE OCCASION OF THEIR MARRIAGE.

Sponsor: Sen. Amick & Sen. Sorenson & Sen. Sharp & Sen. Adams & Sen. Marshall & Sens. Blevins, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, McBride, McDowell, Simpson, Sokola, Still, Vaughn, Venables, Winslow.

The Senate congratulates Senator Bonini on his recent marriage.

Senator Bonini commented.

Roll call vote on **SR 12** was taken and revealed:

YES: 21

SR 12 was declared Adopted.

Senator Adams moved to recess for Party Caucus at 03:05 PM.

The Senate reconvened at 04:50 PM with Lt. Governor Carney 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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/08/02**

June 30, 2001

SA 2 to HB 235 - Sponsor: Sen. Venables; Placed with the bill.

SB 264 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO AN OFFICE OF CEMETERY OVERSIGHT. Sponsor: Sen. McDowell; Smith, Sens. Bonini, Connor, Cook, Henry, Sorenson, Vaughn; Reps. Buckworth, Plant, Roy, Williams; **LOT**

SA 1 to SB 257 - Sponsor: Sen. Blevins; Placed with the bill.

July 01, 2001

SA 1 to SB 205 - Sponsor: Sen. McDowell; Placed with the bill.

SA 1 to SB 91 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to HB 242 - Sponsor: Sen. Cook; Placed with the bill.

November 01, 2001

SB 272 - AN ACT TO AMEND TITLE 14 AND TITLE 29 RELATING TO LEAVE OF ABSENCE FOR MILITARY SERVICE. Sponsor: Sen. Cook; Wagner, Sens. Sharp, Adams, Marshall, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, DeLuca, Henry, McBride, McDowell, Sokola, Sorenson, Still, Vaughn, Venables, Winslow, Reps. Spence, Smith, Lee, Gilligan, Stone, Brady, Boulden, Buckworth, Carey, Cathcart, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Houghton, Hudson, West, Keeley, Lavelle, Lofink, Maier, Miro, Mulrooney, Oberle, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Scott, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Williams; **Finance**.

January 08, 2002

SB 271 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO ANNEXATIONS. Sponsor: Sen. Sharp; Roy, Sens. DeLuca & Winslow; Reps. Spence & Smith; **LOT**.

SB 263 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO TRANSPORTATION CONSTRUCTION PROJECTS REQUIRING LANDSCAPE MITIGATION, REFORESTATION, OR FOREST DEVELOPMENT. Sponsor: Sen. Cloutier; Sorenson & Rep. Hudson & Rep. Valihura; **Highways & Transportation**.

SB 265 - AN ACT TO AMEND CHAPTER 61, TITLE 30, DELAWARE CODE RELATING TO LODGING TAX AND RECIPIENT REPORTING AND OPERATING CONDITIONS. Sponsor: Sen. Cloutier; Valihura, Sen. McBride; Reps. D. Ennis, Fallon, Keeley, Price; **Finance**.

SB 266 - AN ACT TO AMEND TITLE 15 DELAWARE CODE PERTAINING TO SPECIAL ELECTIONS FOR THE GENERAL ASSEMBLY. Sponsor: Sen. Cloutier; **Insurance & Elections**.

SB 267 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. Sponsor: Sen. Cook; Smith; **Insurance & Elections**.

SB 268 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO TRAINING CERTAIN EMPLOYEES OF LICENSEES. Sponsor: Sen. Winslow; Sens. Bonini, Cloutier, DeLuca; Reps. DiPinto, D. Ennis, Fallon, Houghton, Miro; **Administrative Services**.

SB 269 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO STANDARD WEIGHTS AND MEASURES. Sponsor: Sen. Winslow; Thornburg, Sens. Henry, Sokola; Reps. Cathcart, D. Ennis, Ewing, Lee; **Executive**.

SB 273 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO ABOVEGROUND STORAGE TANKS. Sponsor: Sen. McBride; Connor & Rep. Price; Sen. Cloutier; Reps. Buckworth, Quillen; **Finance**.

SB 274 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DEPARTMENT OF TRANSPORTATION PROGRAM AND PROJECT REPORTS. Sponsor: Sen. Cloutier; Vaughn, Valihura; Reps. Boulden, Cathcart, D. Ennis, Price; **Highways & Transportation**.

SB 275 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE AMERICANS WITH DISABILITIES ACT. Sponsor: Sen. Winslow; **Finance**.

HB 102 w/HA 2 - AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO CAPITOL POLICE. Sponsor: Rep. Spence; Sharp; **Finance**.

HB 190 w/HA 1, HA 3 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE VOLUNTEER FIRE SERVICE REVOLVING LOAN FUND PROGRAM. Sponsor: Rep. Price; Rep. B. Ennis & Rep. Lee & Rep. Viola & Sen. Cook; Reps. Buckworth, Carey, Quillen, Thornburg, Valihura, Van Sant, West, Williams, Sens. Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, DeLuca, Henry, Marshall, McBride, McDowell, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow; **Finance**.

HB 305 - AN ACT TO AMEND TITLES 3, 7, AND 11 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES INVOLVING ANIMALS. Sponsor: Rep. Maier; Bunting, Reps. Smith, Lee, D. Ennis, Ewing, Lavelle, Thornburg, Ulbrich, Wagner, Sen. Venables; **Agriculture**.

HB 325 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO ARREST AND COMMITMENT. Sponsor: Rep. Cathcart; Lee; **Judiciary**.

HB 335 - AN ACT RELATING TO THE OFFICE OF THE BUDGET DIRECTOR. Sponsor: Rep. DiPinto; Vaughn, D. Ennis, Buckworth, Fallon, Brady, Houghton, Cook, McBride, Henry, Winslow, Cloutier; **Finance**.

HB 338 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO THE DELAWARE NATIONAL GUARD. Sponsor: Rep. Cathcart; Winslow, Reps. Boulden, Brady, Buckworth, Carey, Caulk, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Houghton, Hudson, Keeley, Lavelle, Lee, Lofink, Maier, Miro, Mulrooney, Oberle, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Scott, Smith, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, Williams; Sens. Amick, Bonini, Bunting, Cloutier, Connor, Simpson, Sorenson, Still; **Executive**.

HB 344 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS. Sponsor: Rep. Spence; **Judiciary**.

HB 352 - AN ACT TO AMEND THE CHARTER OF THE TOWN OF GUMBORO. Sponsor: Rep. West; **Executive**.

HJR 20 - DIRECTING THE DEPARTMENT OF EDUCATION TO GIVE EVERY TEACHER A COPY OF THE TEACHER CLASSROOM CONTROL ACT AND THAT A COPY OF THE ACT BE POSTED IN THE FACULTY ROOM OF EVERY

PUBLIC SCHOOL IN DELAWARE. Sponsor: Rep. Smith; Sokola & Sen. Henry;
Education.

* * *

The Secretary announced a message from the House informing the Senate that it had passed **HB 240; HB 221; HB 254; HB 223; HS 1 to HB 85; HB 226; HB 214 w/HA 1; HB 106 w/HA 1; HB 22 w/HA 1; SB 25; SB 105 w/SA 1; SB 140 w/SA 1; SB 104; HCR 24; SB 162 w/SA 1, 2 & 5; SB 159; SB 133; SB 245; HB 102 w/HA 2; SB 81; SB 252; SB 135 w/SA 5; SB 154; SB 243; SB 114 w/SA 1; SB 124; SJR 9; SJR 8; HB 351; HB 352; HJR 19; SB 137 w/SA 1 & SA 2; SB 210; SB 250; SB 244 w/HA 1; SB 26; SB 182 w/SA 1; SB 261; SB 170; SB 262 w/SA 1; HB 344.**

SENATE CITATION ANNOUNCEMENT #3, S141-235 – 368 inclusive was introduced and a copy made available to each Senator.

The Secretary announces the agenda for January 09, 2002.

On motion of Senator Adams the Senate recessed at 04:57 PM until January 09, 2002 at 04:00 PM.

The Senate reconvened at 04:12 PM on January 09, 2002 with Lt. Governor Carney.

The following committee reports were announced:

From Finance: **SB 39** - 1 Favorable, 3 Merits; **SB 272** - 4 Favorable.

At 04:13 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Second Legislative Day.

**2nd LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 09, 2002**

The Senate convened at 04:13 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator(s) Sokola and Venables marked present.

SB 271 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Sharp.

SB 271 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO ANNEXATIONS.

SA 1 to SB 271 was brought before the Senate for consideration on motion of Senator Amick.

Senator(s) Still and Connor commented.

Roll call vote on **SA 1 to SB 271** was taken and revealed:

YES: 20

ABSENT: Senator(s) Bunting - 1

SA 1 to SB 271 was declared part of the bill.

Senator(s) Blevins marked present during the above roll call.

SA 2 to SB 271 was brought before the Senate for consideration on motion of Senator Sharp.

Roll call vote on **SA 2 to SB 271** was taken and revealed:

YES: 21

SA 2 to SB 271 was declared part of the bill.

Senator Bunting marked present during the above roll call.

SB 271 w/SA 1 & SA 2 was now before the Senate.

Senators McDowell and Still commented.

Roll call vote on **SB 271 w/SA 1 & SA 2** was taken and revealed:

YES: 21

SB 271 w/SA 1 & SA 2 was declared passed the Senate as amended and sent to the House for Consideration.

SB 272 was brought before the Senate for consideration on motion of Senator Cook.

SB 272 - AN ACT TO AMEND TITLE 14 AND TITLE 29 RELATING TO LEAVE OF ABSENCE FOR MILITARY SERVICE.

Senators Bunting and McBride commented.

SA 1 to SB 272 was brought before the Senate for consideration on motion of Senator Cook.

Roll call vote on **SA 1 to SB 272** was taken and revealed:

YES: 21

SA 1 to SB 272 was declared part of the bill.

SB 272 w/SA 1 was now before the Senate.

Senator McBride commented.

Roll call vote on **SB 272 w/SA 1** was taken and revealed:

YES: 21

SB 272 w/SA 1 was declared passed the Senate as amended and sent to the House for Consideration.

HB 216 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Henry.

HB 216 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO FIRE PREVENTION.

Senator Marshall questioned the floor manager, after which Senator Henry requested the privilege of the floor for Willard F. Preston, III, representing the State Fire Marshal.

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

Senator Henry moved to lay **HB 216 w/HA 1** on the Table. No objection.

Additions to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for January 10, 2002.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/09/02**

SA 1 to SB 272 - Sponsor: Sen. Cook; Placed with the bill.

SA 2 to SB 271 - Sponsor: Sen. Sharp; Placed with the bill.

SA 1 to SB 271 - Sponsor: Sen. Amick; Placed with the bill.

SB 270 - AN ACT TO AMEND TITLES 20 AND 30 OF THE DELAWARE CODE RELATING TO SUPPLEMENTAL INCOME GRANTS AND BENEFITS FOR DELAWAREANS CALLED TO EXTENDED ACTIVE DUTY IN THE DELAWARE NATIONAL GUARD OR UNITED STATES MILITARY RESERVE AND ASSOCIATED TAX CREDITS AND LICENSE FEE REDUCTIONS. Sponsor: Sen. Bunting; Sens. Marshall, Connor, Still; Reps. Spence, Buckworth, B. Ennis, Keeley, Oberle, Price; **Finance**.

SB 276 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE CRIMINAL JURISDICTION OF INFERIOR COURTS. Sponsor: Sen. Winslow; **Judiciary**.

SB 277 - AN ACT DIRECTING THE STATE BUDGET DIRECTOR TO ISSUE A PAYMENT IN RESTITUTION IN THE AMOUNT OF \$500 TO MR. RICHARD TALLMAN OF LEWES DELAWARE IN FULL SETTLEMENT FOR INJURIES HE SUSTAINED IN CAPE HENLOPEN STATE PARK. Sponsor: Sen. Bunting; **Finance**.

SB 278 - AN ACT TO AMEND AN ACT BEING CHAPTER 2 OF VOLUME 73, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE" TO PROVIDE FOR REFUNDING ALL OUTSTANDING BONDS OR OTHER INDEBTEDNESS OF THE TOWN TO INCLUDE REFINANCING SUCH BONDS OR OTHER EVIDENCES OF INDEBTEDNESS. Sponsor: Sen. Bunting; Rep. Price; **Community/County Affairs**.

SB 279 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FISHING. Sponsor: Sen. Simpson; Rep. Quillen; **Natural Resources & Environmental Control**.

SB 280 - AN ACT TO AMEND CHAPTER 295, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING AN ACT ENTITLED: "AN ACT TO RE-

INCORPORATE THE TOWN OF BETHANY BEACH," TO AUTHORIZE THE TOWN COUNCIL TO CHANGE THE DATE FOR THE ANNUAL ELECTION IN ANY YEAR BY VOTE TAKEN NOT LATER THAN JULY 1ST OF THAT YEAR.

Sponsor: Sen. Bunting; Rep. Price; Community/County Affairs.

SB 281 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO COURT COMMISSIONERS. Sponsor: Sen. Winslow; Reps. Wagner, Valihura; Sens. Amick, Bonini, Cloutier, Connor, Cook, Henry, Simpson, Sokola, Sorenson, Still, Vaughn; Reps. Buckworth, Carey, Cathcart, Ewing, Fallon, Houghton, Hudson, Keeley, Quillen; Judiciary.

SJR 11 - DIRECTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF PUBLIC SAFETY TO UPDATE AND REVISE EXISTING SCHOOL SAFETY EMERGENCY PROCEDURES IN LIGHT OF THE INCREASED THREAT OF TERRORIST ATTACKS IN DELAWARE. Sponsor: Sen. Venables; Rep. Spence; Sens. Sokola, Blevins, Bunting, Cloutier; Reps. Lavelle, B. Ennis, West, Price, Keeley; Education.

The following nomination(s) were assigned to the Executive Committee:

Mr. Michael P. Cebrick 1367 Persimmon Tree Rd. Dover, DE 19901	To be appointed a member of the Enhanced 911 Emergency Reporting System Service Board to serve a term of two years.
Mr. Craig S. Harrington 4 Exeter Place Newark, DE 19711	To be appointed a member of the Enhanced 911 Emergency Reporting System Service Board to serve a term of one year.
Mr. Vance G. Daniels, Sr. 9242 Daniels Road Lincoln, DE 19960	To be appointed to the Unemployment Insurance Appeals Board to serve a term to expire May 1, 2006.
Mr. Victor R. Epolito RT. 3, Box 111 F Milton, DE 19968	To be appointed a member of the Industrial Accident Board to serve a term to expire June 30, 2007.
Ms. Debora Foor 10 Weez Court Moore's Meadows Dover, DE 19901	To be appointed a Justice of the Peace for Kent County to serve a four - year term from date of swearing in.
Mr. James L. Ford, Jr. 41 North Turnberry Drive Dover, DE 19901	To be appointed as Chairperson of the Enhanced 911 Emergency Reporting System Service Board to serve a term during the pleasure of the Governor.
Mrs. Debra J. Sharp 14 Glencoe Drive Newark, DE 19702	To be appointed a member of the Enhanced 911 Emergency Reporting System Service Board to serve a term of one year.
Mr. Michael F. Metcalf 210 Tinsley Court Newark, DE 19702	To be appointed a member of the Enhanced 911 Emergency Reporting System Service Board to serve a term of two years.

Mr. James E. Turner, III
P.O. Box 232
Clayton, DE 19938

To be appointed a member
of the Enhanced 911
Emergency Reporting
System Service Board to
serve a term of three years.

Mr. Thomas M. Jarrett
17 Higgins Road
Newark, DE 19711

To be appointed as
Secretary of the Delaware
Department of Technology
and Information to serve a
term at the pleasure of the
Governor.

Mr. Thomas M. Jarrett
17 Higgins Road
Newark, DE 19711

To be appointed a member
of the Enhanced 911
Emergency Reporting
System Service Board to
serve a three year term.

* * *

On motion of Senator Adams, the Senate recessed at 05:08 PM until 02:00 PM on January 10, 2002.

The reconvened at 02:35 PM on January 10, 2002 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 25; HCR 27**.

Senator Bonini requested the personal privilege of the floor to introduce his wife, Dr. Melissa Harrington.

Senator Amick requested the privilege of the floor for Senator and Mrs. Bonini to present them a tribute, after which they were excused.

Senator(s) Marshall, McBride and Sharp commented.

At 02:45 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Third Legislative Day.

**3rd LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 10, 2002**

The Senate convened at 02:45 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Bonini followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

The following committee report was announced:

From Committee to Combat Drug Abuse: **SJR 12** - 4 Merits.

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

SB 232 - AN ACT TO AMEND TITLE 21 RELATING TO MOTOR VEHICLE VOLUNTARY ASSESSMENT PROCEDURES AND THE UNIFORM TRAFFIC COMPLAINT AND SUMMONS.

SA 1 to SB 232 was brought before the Senate for consideration on motion of Senator Henry.

Roll call vote on **SA 1 to SB 232** was taken and revealed:

YES: 21

SA 1 to SB 232 was declared part of the bill.

SA 2 to SB 232 was introduced and brought before the Senate for consideration on the motion of Senator Henry.

Senator Amick questioned the sponsor, after which Senator Henry requested the privilege of the floor for Edward Davis, representing Justice of the Courts.

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

Roll call vote on SA 2 to SB 232 was taken and revealed:

YES: 21

SA 2 to SB 232 was declared part of the bill.

SB 232 w/SA 1 & SA 2 was now before the Senate.

Senator Henry requested the privilege of the floor once again for Edward Davis, representing Justice of the Courts.

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

Senator Henry moved to lay SB 232 w/SA 1 & SA 2 on the Table. No objection.

Senator Adams moved to recess for Party Caucus at 03:25 PM.

The Senate reconvened at 04:38 PM with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed HB 315 w/HA 1; SB 271 w/SA 1 & SA 2.

HB 254 was brought before the Senate for consideration on the motion of the floor manager, Senator Adams.

HB 254 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A TECHNOLOGY INVESTMENT COUNCIL.

Senator Adams deferred to Senator McBride.

Senator Bunting commented.

Roll call vote on HB 254 was taken and revealed:

YES: 21

HB 254 was declared passed the Senate and returned to the House.

SB 300 was introduced and assigned to the **Executive** Committee on the motion of Senator Sharp.

SB 300 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS. Sponsor: Sen. Sharp, Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sokola, Vaughn, Venables.

Senator Sharp commented on redistricting and SB 300.

Senator Bonini commented.

Senator Cook requested the personal privilege of the floor to introduce Scott Douglas, former Budget Director who was present in the chamber.

Addition to the agenda, committee and other legislative meetings were announced.

Senator McBride requested that SB 207 be Stricken. No objection.

Senator Winslow requested that SA 1 to SB 91 be Stricken. No objection.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/10/02**

SA 1 to SB 232 - Sponsor: Sen. Henry - Placed with the bill.

SB 282 - AN ACT TO AMEND CHAPTER 214, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING THE CHARTER OF THE TOWN OF NEWPORT. Sponsor: Sen. Sharp; Roy, Rep. Oberle; **Judiciary**.

SJR 12 - EXTENDING THE TIME FOR THE TREATMENT TASK FORCE BY THE 141ST GENERAL ASSEMBLY SENATE JOINT RESOLUTION NO. 4, TO REPORT ON DRUG TREATMENT AVAILABILITY FOR THOSE PERSONS SUFFERING FROM SUBSTANCE ABUSE. Sponsor: Sen. Henry; **Committee to Combat Drug Abuse**.

The following nomination(s) were assigned to the **Executive** Committee:

Thomas J. Burns
234 Pine Valley Road
Dover, DE 19904

To be appointed a member of the Board of Trustees
of the University of Delaware for a term to expire
December 18, 2006.

Mrs. Mary Jane Willis
677 Lake Drive West
Smyrna, DE 19977

To be appointed a member of the Board of Trustees
of the University of Delaware for a term to expire
May 18, 2007.

Dr. Jacquelyn Owens Wilson
R. D. 2, Box 182
Frankford, DE 19945

To be appointed a member of the Board of Trustees
of the University of Delaware for a term to expire
December 18, 2007.

* * *

On motion of Senator Adams, the Senate recessed at 04:53 PM until January 15, 2002 at 02:00 PM.

The Senate reconvened at 02:50 PM on January 15, 2002 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 348; HB 356; HB 354 w/HA 1.**

LEGISLATIVE ADVISORY #16 through #23, from the Office of Counsel to the Governor was announced for the record, partially read and copies made available to the members upon request.

LEGISLATIVE ADVISORY #16, dated June 28, 2001, the Governor signed the following legislation on the dates indicated:

HB #142 aab HA #1 (6/27/01) – AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE GOVERNMENT OF KENT COUNTY. (Sponsors: Rep. B. Ennis; Reps. Buckworth, Caulk, Ewing, Houghton, Quillen, Stone, Thornburg, Wagner; Sen. Vaughn) (Volume 73, Chapter 63, Laws of Delaware.)

HB #169 aab SA #1 (6/27/01) – AN ACT TO AMEND CHAPTER 42, VOLUME 53, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT AMENDING REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF SEAFORD RELATING TO ELECTRIC CURRENT”. (Sponsors: Rep. Fallon & Sen. Venables) (Volume 73, Chapter 64, Laws of Delaware.)

SB #40 aab SA #1 (6/27/01) – AN ACT TO AMEND VARIOUS TITLES OF THE DELAWARE CODE BY UPDATING AND REPLACING REMAINING REFERENCES TO THE “DEPARTMENT OF PUBLIC INSTRUCTION”, THE “SUPERINTENDENT OF PUBLIC INSTRUCTION”, AND THE “STATE BOARD OF EDUCATION”. (Sponsors: Sen. Cloutier & Sen. Sokola; Sens. Amick, Bonini, Conner, Simpson, Sorenson, Still, Winslow; Reps. Brady, Buckworth, B. Ennis, DiLiberto, Ewing, Fallon, Hudson, Keeley, Lofink, Miro, Reynolds, Schroeder, Valihura, Viola, West) (Volume 73, Chapter 65, Laws of Delaware.)

SB #60 aab SA #2 (6/27/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE EMPLOYMENT OF PERSONNEL BY THE DEPARTMENT OF CORRECTION. (Sponsors: Sen. Vaughn & Rep. Lee) (Volume 73, Chapter 66, Laws of Delaware.)

SB #119 (6/27/01) – AN ACT TO AMEND CHAPTER 60, TITLE 7, OF THE DELAWARE CODE RELATING TO THE FORMULATION AND IMPLEMENTATION OF A SOURCE WATER PROTECTION PROGRAM. (Sponsors: Sen. McBride & Rep. Quillen; Sen. Conner; Reps. Mulrooney & Price) (Volume 73, Chapter 67, Laws of Delaware.)

SB #122 (6/27/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPUTY SECRETARY, DIVISION OF DIRECTORS, AND ACTING SECRETARY. (Sponsors: Sen. Blevins & Rep. Maier; Sens. DeLuca, Henry, Marshall, McDowell & Amick; Reps. Buckworth, Carey, Fallon, Hudson, Lavelle, Lee, Lofink, Smith, Spence, Stone, Ulbrich, Wagner & Price) (Volume 73, Chapter 68, Laws of Delaware.)

SB #125 (6/27/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SURPLUS LINES BROKERS. (Sponsors: Sen. Cook & Rep. Hudson) (Volume 73, Chapter 69, Laws of Delaware.)

SB #142 (6/27/01) – AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE RELATING TO SUBPOENAS. (Sponsors: Sen. Sokola & Rep. Miro) (Volume 73, Chapter 70, Laws of Delaware.)

SB #167 (6/27/01) – AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO TRUSTS. (Sponsors: Sen. Adams & Rep. Stone) (Volume 73, Chapter 71, Laws of Delaware.)

SB #175 aab SA #1 (6/27/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTAGIOUS DISEASES GENERALLY. (Sponsors: Sen. Blevins & Rep. Maier) (Volume 73, Chapter 72, Laws of Delaware.)

SB #178 aab SA #1 (6/27/01) – AN ACT TO AMEND 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. (Sponsors: Sen. Sharp & Rep. Wagner; Sens. Adams, Vaughn & Winslow; Reps. Valihura & DiLiberto) (Volume 73, Chapter 73, Laws of Delaware.)

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LEGISLATIVE ADVISORY #17, dated July 5, 2001, the Governor signed the following legislation on the dates indicated:

HJR #16 (6/28/01) – THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 2002. (Sponsors: Reps. DiPinto & Gilligan & Hudson; Sens. Cook & Still)

HJR #17 (6/28/01) – THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 2001. (Sponsors: Reps. DiPinto & Gilligan & Hudson; Sens. Cook & Still)

HB #350 (6/28/01) – AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2002; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsors: Rep. DiPinto & Sen. Vaughn; Reps. Buckworth, D. Ennis, Fallon, Brady, Houghton; Sens. Cook, Henry, McBride, Cloutier, Winslow) (Volume 73, Chapter 74, Laws of Delaware.)

SB #70 aab SA 2 (6/28/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO TEACHER CONTROL OF THE CLASSROOM. (Sponsors: Sen. Sokola & Rep. Reynolds; Sens. Bunting, DeLuca, Simpson; Reps. Miro, Roy, Ulbrich, Valihura) (Volume 73, Chapter 75, Laws of Delaware.)

SB #45 (6/30/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LEAVE TO SERVE ON VETERAN FUNERAL DETAIL. (Sponsors: Sen. Winslow & Rep. Cathcart; Sen. Bonini) (Volume 73, Chapter 76, Laws of Delaware.)

SB #46 (6/30/01) – AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO USE TAXES. (Sponsors: Sen. Simpson & Rep. Carey) (Volume 73, Chapter 77, Laws of Delaware.)

SB #80 aab SA #1 & HA #1 (6/30/01) – AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE FRANCHISING PRACTICES. (Sponsors: Sen. Adams & Rep. DiPinto; Sens. Vaughn, Simpson, Still; Reps. Buckworth, Carey, D. Ennis, Ewing, Fallon, Hudson, Maier, Quillen, Spence, Stone, Ulbrich, B. Ennis, Gilligan, Price) (Volume 73, Chapter 78, Laws of Delaware.)

SB #120 (6/30/01) – AN ACT TO AMEND TITLES 10 AND 29 OF THE DELAWARE CODE RELATING TO ASSIGNMENTS AND PENSIONS OF RETIRED JUSTICES OF THE PEACE TO ACTIVE DUTY. (Sponsors: Sen. Adams & Rep. Ewing; Sens. Bunting, Vaughn, Venables, Amick, Bonini, Winslow; Reps. Wagner, B. Ennis, DiLiberto, Gilligan, Keeley, Price, West) (Volume 73, Chapter 79, Laws of Delaware.)

SS #1 to SB #146 (7/01/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO LICENSING OF INSURANCE AGENTS, BROKERS, AND OTHER LICENSEES OF THE INSURANCE DEPARTMENT. (Sponsors: Sen. Cook & Rep. Hudson) (Volume 73, Chapter 80, Laws of Delaware.)

SB #157 aab SA #1 (6/30/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE DATA SECURITY OF THE DELAWARE STUDENT TESTING PROGRAM AND DATA REPORTING. (Sponsors: Sen. McBride & Rep. Reynolds; Sens. DeLuca, Sokola, Simpson, Still, Winslow; Reps. Buckworth, Wagner, Gilligan, Price, Schroeder) (Volume 73, Chapter 81, Laws of Delaware.)

SB #164 (6/30/01) – AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (Sponsors: Sen. Sharp & Rep. Wagner; Sen. Adams, Vaughn, Winslow; Reps. Valihura, DiLiberto) (Volume 73, Chapter 82, Laws of Delaware.)

SB #173 (6/30/01) – AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATIONS OF FOREIGN LIMITED LIABILITY COMPANIES. (Sponsors: Sen. Sharp & Rep. Wagner; Sens. Adams, Vaughn, Winslow; Reps. Valihura, DiLiberto) (Volume 73, Chapter 83, Laws of Delaware.)

SB #176 (6/30/01) – AN ACT TO AMEND CHAPTER 294, VOLUME 72, LAWS OF DELAWARE, AND TITLE 14 OF THE DELAWARE CODE RELATING TO IMPLEMENTATION OF THE PROFESSIONAL STANDARDS BOARD. (Sponsors: Sen. Sokola & Rep. Reynolds; Rep. Ulbrich) (Volume 73, Chapter 84, Laws of Delaware.)

SB #177 (6/30/01) – AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS. (Sponsors: Sen. Sharp & Rep. Wagner; Sens. Adams, Vaughn, Winslow; Reps. Valihura, DiLiberto) (Volume 73, Chapter 85, Laws of Delaware.)

SS #1 to SB #215 aab SA #1 & SA #2 (7/01/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A NEW CHAPTER 90C CREATING THE DEPARTMENT OF TECHNOLOGY AND INFORMATION AND DEFINING THE FUNCTIONS OF THE CHIEF INFORMATION OFFICER OF THE STATE. (Sponsors: Sen. McBride & Rep. Roy; Sens. Blevins, Henry, McDowell, Sokola, Vaughn, Cloutier, Winslow; Reps. Carey, Cathcart, DiPinto, Fallon, Hudson, Lofink, Oberle, Wagner, Gilligan, Price, Schroeder, Viola) (Volume 73, Chapter 86, Laws of Delaware.)

SB #218 (6/30/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE MALICIOUS OBSTRUCTION OF EMERGENCY TELEPHONE CALLS AND FALSELY REPORTING AN INCIDENT. (Sponsors: Sen. Sokola & Rep. Wagner) (Volume 73, Chapter 87, Laws of Delaware.)

HB #192 aab HA #1 (6/30/01) – AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE REALTY TRANSFER TAX. (Sponsors: Rep. Schroeder & Sen. McBride & Sen. Sharp; Reps. Carey, DiPinto, B. Ennis, Fallon, Keeley, Plant, Price, Quillen, Van Sant, Viola; Sens. Blevins, Bunting, DeLuca, Henry, Simpson, Sokola, Venables, Amick, Bonini, Cloutier, Connor, Sorenson, Still, Winslow) (Volume 73, Chapter 88, Laws of Delaware.)

HB #204 aab HA #1 & SA #1 (6/30/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE COVERAGE FOR RECONSTRUCTIVE SURGERY FOLLOWING MASTECTOMIES. (Sponsors: Rep. Stone & Sen. Cook; Reps. Boulden, Brady, Carey, Cathcart, Caulk, DiLiberto, DiPinto, B. Ennis, Fallon, Gilligan, Houghton, Hudson, Keeley, Lee, Lofink, Maier, Mulrooney, Oberle, Plant, Price, Reynolds, Schroeder, Scott, Spence, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, West, Williams; Sens. Cloutier, Connor, Henry, McDowell, Simpson, Sokola, Sorenson, Winslow) (Volume 73, Chapter 89, Laws of Delaware.)

HB #225 aab HA #1 (7/01/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO FEES, COSTS, AND CHARGES TO BE COLLECTED BY THE INSURANCE COMMISSIONER. (Sponsors: Rep. Stone & Sen. Cook) (Volume 73, Chapter 90, Laws of Delaware.)

HB #226 (6/30/01) – AN ACT TO AMEND TITLES 9, 10, 15, AND 29 OF THE DELAWARE CODE RELATING TO THE REGISTER IN CHANCERY OFFICE. (Sponsors: Rep. Hudson & Rep. Schroeder) (Volume 73, Chapter 91, Laws of Delaware.)

HB #303 (6/30/01) – AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE TRANSITION OF THE OFFICE OF THE REGISTER IN CHANCERY FROM COUNTY TO STATE GOVERNMENT. (Sponsors: Rep. Wagner & Rep. Gilligan) (Volume 73, Chapter 92, Laws of Delaware.)

HB #308 (7/01/01) – AN ACT TO AMEND TITLE 10, DELAWARE CODE RELATING TO INCREASING VARIOUS JUSTICE OF THE PEACE COURT COSTS. (Sponsors: Rep. Hudson & Sen. Marshall) (Volume 73, Chapter 93, Laws of Delaware.)

HB #351 (7/01/01) – AN ACT MAKING APPROPRIATIONS FOR CERTAIN GRANTS-IN-AID FOR THE FISCAL YEAR ENDING JUNE 30, 2002; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE

EXPENDITURE OF SUCH FUNDS; AMENDING THE FISCAL YEAR 2002 APPROPRIATIONS ACT; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Sponsors: Rep. DiPinto & Sen. Vaughn; Reps. Buckworth, D. Ennis, Fallon, Brady, Houghton; Sens. Cook, Henry, McBride, Cloutier, Winslow) (Volume 73, Chapter 94, Laws of Delaware.)

HJR #19 (7/01/01) – THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUE FOR FISCAL YEAR 2002. (Sponsors: Reps. DiPinto & Gilligan & Hudson; Sens. Cook & Still)

SB #250 (7/02/01) – A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2002; DEAUTHORIZING STATE GUARANTEED BOND AUTHORIZATIONS; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE. (Sponsors: Sen. Blevins & Rep. Roy; Sens. Cook, McBride, Venables, Bonini, Connor; Reps. Carey, Lofink, Oberle, Schroeder, Williams, Cathcart, Miro, Stone, Wagner, Keeley) (Volume 73, Chapter 95, Laws of Delaware.)

SB #181 aab SA #1 (7/03/01) – AN ACT TO AMEND TITLES 16 AND 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE. (Sponsors: Sen. Blevins & Rep. Maier; Sens. Cook, Bunting, Connor, DeLuca, Henry, Marshall, McDowell, Simpson, Sokola, Sorenson, Winslow; Reps. DiLiberto, DiPinto, Ewing, Hudson, Price, Viola, Wagner, West) (Volume 73, Chapter 96, Laws of Delaware.)

SB #144 aab SA #2 (7/03/01) – AN ACT TO AMEND TITLES 16, 22, 29, AND 31 OF THE DELAWARE CODE RELATING TO PERSONS WITH MENTAL RETARDATION OR OTHER SPECIFIC DEVELOPMENTAL DISABILITIES. (Sponsors: Sen. Blevins & Rep. Maier; Sens. Henry, Marshall, McDowell, Amick, Connor, Still; Reps. Buckworth, Cathcart, Fallon, Hudson, Lofink, Roy, Smith, Spence, Stone, Ulbrich, Valihura, Wagner, Price) (Volume 73, Chapter 97, Laws of Delaware.)

The following amendments to the Delaware Constitution do not require the signature of Governor Minner:

HS #1 to HB #85 – AN ACT CONCURRING IN A PROPOSED AMENDMENT TO SECTIONS 22 AND 23, ARTICLE III, AND ARTICLE IV OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO THE APPOINTMENT BY THE COURT OF CHANCERY OF A REGISTER IN CHANCERY AND THE POWERS AND DUTIES OF THE REGISTER IN CHANCERY. (Sponsors: Rep. Hudson & Sen. Adams; Reps. Spence, Smith, Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, D. Ennis, Ewing, Fallon, Lavelle, Maier, Miro, Quillen, Stone, Ulbrich, Valihura, Wagner; Sens. Bunting, Amick, Cloutier, Connor, Sorenson, Winslow) (Volume 73, Chapter 98, Laws of Delaware)

HB #8 – AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE V, SECTION 2 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO REFERENCES TO PEOPLE WITH MENTAL ILLNESS AND PAUPERS. (Sponsors: Rep. DiLiberto & Sen. Blevins) (Volume 73, Chapter 99, Laws of Delaware.)

HB #10 – AN ACT CONCURRING IN A PROPOSED AMENDMENT OF ARTICLE IV OF THE CONSTITUTION OF THE STATE OF DELAWARE BY THE ADDITION OF A NEW SECTION 39 CREATING THE JUDICIAL OFFICE OF SENIOR JUDGE. (Sponsors: Rep. DiLiberto & Rep. Wagner; Sens. Adams, Winslow) (Volume 73, Chapter 100, Laws of Delaware.)

SB #158 – AN ACT PROPOSING AN AMENDMENT TO ARTICLE IX, SECTION 3 OF THE CONSTITUTION OF THE STATE OF DELAWARE OF 1897, AS AMENDED, RELATING TO THE TYPES OF CONSIDERATION THAT MAY BE RECEIVED IN EXCHANGE FOR THE ISSUANCE OF STOCK. (Sponsors:

Sen. Sharp & Rep. Wagner; Sens. Adams, Vaughn, Winslow, Reps. Valihura, DiLiberto)
(Volume 73, Chapter 101, Laws of Delaware.)

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LEGISLATIVE ADVISORY #18, dated July 10, 2001, the Governor signed the following legislation on the dates indicated:

HB #77 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE CORRECTIONAL OFFICER ASSISTANCE FUND. (Sponsor: Rep. Quillen) (Volume 73, Chapter 102, Laws of Delaware.)

HB #98 (7/9/01) – AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO SALARIES OF JUSTICES OF THE PEACE, PROHIBITED ACTIVITIES AND EMPLOYMENT. (Sponsors: Rep. Wagner & Sen. Venables; Reps. Boulden, Carey, Cathcart, DiPinto, D. Ennis, Hudson, Quillen, Stone, Valihura, Brady, DiLiberto, Keeley, Price, Schroeder) (Volume 73, Chapter 103, Laws of Delaware.)

HB #106 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLES 14 AND 29 OF THE DELAWARE CODE RELATING TO LEAVE FOR STATE EMPLOYEES, TEACHERS AND SCHOOL EMPLOYEES. (Sponsors: Rep. Buckworth & Sen. McBride; Reps. Maier, DiLiberto; Sen. Bonini) (Volume 73, Chapter 104, Laws of Delaware.)

HB #158 (7/9/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION. (Sponsors: Rep. Viola & Sen. DeLuca; Reps. Brady, DiLiberto, Keeley, Maier, Mulrooney, Price, Schroeder, Spence, Van Sant, West; Sens. Connor, Marshall, McDowell, Sokola, Sorenson, Venables) (Volume 73, Chapter 105, Laws of Delaware.)

HB #163 aab SA #1 (7/9/01) – AN ACT TO AMEND TITLE 11, DELAWARE CODE RELATING TO THEFT AND RELATED OFFENSES AND CIVIL ACTIONS. (Sponsors: Rep. Roy & Sen. McBride) (Volume 73, Chapter 106, Laws of Delaware.)

HB #174 (7/9/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE CRIMES OF POSSESSION OF A DEADLY WEAPON DURING THE COMMISSION OF A FELONY AND POSSESSION OF A FIREARM DURING THE COMMISSION OF A FELONY. (Sponsors: Rep. Lee & Sen. Vaughn) (Volume 73, Chapter 107, Laws of Delaware.)

HB #175 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSIVE TOUCHING. (Sponsors: Rep. Lee & Sen. Vaughn) (Volume 73, Chapter 108, Laws of Delaware.)

HB #209 aab HA #1 & HA #2 (7/9/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE REPORTING OF CRIMES BY SCHOOL OFFICIALS. (Sponsors: Rep. Spence & Sen. Blevins) (Volume 73, Chapter 109, Laws of Delaware.)

HB #215 (7/9/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE LENGTH OF TIME FOR MAINTENANCE OF PERSONNEL RECORDS OF SCHOOL DISTRICT EMPLOYEES. (Sponsors: Rep. Plant; Rep. Gilligan; Reps. Brady, Buckworth, Carey, DiLiberto, DiPinto, B. Ennis, Ewing, Houghton, Keeley, Lofink, Maier, Mulrooney, Price, Schroeder, Scott, Thornburg, Van Sant, Viola, West, Williams; Sen. Cook) (Volume 73, Chapter 110, Laws of Delaware.)

HB #221 (7/9/01) – AN ACT TO AMEND CHAPTER 1 OF PART I OF TITLE 10 OF THE DELAWARE CODE DEALING WITH APPEALS TO THE SUPREME COURT. (Sponsors: Rep. Van Sant & Sen. Venables; Reps. Brady, Buckworth, DiPinto, B. Ennis, Ewing, Fallon, Houghton, Quillen, Thornburg, West; Sens. Simpson, Winslow) (Volume 73, Chapter 111, Laws of Delaware.)

HB #236 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TOBACCO PRODUCT TAX. (Sponsors: Rep. DiPinto & Sen. Vaughn) (Volume 73, Chapter 112, Laws of Delaware.)

HB #237 (7/9/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO AGGRESSIVE DRIVING. (Sponsors: Rep. Oberle & Sen. Henry) (Volume 73, Chapter 113, Laws of Delaware.)

HB #261 (7/9/01) – AN ACT TO AMEND SECTION 47, CHAPTER 158, VOLUME 36, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF DOVER, RELATING TO ORDINANCES. (Sponsors: Rep. Stone & Rep. Wagner & Sen. Still) (Volume 73, Chapter 114, Laws of Delaware.)

HB #283 aab HA #1 (7/9/01) – AN ACT TO AMEND CHAPTERS 100 AND 101 OF TITLE 16 OF THE DELAWARE CODE TO PROVIDE FOR STATE PLANS FOR

THE IMPLEMENTATION OF WIRELESS E-911 SERVICE AND AN INTEGRATED WIRELINE AND WIRELESS E-911 SYSTEM AND FOR THE FUNDING THEREOF. (Sponsors: Rep. DiPinto & Sen. Adams) (Volume 73, Chapter 115, Laws of Delaware.)

HB #287 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE CHILD PROTECTION ACCOUNTABILITY COMMISSION. (Sponsors: Rep. Maier & Sen. Blevins & Rep. Hudson & Sen. McDowell) (Volume 73, Chapter 116, Laws of Delaware.)

SS #1 to SB #33 aab SA #2 (7/6/01) – AN ACT TO AMEND TITLE 7 AND TITLE 29 OF THE DELAWARE CODE WITH RESPECT TO NOTIFICATION OF ENVIRONMENTAL RELEASES, FACILITY PERFORMANCE, AND ESTABLISHMENT OF THE COMMUNITY INVOLVEMENT ADVISORY COUNCIL. (Sponsors: Sen. McBride & Rep. Quillen; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Marshall, McDowell, Sharp, Sokola, Vaughn, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow; Reps. Carey, Lofink, Oberle, Reynolds, Roy, Spence, Brady, DiLiberto, B. Ennis, Gilligan, Houghton, Keeley, Mulrooney, Price, Schroeder, Scott, Van Sant, Viola, West, Williams) (Volume 73, Chapter 117, Laws of Delaware.)

SB #192 aab SA #1 & HA #1 (7/6/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REGARDING NOTIFICATION OF DRINKING WATER CONTAMINANTS AND THE ESTABLISHMENT OF THE SAFE DRINKING WATER INFORMATION SYSTEM. (Sponsors: Sen. Blevins & Rep. Ulbrich; Sens. Bonini, Bunting, Connor, Henry, Sokola, Winslow; Reps. B. Ennis, Gilligan, Hudson, Keeley, Maier, Miro, Viola, Williams) (Volume 73, Chapter 118, Laws of Delaware.)

SS #1 to SB #53 (7/9/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE CREATING AN OFFICE OF WOMEN'S HEALTH. (Sponsors: Sen. Henry & Sen. Sorenson & Rep. Hudson; Sens. Blevins, Cook, Marshall, McDowell, Sokola, Cloutier, Connor; Reps. Fallon, Maier, Stone, Ulbrich, Wagner, Keeley, Plant, Price) (Volume 73, Chapter 119, Laws of Delaware.)

SB #58 (7/9/01) – AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO LICENSING OF DEALERS IN AGRICULTURAL PRODUCTS. (Sponsor: Sen. Bunting) (Volume 73, Chapter 120, Laws of Delaware.)

SB #111 (7/9/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO ATTORNEYS' FEES ALLOWED BY THE INDUSTRIAL ACCIDENT BOARD FOR SUCCESSFUL CLAIMANTS. (Sponsors: Sen. Marshall & Rep. Lofink; Sens. Adams, Blevins, DeLuca, Henry, McBride, McDowell, Sharp, Vaughn, Winslow; Reps. Oberle, Spence, Keeley, Mulrooney, Scott) (Volume 73, Chapter 121, Laws of Delaware.)

SB #116 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF SEX OFFENDERS. (Sponsors: Sen. Sharp & Rep. Spence) (Volume 73, Chapter 122, Laws of Delaware.)

SB #118 (7/9/01) – AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DISCLOSURE OF TAX INFORMATION. (Sponsors: Sen. Marshall & Rep. Hudson) (Volume 73, Chapter 123, Laws of Delaware.)

SB #123 (7/9/01) – AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FOOD FISHING LICENSES AND FOOD FISHING EQUIPMENT PERMITS. (Sponsors: Sen. McBride & Rep. Quillen; Sens. Venables, Simpson; Reps. Carey, Mulrooney, Price, West) (Volume 73, Chapter 124, Laws of Delaware.)

SB #132 (7/9/01) – AN ACT TO AMEND CHAPTER 26 OF TITLE 24 OF THE DELAWARE CODE RELATING TO PHYSICAL THERAPY AND ATHLETIC TRAINING. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley) (Volume 73, Chapter 125, Laws of Delaware.)

SB #137 aab SA #1 & SA #2 (7/9/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL STATUTES IN WHICH THE VICTIM IS AN ELDERLY PERSON OR THE AGE OR STATUS OF THE VICTIM IS AN ELEMENT OF AN OFFENSE OR A SENTENCING ENHANCER. (Sponsors: Sen. Marshall & Rep. Cathcart) (Volume 73, Chapter 126, Laws of Delaware.)

SB #138 (7/9/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CERTAIN CRIMES. (Sponsors: Sen. Blevins & Rep. Wagner; Sens. Bonini, Henry, Simpson, Sokola, Sorenson; Reps. Brady, Keeley, Price, Ulbrich) (Volume 73, Chapter 127, Laws of Delaware.)

SB #151 (7/9/01) – AN ACT TO AMEND CHAPTER 14, TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS.

(Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley) (Volume 73, Chapter 128, Laws of Delaware.)

SB #174 (7/9/01) – AN ACT TO AMEND TITLE 29, CHAPTER 69 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE REQUIREMENTS IN PUBLIC CONSTRUCTION CONTRACTS. (Sponsors: Sen. Marshall & Rep. Lofink) (Volume 73, Chapter 129, Laws of Delaware.)

SB #179 (7/9/01) – AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO SUBPOENAS AND WARRANTS IN CRIMINAL AND DELINQUENCY CASES. (Sponsors: Sen. Cook & Rep. Wagner) (Volume 73, Chapter 130, Laws of Delaware.)

SB #182 (7/9/01) – AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAX RETURNS AND PAYMENTS. (Sponsors: Sen. Marshall & Rep. Hudson) (Volume 73, Chapter 131, Laws of Delaware.)

SB #185 aab SA #1 & HA #1 (7/9/01) – AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO OYSTERS. (Sponsors: Sen. McBride & Rep. Quillen) (Volume 73, Chapter 132, Laws of Delaware.)

SB #198 (7/9/01) – AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO APPEALS FROM DECISIONS OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley) (Volume 73, Chapter 133, Laws of Delaware.)

SB #199 (7/9/01) – AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BONDING OF THE EMPLOYEES OF ALCOHOLIC BEVERAGE CONTROL. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley) (Volume 73, Chapter 134, Laws of Delaware.)

SB #200 (7/9/01) – AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley) (Volume 73, Chapter 135, Laws of Delaware.)

SB #201 aab HA #1 (7/9/01) – AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOL LICENSES. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, DiLiberto, Keeley, Price) (Volume 73, Chapter 136, Laws of Delaware.)

SB #210 (7/9/01) – AN ACT TO AMEND TITLES 11 AND 14 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF PRISON EDUCATION PROGRAMS. (Sponsors: Sen. Vaughn & Rep. Lee) (Volume 73, Chapter 137, Laws of Delaware.)

SB #212 (7/9/01) – AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DISTRIBUTION SYSTEM IMPROVEMENT CHARGES BY REGULATED WATER UTILITIES. (Sponsors: Sen. Adams & Rep. Fallon; Reps. Buckworth, Carey, Cathcart, D. Ennis, Hudson, Lee, Lofink, Maier, Miro, Quillen, Roy, Smith, Spence, Stone, Ulbrich, B. Ennis, Gilligan, Houghton, Mulrooney, Price, Schroeder, Scott, Viola; Sens. Blevins, Sokola) (Volume 73, Chapter 138, Laws of Delaware.)

SB #217 (7/9/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE LOTTERY. (Sponsors: Sen. Sharp & Rep. Oberle) (Volume 73, Chapter 139, Laws of Delaware.)

SB #222 aab SA #1 (7/9/01) – AN ACT RELATING TO PERMITTING THE COLONIAL SCHOOL DISTRICT TO CONVEY TO NEW CASTLE COUNTY THE BUILDING AT 3601 NORTH DUPONT HIGHWAY, NEW CASTLE, DELAWARE AND TO CONVEY TO DELAWARE CITY THE BUILDING AT 5TH AND BAYARD STREETS, DELAWARE CITY, DELAWARE. (Sponsors: Sen. Vaughn; Sens. Henry, McBride, Connor; Reps. Lofink, Reynolds, Spence, Smith, Houghton, Mulrooney) (Volume 73, Chapter 140, Laws of Delaware.)

SB #223 aab SA #1 (7/9/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE DELAWARE HEALTH CARE COMMISSION. (Sponsors: Sen. Blevins & Rep. Hudson) (Volume 73, Chapter 141, Laws of Delaware.)

SB #227 (7/9/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ELIGIBILITY LISTS. (Sponsors: Sen. Cook & Rep. Wagner; Sens.

Marshall, Sokola, Simpson; Reps. D. Ennis, B. Ennis, Plant, Van Sant, Williams)
(Volume 73, Chapter 142, Laws of Delaware.)

SB #230 aab SA #1 (7/9/01) – AN ACT TO AMEND TITLES 1, 14, 16, 29, AND 30 OF THE DELAWARE CODE CREATING A NEW DIVISION WITHIN THE DEPARTMENT OF ADMINISTRATIVE SERVICES BY COMBINING THE POWERS AND DUTIES OF THE DIVISION OF SUPPORT OPERATIONS AND THE DIVISION OF PURCHASING AND RENAMING THE NEW DIVISION “THE DIVISION OF SUPPORT SERVICES.” (Sponsors: Sen. Cook & Rep. Cathcart; Sens. Bunting, Simpson) (Volume 73, Chapter 143, Laws of Delaware.)

SB #241 (7/9/01) – AN ACT TO AMEND THE DELAWARE CODE RELATING TO PROFESSIONS AND OCCUPATIONS AND CREATING THE DELAWARE UNIFORM ATHLETE AGENTS ACT. (Sponsors: Sen. Sokola & Rep. Wagner) (Volume 73, Chapter 144, Laws of Delaware.)

SS #1 to SB #251 (7/9/01) – AN ACT TO AMEND CHAPTER 115, VOLUME 69, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO REINCORPORATE THE CITY OF HARRINGTON” RELATING TO ELECTIVE OFFICE. (Sponsors: Sen. Cook & Sen. Simpson & Rep. Quillen) (Volume 73, Chapter 145, Laws of Delaware.)

SB #256 (7/9/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO BENEFITS IN THE STATE EMPLOYEES’ PENSION PLAN. (Sponsors: Sen. Cook & Sen. DeLuca & Rep. Oberle; Sens. Sharp, Adams, Marshall, Amick, Blevins, Bonini, Bunting Cloutier, Connor, Henry, McBride, McDowell, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow; Reps. Smith, DiPinto, Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, DiLiberto, B. Ennis, D. Ennis, Ewing, Fallon, Houghton, Hudson, Keeley, Lavelle, Lee, Quillen, Gilligan, Lofink Maier, Miro, Mulrooney, Plant, Price, Reynolds, Roy, Schroeder, Scott, Spence, Stone, Thornburg, Ulbrich, Valihura, Van Sant, Viola, Wagner, West, Williams) (Volume 73, Chapter 146, Laws of Delaware.)

SJR #6 (7/9/01) – 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 REGULATION 24, SECTION 46 CONTROL OF VOC EMISSIONS AND THE ESTABLISHMENT OF A PERMANENT DELAWARE RIVER AND BAY OVERSIGHT COMMISSION. (Sponsors: Sen. McBride & Rep. Quillen; Sens. Vaughn, Venables, DeLuca, Simpson; Reps. DiPinto, D. Ennis, Mulrooney, Carey)

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LEGISLATIVE ADVISORY #19 dated July 13, 2001, the Governor signed the following legislation on the dates indicated:

HB #61 aab HA #1 & SA #1 & SA #2 (7/10/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REGARDING EXEMPTIONS FROM CIVIL LIABILITY. (Sponsors: Rep. Price & Sen. Bunting & Rep. Lee; Reps. Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, DiPinto, B. Ennis, Ewing, Fallon, Houghton, Keeley, Lavelle, Lofink, Mulrooney, Roy, Schroeder, Scott, Spence, Thornburg, Valihura, Van Sant, Viola, Wagner, West; Sens. Blevins, DeLuca, Henry, Marshall, McBride, Vaughn) (Volume 73, Chapter 147, Laws of Delaware.)

HB #75 (7/10/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES. (Sponsors: Rep. Keeley & Sen. McDowell; Reps. Brady, Cathcart, DiPinto, B. Ennis, Houghton, Lavelle, Oberle, Price, Reynolds, Scott, Smith, Spence, Thornburg, Ulbrich, Van Sant, Viola, Wagner, West, Williams; Sens. Cook, DeLuca, Henry, Simpson, Vaughn, Winslow) (Volume 73, Chapter 148, Laws of Delaware.)

HB #253 (7/10/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE STATE FIRE MARSHALL AND STATE FIRE PREVENTION COMMISSION. (Sponsors: Rep. Valihura; Reps. Carey, Cathcart, Caulk, DiPinto, Ewing, Fallon, Maier, Quillen, Reynolds, Stone, Brady, B. Ennis, Price, Scott; Sens. Amick, Bonini, Cloutier, Winslow) (Volume 73, Chapter 149, Laws of Delaware.)

HB #269 aab HA #1 (7/10/01) – AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO GUARDIANSHIPS AND PERMANENT GUARDIANSHIPS. (Sponsors: Rep. Maier & Rep. Buckworth & Sen. McDowell; Reps. Ulbrich, DiLiberto, Keeley; Sens. Blevins, McBride, Sorenson, Bonini, Cloutier, Connor, Simpson, Still, Winslow) (Volume 73, Chapter 150, Laws of Delaware.)

SB #110 aab SA #3 & SA #4 (7/11/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO GUN CHECKS FOR CONVICTED FELONS. (Sponsors: Sen. Henry & Rep. Hudson; Sens. Blevins, Marshall, McDowell, Sokola; Reps. Keeley, Ulbrich, Wagner, Williams) (Volume 73, Chapter 151, Laws of Delaware.)

SB #211 (7/10/01) – AN ACT TO AMEND CHAPTER 141, VOLUME 68, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF ODESSA”. (Sponsors: Sen. Vaughn; Rep. Cathcart) (Volume 73, Chapter 152, Laws of Delaware.)

SB #253 (7/10/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PURCHASE OF A MEDICAL LEAVE OF ABSENCE IN THE STATE EMPLOYEES’ PENSION PLAN. (Sponsors: Sen. Cook & Rep. Oberle; Sens. Sokola, Winslow; Rep. Reynolds) (Volume 73, Chapter 153, Laws of Delaware.)

SB #254 (7/10/01) – AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO SURVIVOR BENEFITS IN THE REVISED JUDICIARY PENSION PLAN. (Sponsors: Sen. Cook & Rep. Oberle; Sens. Sharp, Adams, Vaughn, Winslow; Reps. Gilligan, Wagner) (Volume 73, Chapter 154, Laws of Delaware.)

SB #224 aab SA #2 (7/10/01) – AN ACT TO AMEND AN ACT BEING CHAPTER 3, VOLUME 68, LAWS OF DELAWARE, AS AMENDED ENTITLED “AN ACT TO RE-INCORPORATE THE TOWN OF ELSMERE”. (Sponsors: Sen. Blevins & Rep. Van Sant; Rep. Houghton) (Volume 73, Chapter 155, Laws of Delaware.)

SB #209 (7/10/01) – AN ACT TO AMEND AN ACT ENTITLED: “AN ACT TO RE-INCORPORATE THE TOWN OF BETHANY BEACH”, AS AMENDED, RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE. (Sponsors: Sen. Bunting; Rep. Price) (Volume 73, Chapter 156, Laws of Delaware.)

SB #189 aab SA #1 & HA #2 & HA #4 (7/10/01) – AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE PUBLIC SERVICE COMMISSION AND COOPERATIVES. (Sponsors: Sen. Adams & Rep. Ewing; Sens. Cook, McDowell, Vaughn, Venables, Bonini; Reps. Buckworth, Boulden, Carey, Caulk, DiPinto, D. Ennis, Fallon, Hudson, Lee, Lofink, Maier, Oberle, Quillen, Smith, Stone, Thornburg, Brady, B. Ennis, Gilligan, Houghton, Keeley, Plant, Roy, Van Sant, West) (Volume 73, Chapter 157, Laws of Delaware.)

SB #150 aab SA #1 (7/10/01) – AN ACT TO AMEND CHAPTER 51, TITLE 24 OF THE DELAWARE CODE REGARDING COSMETOLOGY AND BARBERING AND CERTIFICATION OF AESTHETICIANS. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Sokola, Simpson, Still; Reps. Hudson, Valihura, Keeley, Price) (Volume 73, Chapter 158, Laws of Delaware.)

SB #117 aab SA #1 (7/10/01) – AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES” TO CLARIFY QUALIFICATIONS OF VOTERS IN MUNICIPAL ELECTIONS. (Sponsors: Sen. Bunting & Rep. Schroeder) (Volume 73, Chapter 159, Laws of Delaware.)

SB #152 aab SA #1 (7/11/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO DNA. (Sponsors: Sen. Winslow & Rep. Wagner; Sens. Adams, Blevins, Bunting, Cloutier, Connor, DeLuca, Sharp, Simpson, Sokola, Vaughn; Reps. Thornburg, Valihura, Williams) (Volume 73, Chapter 160, Laws of Delaware.)

SB #81 (7/12/01) – AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE JUSTICE OF THE PEACE CONSTABLES. (Sponsors: Sen. Cook & Rep. Oberle; Sens. Adams & McDowell; Reps. Spence & Lee) (Volume 73, Chapter 161, Laws of Delaware.)

SB #135 aab SA #5 (7/12/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO RESIDENTIAL HEALTH FACILITIES AND CERTIFIED NURSING ASSISTANT TRAINING. (Sponsors: Sen. Marshall & Rep. DiPinto; Sen. Blevins; Rep. Maier) (Volume 73, Chapter 162, Laws of Delaware.)

SB #154 (7/12/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO LEAVING THE SCENE OF AN ACCIDENT. (Sponsors: Sen. Sokola & Rep. Valihura) (Volume 73, Chapter 163, Laws of Delaware.)

SB #168 aab SA #2 (7/12/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. (Sponsors: Sen. Sokola & Rep. Reynolds; Sens. Cook, Simpson, Still; Reps. Gilligan & Viola) (Volume 73, Chapter 164, Laws of Delaware.)

SB #196 (7/9/01) – AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE CHILD CARE ACT. (Sponsors: Sen. McDowell & Sen. Blevins & Rep. Gilligan; Sens. Connor, Henry, Sharp, Sorenson; Reps. Hudson, Keeley, Maier) (Volume 73, Chapter 165, Laws of Delaware.)

SB #238 (7/12/01) – AN ACT AUTHORIZING AND DIRECTING THE BOARD OF NURSING TO WAIVE FOR SHIRLEY M. SANDERS THE REQUIREMENT THAT SHE BE A GRADUATE OF AND HOLD A CERTIFICATE FROM A STATE BOARD OF NURSING APPROVED PRACTICAL NURSING EDUCATION PROGRAM. (Sponsors: Sen. Bunting; Sen. Blevins; Reps. Maier, Schroeder) (Volume 73, Chapter 166, Laws of Delaware.)

SJR #8 (7/12/01) – REQUIRING THE SECRETARY OF FINANCE TO FORM A COMMITTEE FOR THE PURPOSE OF IMPROVING OVERSIGHT AND MAKING RECOMMENDATIONS REGARDING CERTAIN RETIREMENT BENEFITS FOR CERTAIN EDUCATIONAL EMPLOYEES OF THE STATE. (Sponsors: Sen. Sokola & Rep. Stone)

HB #57 aab HA #1 & SA #1 (7/12/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATED TO THE DEPARTMENT OF EDUCATION. (Sponsors: Rep. Wagner & Rep. Viola & Sen. Bunting; Reps. Lee, B. Ennis, Price) (Volume 73, Chapter 167, Laws of Delaware.)

HB #84 aab HA #1 & HA #2 (7/12/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF SERVICE FOR AGING AND ADULTS WITH PHYSICAL DISABILITIES; AND PROVIDING FOR A MONEY MANAGEMENT PROGRAM. (Sponsors: Rep. Boulden & Sen. Blevins; Reps. Spence, Smith, Lee, Buckworth, Carey, Cathcart, Caulk, DiPinto, D. Ennis, Ewing, Fallon, Hudson, Lavelle, Lofink, Maier, Miro, Oberle, Price, Quillen, Reynolds, Roy, Stone, Thornburg, Ulbrich, Valihura, Wagner, Brady, DiLiberto, B. Ennis, Gilligan, Houghton, Keeley, Mulrooney, Plant, Schroeder, Scott, Van Sant, Viola, West, Williams; Sens. Amick, Bonini, Connor, Simpson, Sorenson, Winslow) (Volume 73, Chapter 168, Laws of Delaware.)

HB #107 aab SA #1 (7/12/01) – AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO EXECUTIONS AS REGARDS THE DELAWARE COLLEGE INVESTMENT PLAN. (Sponsors: Rep. Oberle & Sen. Sokola; Reps. Smith, Buckworth, Ewing, Fallon, Stone, Valihura, Brady, Price) (Volume 73, Chapter 169, Laws of Delaware.)

HB #117 (7/12/01) – AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES. (Sponsors: Rep. Spence & Sen. Marshall; Reps. DiPinto, Ewing, Oberle, Keeley, Price, Schroeder, Scott, Van Sant, Williams; Sens. McDowell, Bunting, Cook, Henry, Connor, Still, Winslow) (Volume 73, Chapter 170, Laws of Delaware.)

HB #154 aab HA #2 & SA #1 (7/12/01) – AN ACT TO AMEND CHAPTERS 9 AND 11 OF TITLE 13 OF THE DELAWARE CODE RELATING TO TERMINATION OF PARENTAL RIGHTS AND ADOPTION. (Sponsors: Rep. Buckworth & Sen. Blevins; Reps. Maier, Price; Sens. Amick, Sokola, Sorenson) (Volume 73, Chapter 171, Laws of Delaware.)

HB #170 (7/12/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. (Sponsors: Rep. Hudson & Sen. Blevins) (Volume 73, Chapter 172, Laws of Delaware.)

HB #206 (7/12/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL FARM VEHICLE REGISTRATION. (Sponsors: Rep. Caulk & Sen. Bunting) (Volume 73, Chapter 173, Laws of Delaware.)

HB #214 aab HA #1 (7/12/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TOLL EVASION AT THE DELAWARE MEMORIAL BRIDGE, THE DELAWARE RIVER AND BAY AUTHORITY, AND PRESCRIBING PENALTIES FOR FAILURE TO PAY TOLL AND FOR OFFENSIVE CONDUCT AGAINST TOLL COLLECTORS. (Sponsors: Rep. Roy & Sen. DeLuca) (Volume 73, Chapter 174, Laws of Delaware.)

HB #231 aab SA #2 (7/12/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION. (Sponsors: Rep. Spence & Sen. Cook; Sen. Bonini; Reps. Lee, Boulden, Buckworth, Carey, Cathcart, DiPinto, D. Ennis, Ewing, Lofink, Quillen, Reynolds, Thornburg, Ulbrich, Wagner, Van Sant, Brady, DiLiberto, B. Ennis, Houghton, Keeley, Mulrooney, Plant, Price, Schroeder, Viola, Williams; Sens. Adams, McDowell, Blevins, Bunting,

DeLuca, Henry, Marshall, McBride, Sokola, Amick, Connor, Simpson) (Volume 73, Chapter 175, Laws of Delaware.)

HB #241 aab SA #2 (7/12/01) – AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CRIMINAL BACKGROUND CHECKS FOR AMBULANCE ATTENDANTS, EMERGENCY MEDICAL TECHNICIANS, AND PARAMEDICS. (Sponsors: Rep. B. Ennis & Sen. Blevins; Reps. Ewing, Maier; Sens. Simpson, Vaughn) (Volume 73, Chapter 176, Laws of Delaware.)

HB #247 aab HA #2 & SA #2 (7/12/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS. (Sponsors: Rep. Schroeder & Sen. Sokola; Reps. B. Ennis, Houghton, Keeley, Viola) (Volume 73, Chapter 177, Laws of Delaware.)

HB #250 (7/12/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTHORIZATION OF INSURED. (Sponsors: Rep. Stone & Sen. Cook) (Volume 73, Chapter 178, Laws of Delaware.)

HB #257 aab SA #1 (7/12/01) – AN ACT TO AMEND TITLES 7, 16, 29, 30, AND 31 OF THE DELAWARE CODE RELATING TO DELAWARE PERSONAL INCOME TAX CHECKOFF PROGRAMS. (Sponsors: Rep. Hudson & Sen. Cook) (Volume 73, Chapter 179, Laws of Delaware.)

HB #264 (7/12/01) – AN ACT AUTHORIZING THE CONVEYANCE OF THE STATE OF DELAWARE'S INTEREST, IF ANY, IN CERTAIN LANDS LOCATED IN SUSSEX COUNTY, DELAWARE. (Sponsors: Rep. Schroeder; Sens. Bunting & Simpson) (Volume 73, Chapter 180, Laws of Delaware.)

HB #285 aab HA #1 & HA #2 (7/12/01) – AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO EXEMPT POSITIONS. (Sponsors: Rep. Wagner & Sen. Cook; Reps. D. Ennis, Miro, Van Sant, B. Ennis, Plant, Williams; Sens. Marshall, Sokola) (Volume 73, Chapter 181, Laws of Delaware.)

HB #313 (7/12/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRUELTY TO ANIMALS. (Sponsors: Rep. Schroeder; Reps. Boulden, Brady, Buckworth, Carey, Cathcart, Caulk, B. Ennis, D. Ennis, Ewing, Houghton, Keeley, Maier, Mulrooney, Reynolds, Van Sant, Viola; Sens. Bunting, Simpson, Venables) (Volume 73, Chapter 182, Laws of Delaware.)

HJR #21 (7/12/01) – REQUESTING THE GOVERNMENT OF THE UNITED STATES RETURN TO THE STATE OF DELAWARE, DELAWARE'S ORIGINAL COPY OF THE BILL OF RIGHTS. (Sponsors: Rep. Smith & Sen. Adams)

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LEGISLATIVE ADVISORY #20, dated July 23, 2001, the Governor signed the following legislation on the dates indicated:

SB #183 aab SA #1 (7/13/01) – AN ACT TO AMEND CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE TO DEFINE BROWNFIELD AND TO AUTHORIZE THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO CERTIFY REAL PROPERTY AS A BROWNFIELD, TO AMEND SUBCHAPTER I-B, CHAPTER 50, TITLE 29 OF THE DELAWARE CODE TO AUTHORIZE THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY TO MAKE GRANTS FROM THE DELAWARE STRATEGIC FUND TO DEFRAY A PART OF THE COSTS FOR THE ENVIRONMENTAL ASSESSMENT AND REMEDIATION OF BROWNFIELDS, AND TO AMEND SECTION 2010 OF TITLE 30 OF THE DELAWARE CODE TO CONFORM THE DEFINITION OF BROWNFIELD TO THE DEFINITION SET FORTH IN CHAPTER 91 OF TITLE 7 OF THE DELAWARE CODE. (Sponsors: Sen. Marshall & Rep. DiPinto; Sens. Blevins, Henry, McBride, McDowell, Sharp & Winslow; Reps. Cathcart, D. Ennis, Valihura, Williams) (Volume 73, Chapter 183, Laws of Delaware.)

SB #184 (7/9/01) – AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE RECYCLING OF OUT OF STATE RECYCLABLE MATERIALS AT DELAWARE SOLID WASTE AUTHORITY FACILITIES. (Sponsors: Sen. McBride & Rep. Quillen; Sens. Adams, DeLuca; Reps. Carey, Ewing, Schroeder) (Volume 73, Chapter 184, Laws of Delaware.)

HB #235 aab HA #1 & HA #2 & SA #2 (7/13/01) – AN ACT TO AMEND CHAPTER 91, TITLE 29 OF THE DELAWARE CODE RELATING TO DEVELOPMENT OF IMPACT FEES. (Sponsors: Rep. Roy & Sen. Blevins; Reps. Caulk, Ewing, Fallon, Lofink, Quillen, Keeley, Gilligan, Van Sant, Houghton, Price,

Schroeder, Viola, West; Sens. DeLuca, Marshall, Sokola, Simpson, Winslow) (Volume 73, Chapter 185, Laws of Delaware.)

HB #255 aab HA #1, HA #3, HA #4, HA #6, HA #8, HA #10 & HA #12 (7/13/01) – AN ACT TO AMEND TITLE 9, TITLE 22, TITLE 29 OF THE DELAWARE CODE RELATING TO LAND USE, COMPREHENSIVE PLANS, AND ANNEXATIONS. (Sponsors: Rep. Cathcart & Sen. Sokola; Reps. Lofink, Maier, Quillen, Brady; Sens. Bunting, Winslow) (Volume 73, Chapter 186, Laws of Delaware.)

HB #120 aab HA #1, HA #2, & HA #3 (7/9/01) – AN ACT TO AMEND TITLES 11, 13, AND 16 OF THE DELAWARE CODE RELATING TO SAFE ARMS FOR BABIES. (Sponsors: Rep. Maier & Rep. Wagner & Sen. Sorenson & Sen. Blevins; Reps. Spence, D. Ennis, Ewing, Fallon, Hudson, Keeley, Miro, Plant, Price, Stone, Thornburg, Ulbrich, Williams; Sens. Cloutier, Connor, Venables) (Volume 73, Chapter 187, Laws of Delaware.)

HB #246 aab HA #1 (7/17/01) – AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO FINANCIAL ASSISTANCE FOR HIGHER EDUCATION AND THE EDUCATIONAL BENEFITS FOR CHILDREN OF DECEASED VETERANS AND OTHERS. (Sponsors: Rep. Gilligan & Rep. Smith; Reps. DiPinto, Maier, Miro, Reynolds, Schroeder, Ulbrich, Viola, Wagner; Sens. Cook, DeLuca, Sokola, Sorenson, Winslow) (Volume 73, Chapter 188, Laws of Delaware.)

HB #249 aab HA #1 (7/17/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE CREATING A NEW SECTION, CHAPTER 20, ENTITLED RENTAL CAR INSURANCE LIMITED PRODUCER LICENSE ACT. (Sponsors: Rep. Stone & Sen. Cook) (Volume 73, Chapter 189, Laws of Delaware.)

HB #311 (7/17/01) – AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE. (Sponsors: Rep. Roy & Sen. Vaughn & Sen. DeLuca) (Volume 73, Chapter 190, Laws of Delaware.)

HB #320 aab HA #1 & HA #2 (7/17/01) – AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO WATER ALLOCATION PERMITS. (Sponsors: Rep. Caulk & Sen. Bunting; Reps. Carey, B. Ennis, Ewing, Lee, Price, Quillen, Schroeder, Thornburg, West; Sens. Adams, Cook, Simpson, Still, Venables) (Volume 73, Chapter 191, Laws of Delaware.)

HB #321 (7/17/01) – AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON, PURSUANT TO 22 DEL.C., SECTION 811, RELATING TO PERSONNEL. (Sponsors: Rep. Keeley; Reps. DiPinto, Houghton, Plant, Scott, Williams; Sens. Henry, Marshall, McDowell) (Volume 73, Chapter 192, Laws of Delaware.)

HJR #7 aab HA #1 (7/17/01) – ESTABLISHING A TASK FORCE TO STUDY THE PROCESS OF INVESTIGATION AND ADJUDICATION OF NEW CASTLE COUNTY CODE VIOLATIONS THAT PERTAIN TO RESIDENTIAL AREAS. (Sponsors: Rep. Smith & Sen. Winslow & Sen. Sharp)

HB #30 aab HA #1 (7/19/01) – AN ACT TO AMEND TITLE 16, 24, AND 29 OF THE DELAWARE CODE RELATING TO COMMUNITY-BASED ATTENDANT SERVICES. (Sponsors: Rep. Maier & Sen. Blevins; Reps. Boulden, Buckworth, Carey, Cathcart, DiPinto, Hudson, Keeley, Lofink, Smith, Spence, Stone, Ulbrich, Viola, Wagner; Sens. Cloutier, Henry, Winslow) (Volume 73, Chapter 193, Laws of Delaware.)

HB #176 aab HA #1, HA #2 & SA #2 (7/19/01) – AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS. (Sponsors: Rep. Houghton; Reps. Boulden, Brady, Buckworth, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Hudson, Keeley, Lee, Lofink, Mulrooney, Oberle, Price, Quillen, Roy, Schroeder, Smith, Spence, Thornburg, Van Sant, Viola, Wagner, West; Sens. Adams, Amick, Blevins, Bunting, Cook, DeLuca, Marshall, Sokola, Vaughn, Venables, Winslow) (Volume 73, Chapter 194, Laws of Delaware.)

HB #185 aab HA #1 (7/19/01) – AN ACT TO AMEND TITLE 11 AND TITLE 16 OF THE DELAWARE CODE RELATING TO OFFICERS OR AGENTS OF THE OFFICE OF NARCOTICS AND DANGEROUS DRUGS. (Sponsors: Rep. Spence & Rep. Ewing & Rep. Oberle & Sen. Sharp; Reps. Smith, Lee, Buckworth, Carey, Caulk, D. Ennis, Hudson, Lofink, Quillen, Roy, Wagner, Gilligan, Brady, DiLiberto, Keeley, Mulrooney, Plant, Price, Williams) (Volume 73, Chapter 195, Laws of Delaware.)

HB #262 aab HA #1, HA #2 & SA #1 (7/19/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION.

(Sponsors: Rep. Lofink & Rep. Oberle & Sen. Marshall) (Volume 73, Chapter 196, Laws of Delaware.)

HB #240 (7/17/01) – AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO THE NATIONAL GUARD. (Sponsors: Rep. Spence & Rep. Smith & Rep. Lee & Rep. Gilligan & Sen. Amick) (Volume 73, Chapter 197, Laws of Delaware.)

SB #160 aab HA #1 (7/19/01) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO RECEIVING SERVICE AND DISABILITY. (Sponsors: Sen. Winslow & Rep. Scott) (Volume 73, Chapter 198, Laws of Delaware.)

HB #100 aab HA #3 (7/18/01) – AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE. (Sponsors: Rep. Keeley & Rep. Oberle & Rep. Maier & Sen. Henry & Sen. Blevins; Reps. Buckworth, Carey, Caulk, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Fallon, Gilligan, Houghton, Miro, Mulrooney, Plant, Price, Quillen, Reynolds, Roy, Schroeder, Scott, Spence, Stone, Valihura, Van Sant, Viola, Wagner, West, Williams; Sens. Bunting, Connor, DeLuca, Marshall, McDowell, Sokola, Sorenson, Still, Vaughn, Venables, Winslow) (Volume 73, Chapter 199, Laws of Delaware.)

SB #133 (7/23/01) – AN ACT TO ESTABLISH A PUBLIC EDUCATION SCHOOL LIBRARY FUND. (Sponsors: Sen. Cook & Rep. DiPinto; Sens. Vaughn, Sokola, Blevins, Henry, McBride, Cloutier, Winslow, Venables, Bonini, Connor, Sorenson; Reps. Roy, Reynolds, Buckworth, D. Ennis, Fallon, Brady, Houghton, Carey, Lofink, Oberle, Schroeder, Williams) (Volume 73, Chapter 200, Laws of Delaware.)

SB #159 (7/23/01) – AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE COURT OF CHANCERY. (Sponsors: Sen. Sharp & Rep. Wagner; Sens. Adams, Vaughn, Winslow; Reps. Valihura, DiLiberto) (Volume 73, Chapter 201, Laws of Delaware.)

SB #245 (7/23/01) – AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW. (Sponsors: Sen. Bunting & Rep. Price) (Volume 73, Chapter 202, Laws of Delaware.)

SB #252 (7/23/01) – AN ACT TO AMEND CHAPTER 31, TITLE 24 OF THE DELAWARE CODE RELATING TO FUNERAL SERVICES. (Sponsors: Sen. DeLuca & Rep. Ulbrich; Sens. Bunting, Simpson, Sokola, Still; Reps. DiLiberto, Hudson, Keeley, Valihura) (Volume 73, Chapter 203, Laws of Delaware.)

SB #262 aab SA #1 (7/23/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TRAFFIC LIGHT SIGNAL VIOLATION MONITORING SYSTEMS. (Sponsors: Sen. DeLuca & Rep. Roy; Sens. Amick, Simpson; Reps. Keeley, Caulk, DiLiberto, DiPinto, Ewing, Houghton, Mulrooney, Stone, Valihura, Van Sant, Viola) (Volume 73, Chapter 204, Laws of Delaware.)

The following legislation was returned unsigned and vetoed by Governor Minner on the date indicated:

HB #293 (7/12/01) – AN ACT TO INCORPORATE THE TOWN OF GUMBORO. (Sponsors: Rep. West; Reps. Brady, Carey, Caulk, B. Ennis, Ewing, Fallon, Houghton, Mulrooney, Plant, Price, Quillen, Schroeder, Scott, Smith, Williams; Sens. Bunting, Venables)

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LEGISLATIVE ADVISORY #21, dated July 31, 2001, the Governor signed the following legislation on the dates indicated:

SB #170 (7/24/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SCHOOL BUS DRIVERS. (Sponsors: Sen. Venables & Rep. Miro; Sens. Blevins, Bunting, McDowell, Still; Reps. Brady, Price, Smith, Spence, Van Sant, Wagner) (Volume 73, Chapter 205, Laws of Delaware.)

SB #162 aab SA #1, SA #2 & SA #5 (7/24/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO ARRESTS WITHOUT WARRANT FOR MOTOR VEHICLE VIOLATIONS. (Sponsors: Sen. Bonini; Sens. Cloutier, Connor, Simpson, Sorenson; Reps. Brady, Carey, DiPinto, Houghton, Lee, Lofink, Quillen, Spence, Williams) (Volume 73, Chapter 206, Laws of Delaware.)

SB #26 (7/24/01) – AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, DIVISION OF FISH AND WILDLIFE, TO ISSUE A COMMERCIAL CRAB DREDGERS LICENSE TO SAMUEL J. FOX, III OF LEIPSIC, DELAWARE, WHO IS

PRESENTLY PROHIBITED FROM OBTAINING A PERMIT UNDER SECTION 1918(b), TITLE 7 OF THE DELAWARE CODE. (Sponsors: Sen. Still & Sen. Vaughn; Reps. B. Ennis, Stone, Wagner) (Volume 73, Chapter 207, Laws of Delaware.)

SB #114 aab SA #1 (7/30/01) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO ENDANGERING THE WELFARE OF CHILDREN. (Sponsors: Sen. Blevins & Rep. Wagner) (Volume 73, Chapter 208, Laws of Delaware.)

SB #243 (7/30/01) – AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Sponsors: Sen. Marshall & Sen. Venables; Reps. Oberle, Lofink; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, McBride, McDowell, Sharp, Sokola, Vaughn, Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow) (Volume 73, Chapter 209, Laws of Delaware.)

SB #261 (7/30/01) – AN ACT TO REINCORPORATE THE TOWN OF BLADES. (Sponsors: Sen. Venables & Rep. Fallon) (Volume 73, Chapter 210, Laws of Delaware.)

SB #124 (7/30/01) – AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO OVERTAKING AND PASSING SCHOOL BUSES. (Sponsors: Sen. Cook & Rep. Lavelle) (Volume 73, Chapter 211, Laws of Delaware.)

SB #187 aab SA #1 (7/30/01) – AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO CIVIL AND ADMINISTRATIVE PENALTIES AND DEBRIS DISPOSAL AREA REMEDIATION. (Sponsors: Sen. DeLuca & Rep. Miro; Sens. McBride, McDowell, Sokola; Reps. Oberle, Roy, Spence, Ulbrich, B. Ennis, Gilligan, Keeley, Williams) (Volume 73, Chapter 212, Laws of Delaware.)

SJR #9 (7/30/01) – CREATING A COMMITTEE TO RESEARCH AND ISSUE A REPORT REGARDING ISSUES RELATING TO HOMESCHOOLS IN THE STATE OF DELAWARE. (Sponsors: Sen. Sokola & Rep. Reynolds)

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LEGISLATIVE ADVISORY #22, dated August 1, 2001, the Governor signed the following legislation on the dates indicated:

SB #235 aab SA #1, HA #1, HA #1 to HA #1, & HA #2 (8/1/01) – AN ACT TO AMEND TITLES 26, 29, AND 30 OF THE DELAWARE CODE RELATING TO RENEWABLE ENERGY AND THE STATE ENERGY OFFICE. (Sponsors: Sen. McDowell & Rep. Roy)

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LEGISLATIVE ADVISORY #23, dated January 11, 2002, the Governor signed the following legislation on the dates indicated:

SB #271 aab SA #1 & SA #2 (1/10/02) - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO ANNEXATIONS. Sponsors: Sen. Sharp & Rep. Roy; Sens. DeLuca & Winslow; Reps. Spence & Smith. (Volume 73, Chapter 213, Laws of Delaware.)

* * *

The following committee reports were announced:

From Executive: **Thomas J. Burns** - 4 Merits; **Mary Jane Willis** - 4 Merits; **Dr. Jacqueline Owens Wilson** - 4 Merits; **James L. Ford, Jr.** - 1 Favorable, 4 Merits; **Thomas M. Jarrett** - 2 Favorable, 3 Merits; **Craig S. Harrington** - 5 Merits; **Michael Metcalf** - 5 Merits; **James Turner, III** - 5 Merits; **Michael Cebreck** - 1 Favorable, 4 Merits; **Debra J. Sharp** - 5 Merits.

From Community/County Affairs: **SB 278** - 4 Merits; **SB 280** - 4 Merits; **HB 266** - 2 Favorable, 4 Merits.

A communication from Senator Catherine L. Cloutier to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as an additional co-sponsor of **SB 258**.

At 02:55 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Fourth Legislative Day.

**4th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 15, 2002**

The Senate convened at 02:55 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Connor followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

On motion of Senator Adams and without objection, the following nominations from the Governor were considered:

Cebrick, Michael P.: 16 Senator(s) voting YES, 4 (Amick, Connor, Sorenson, Still) NOT VOTING, 1 (Venables) ABSENT. Appointment was declared CONFIRMED.

Senator(s) Marshall and McBride marked present during the above roll call.

Ford, James L. Jr.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Senator Venables marked present during the above roll call.

Harrington, Craig S.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Jarrett, Thomas M.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Metcalf, Michael F.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Sharp, Debra J.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Senator Sharp clarified that Debra Sharp is not related.

Turner, James E. III: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

On motion of Senator Adams, the following three nomination(s) by the Governor were brought before the Senate for consideration as one document and the single roll call for all three revealed.

Senator Amick commented on nominees before the roll call.

Burns, Thomas; Willis, Mary Jane; Wilson, Jacquelyn: 20 Senator(s) voting YES, 1 (McDowell) ABSENT. Appointment was declared CONFIRMED.

SB 232 w/SA 1 & 2 was Lifted from the Table and brought before the Senate for consideration on motion of Senator Henry.

SA 3 to SB 232 was brought before the Senate for consideration on the motion of Senator Henry.

Senator Henry requested the privilege of the floor for Jeffrey Clark, Senate Attorney.

Senator(s) Simpson and McDowell questioned the witness, after which the witness was excused.

Roll call vote on **SA 3 to SB 232** was taken and revealed:

YES: 21

SA 3 to SB 232 was declared part of the bill.

SB 232 w/SA 1, 2 & 3 was now before the Senate.

Senator Henry requested the privilege of the floor for Patricia Griffin, representing the Justice of the Peace Court.

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

Roll call vote on **SB 232 w/SA 1, 2 & 3** was taken and revealed:

YES: 20

NOT VOTING: Senator(s) McDowell - 1

SB 232 w/SA 1, 2 & 3 was declared passed the Senate as amended and sent to the House for Consideration.

SJR 12 was brought before the Senate for consideration on the motion of Senator Henry.

SJR 12 - EXTENDING THE TIME FOR THE TREATMENT TASK FORCE ESTABLISHED BY THE 141ST GENERAL ASSEMBLY SENATE JOINT RESOLUTION NO. 4, TO REPORT ON DRUG TREATMENT AVAILABILITY FOR THOSE PERSONS SUFFERING FROM SUBSTANCE ABUSE.

Roll call vote on **SJR 12** was taken and revealed:

YES: 21

SJR 12 was declared passed the Senate and sent to the House for Consideration.

SB 278 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 278 - AN ACT TO AMEND AN ACT BEING CHAPTER 2 OF VOLUME 73, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE" TO PROVIDE FOR REFUNDING ALL OUTSTANDING BONDS OR OTHER INDEBTEDNESS OF THE TOWN TO INCLUDE REFINANCING SUCH BONDS OR OTHER EVIDENCES OF INDEBTEDNESS.

Roll call vote on **SB 278** was taken and revealed:

YES: 21

SB 278 was declared passed the Senate and sent to the House for Consideration.

SB 280 was brought before the Senate for consideration on the motion of Senator Bunting.

SB 280 - AN ACT TO AMEND CHAPTER 295, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING AN ACT ENTITLED: "AN ACT TO REINCORPORATE THE TOWN OF BETHANY BEACH," TO AUTHORIZE THE TOWN COUNCIL TO CHANGE THE DATE FOR THE ANNUAL ELECTION IN ANY YEAR BY VOTE TAKEN NOT LATER THAN JULY 1ST OF THAT YEAR.

Senator Bonini commented.

Roll call vote on **SB 280** was taken and revealed:

YES: 21

SB 280 was declared passed the Senate and sent to the House for Consideration.

Additions to the agenda, committee and other legislative meetings were announced.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/15/02**

SA 2 to SB 91 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to HB 348 - Sponsor: Sen. Adams; Placed with the bill.

SB 283 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE PENSIONS. Sponsor: Sen. Vaughn; B. Ennis; **Finance**.

HB 315 w/HA 1 - AN ACT TO AMEND TITLE 10, DELAWARE CODE, TO PROVIDE FOR THE UNIFORM INTERSTATE ENFORCEMENT OF DOMESTIC VIOLENCE PROTECTION ORDERS ACT. Sponsor: Rep. Wagner; **Health & Social Services**.

HB 348 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO SECURITIZATIONS OF PROPERTY, ASSETS OR RIGHTS, TO PROVIDE FOR THE RIGHTS OF A TRANSFEROR OF PROPERTY, ASSETS OR RIGHTS AND THE RIGHTS OF THE TRANSFEROR'S CREDITORS OR, IN ANY INSOLVENCY PROCEEDING WITH RESPECT TO THE TRANSFEROR OR THE TRANSFEROR'S PROPERTY, A BANKRUPTCY TRUSTEE, RECEIVER, DEBTOR, DEBTOR IN POSSESSION OR SIMILAR PERSON, IN PROPERTY, ASSETS OR RIGHTS PURPORTED TO BE TRANSFERRED AS A PART OF A SECURITIZATION TRANSACTION, AND TO PROVIDE THAT CERTAIN OF THESE RIGHTS DEPEND UPON THE PROVISIONS SET FORTH IN THE TRANSACTION DOCUMENTS RELATING TO THE SECURITIZATION TRANSACTION. Sponsor: Rep. Stone; Reps. Hudson, Spence, Sens. Sharp, Adams; **Banking**.

HB 354 w/HA 1 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE EMPLOYEE'S PENSION PLAN. Sponsor: Rep. Wagner; DiPinto & Hudson & Schroeder & Sen. Bunting; **Finance**.

HB 356 - AN ACT TO AMEND CHAPTER 202, VOLUME 73, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW". Sponsor: Rep. Price; Bunting; **Community/County Affairs**.

The following nomination was assigned to the Executive Committee:

Mr. Frank B. Calio
104 Lansing Avenue
Laurel, DE 19956

to be appointed
Commissioner of Elections
to serve an unexpired term
through July 22, 2003, to
succeed Mr. Thomas J.
Cook.

* * *

The Secretary announced the agenda for January 16, 2002.

Senator Sharp rose to comment on Judge Veasey's remarks regarding private funds to help finance Delaware Courts.

Senator Adams announced that today is Senator Connor's birthday.

On motion of Senator Adams, the Senate recessed at 04:12 PM until January 16, 2002 at 04:00 PM.

The Senate reconvened at 04:07 PM on January 16, 2002 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate HCR 26; HCR 28; HCR 29.

The following committee reports were announced:

From Executive: **Frank B. Calio** - 2 Favorable, 4 Merits; **Debora Foor** - 1 Favorable, 5 Merits; **Thomas Jarrett** - 5 Favorable, 1 Merit; **Vance Daniels** - 3 Favorable, 3 Merits.

From Banking: HB 348 - 4 Merits.

From Education: SB 237 - 3 Merits; SJR 11 - 1 Favorable, 2 Merits; HB 218 - 3 Merits; HCR 18 - 3 Merits.

A communication from Senator David Sokola to Bernard J. Brady, Secretary of the Senate was read requesting that SJR 7 and SB 165 be Stricken. No objection.

A communication from Pierre D. Hayward, Vice President and University Secretary from the University of Delaware to Senator Thurman Adams was read confirming that the name of Recent Graduate Trustee, **Philip J. Torina, Jr.**, was withdrawn from the names of Trustees submitted for Senate confirmation last spring. The name of a new Recent Graduate Trustee for confirmation following the May 2002 Board Meeting.

At 04:14 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Fifth Legislative Day.

**5th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 16, 2002**

The Senate convened at 04:13 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator Sokola marked present.

HB 348 was brought before the Senate for consideration on motion of the floor manager, Senator Adams.

HB 348 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO SECURITIZATIONS OF PROPERTY, ASSETS OR RIGHTS, TO PROVIDE FOR THE RIGHTS OF A TRANSFEROR OF PROPERTY, ASSETS OR RIGHTS AND THE RIGHTS OF THE TRANSFEROR'S CREDITORS OR, IN ANY INSOLVENCY PROCEEDING WITH RESPECT TO THE TRANSFEROR OR THE TRANSFEROR'S PROPERTY, A BANKRUPTCY TRUSTEE, RECEIVER, DEBTOR, DEBTOR IN POSSESSION OR SIMILAR PERSON, IN PROPERTY, ASSETS OR RIGHTS PURPORTED TO BE TRANSFERRED AS A PART OF A

SECURITIZATION TRANSACTION, AND TO PROVIDE THAT CERTAIN OF THESE RIGHTS DEPEND UPON THE PROVISIONS SET FORTH IN THE TRANSACTION DOCUMENTS RELATING TO THE SECURITIZATION TRANSACTION.

SA 1 to HB 348 was brought before the Senate for consideration on the motion of Senator Adams.

Roll call vote on **SA 1 to HB 348** was taken and revealed:

YES: 21

SA 1 to HB 348 was declared part of the bill.

Senator(s) Bonini, Bunting, Connor, Marshall, McBride and Venables marked present during the above roll call.

Senator Adams requested the privilege of the floor for Vernon H. C. Wright, representing MBNA America Bank, N.A.

Senator(s) Still, Venables and McDowell questioned the witness, after which the witness was excused.

HB 348 w/SA 1 was now before the Senate.

Roll call vote on **HB 348 w/SA 1** was taken and revealed:

YES: 21

HB 348 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

Senator Adams moved to recess for Party Caucus at 04:32 PM.

The Senate reconvened at 05:05 PM with Lt. Governor Carney presiding.

Daniels, Vance: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Foor, Debora: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Calio, Frank: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

Jarrett, Thomas: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

HB 113 was brought before the Senate for consideration on motion of the floor manager, Senator Henry.

HB 113 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTROLLED SUBSTANCES.

SA 1 to HB 113 was brought before the Senate for consideration on the motion of Senator Henry.

Senator(s) Sorenson and Vaughn questioned the sponsor, after which Senator Henry requested the privilege of the floor for David W. Dryden, representing Office of Narcotics and Dangerous Drugs.

The witness was excused after addressing the Senate.

Senator Henry requested the privilege of the floor for Sgt. James T. Hulings, representing Delaware State Police.

The witness was excused after addressing the Senate.

Roll call vote on **SA 1 to HB 113** was taken and revealed:

YES: 21

SA 1 to HB 113 was declared part of the bill.

HB 113 w/SA 1 was now before the Senate.

Senator Henry requested the privilege of the floor for Capt. Raymond Hancock, representing Delaware State Police.

Senator(s) Venables and Simpson questioned the witness, after which Senator Henry requested the privilege of the floor once again for David Dryden, representing Office of Narcotics and Dangerous Drugs.

Several Senators questioned the witnesses, after which the witnesses were excused.

Several Senators commented.

Roll call vote on **HB 113 w/SA 1** was taken and revealed:

YES: 19

NOT VOTING: Senator(s) Sorenson - 1

ABSENT: Senator(s) Venables - 1

HB 113 w/SA 1 was declared passed the Senate and sent to the House for Reconsideration.

The Secretary announced the agenda for January 17, 2002.

On motion of Senator Adams, the Senate recessed at 06:08 PM until January 17, 2002 at 01:45 PM.

The Senate reconvened at 01:51 PM on January 17, 2002 with Lt. Governor Carney presiding.

A communication from Senator Sorenson to Bernard J. Brady, Secretary of the Senate was read requesting Representative Wayne Smith be recorded as a co-sponsor of **SB 258**.

The following committee reports were announced:

From Health and Social Services: **HB 211 w/HA 1** - 3 Merits.

From Revenue and Taxation: **HB 301** - 2 Merits, 1 Unfavorable.

At 01:58 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Sixth Legislative Day.

**6th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 17, 2002**

The Senate convened at 01:58 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Still followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator(s) Blevins marked present.

At 02:00 PM on motion of Senator Adams, the Senate recessed to join the House for Governor Minner's State of the State message.

The Sergeant-at-Arms announced the arrival of the members of the Senate. They were admitted and seated. The Speaker invited the President of the Senate and the Majority Leader 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 arrival of the statewide elected officials. They were admitted and seated.

The Sergeant-at-Arms announced the arrival of the Governor's cabinet officials and the Presidents of Delaware State University and Delaware Technical and Community College. They were admitted and seated.

The Majority Leader moved that the House and Senate convene in Joint Session at 02:07 PM for the purpose of hearing the State of the State and the Annual Budget message by Ruth Ann Minner, 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 George Carey (Spokesperson), Representative Shirley Price, Senator Dorinda Connor and Senator Thurman Adams.

The Speaker of the House declared a short recess to await the arrival of the Governor and the escort committee.

The Sergeant-at-Arms announced the arrival of the escort party with Governor Minner. The escort party was admitted with the Governor.

Representative Carey introduced the Governor to the Joint Session.

The Governor addressed the members of the General Assembly as follows:

State of the State Address of Governor Ruth Ann Minner
January 17, 2002

Good afternoon.

Lieutenant Governor Carney, Majority Leader Adams, Speaker Spence, members of the 141st General Assembly, members of my Cabinet, members of the Judiciary, distinguished guests, my family and my fellow Delawareans, thank you for joining me today.

As I stand before you today, our world has shifted. The events of the past year have touched us deeply. We are more conscious of our place in this world and the connections between all people. Our world and our state have been transformed, but, in contrast, we as people have not been.

Times may change, but the values and priorities do not. What was important to us as individuals and as a state is still important now. In the face of terror and challenge, we have found strength.

We have found the strength to do the right thing and make the right choices based on our values and our principles. So long as we do not compromise the principles that have made our state and our nation great, we will weather all storms, large and small. We will keep our state safe and strong.

Year of successes

I took office a year ago carrying the expectation from Delawareans that I would work to improve our schools, strengthen and make safe our families, foster economic development, protect our environment make Delaware more livable, and run their state government responsibly and well.

With the help of the General Assembly, dedicated state employees and thousands of citizens, I believe we have made significant strides in each of these areas.

With contributions from and the assent of the General Assembly, most of my first-year priorities came to fruition. As a result of our work, Delawareans now have the right to a speedy resolution of disputes between their doctors and their HMO, and they won't have to pay out of their pocket if they reasonably go outside the care network.

Delawareans will know within 24 hours when there is an environmental accident in their community and know that we have strengthened the penalties for those who pollute our environment.

As a result of our work, we have taken the first step towards curbing sprawl in our state by asking cities and towns to plan for growth, to grow only where they plan and by continuing to preserve our farmland and open spaces.

With the creation of the Department of Technology and Information, the implementation of technology will be more efficient and we'll be able to hire the highly-skilled people we need. In the area of e-government, we have listened to the needs and desires of real people and put state government on the web in a way that is useful to them.

We have put children first by improving foster care and child safety, and protected the services for abused and neglected children by not cutting their services during difficult budget times.

The Department of Transportation has been transformed into a citizen-responsive agency that is adjusting transportation projects to fit community priorities, not the other way around.

Finally, as a result of the General Assembly's investment in my top priority, Delaware's children now have reading resource teachers in 50 public schools to help

them learn to read and after-school programs to help them keep up. One of those reading resource teachers is here today, Sylvia Stevens.

Sylvia works with 36 second- and third-graders at Fairview Elementary School here in Dover. Sylvia strives to find ways to get through to each child and to help the student not just learn to read, to comprehend what they had read. In one project, they read a book about bald eagles and then wrote letters to the governor about the importance of protecting them. I want to say thank you to Sylvia and to all of the reading teachers across the state. Thank you, Sylvia.

These are the effects of an agenda that put more money into education than in health and social services for the first time in the state history, an agenda that included the Patient's Bill of Rights, the Environmental Right-To-Know, Livable Delaware. I thank the members of the legislature once again your commitment to the people of Delaware choose very strong.

Further, the Minner-Carney Administration faced challenges not of our own making, but ones that we have addressed and will continue to address.

In July, the deadly accident refinery in Delaware City shed light on possible pattern of neglect of equipment and the facility. And as a result, we are finalizing an unprecedented contract that will force Motiva to inspect, maintain and repair equipment on a regular basis or face stiff penalties well before an incident occurs.

We took on the challenge of fixing the 800-megahertz radio system that serves our state's public safety responders, expediting needed repairs. And as a result, the problems that have plagued that system should be fixed this spring, months earlier than it would have been had we not of acted as we did.

After years of delays and cost overruns, we successfully implemented PHRST, a new payroll system for state government.

After listening to the comments of almost 400 Delaware State troopers, we are making changes in that agency that will make it a fairer organization for every single trooper, regardless of gender or race. I have great respect for each one of them, present and past, and I know that they deserve the same rights that they protect for us every day.

Finally, we have dealt repeatedly and successfully with the effects of an economic slowdown.

September 11

Of course, the greatest challenge came without warning a terrorist attack on our country September 11 and its aftermath. The targets may have been New York and Washington, but the effects were spread far and wide.

Here in Delaware, people responded with compassion and with generosity. By 5 p.m. September 11th, a long column of ambulances from Delaware fire companies had set off for New York. In the days and weeks afterwards, Delawareans provided aid and comfort to strangers as well as to the families of those here in Delaware who were lost. Among the efforts was one led by Lt. Gov. Carney, which raised \$40,000 for the families of public sector employees in New York and in Washington.

Delawareans especially responded in support of Dover Air Force Base, which faced the toughest task identifying those who were lost at the Pentagon. The commander of 436th Airlift Wing at Dover, Col. Scott Wuesthoff, is here and I'd like to take the opportunity to thank him - thank you Scott, not only for the base's activities in helping American families recover their loved ones, but for the role you and everyone at Dover Air Force Base has played since September 11th in making our state more safe and secure.

A more direct impact on Delawareans came with the fear of the spread of anthrax. Delaware's state troopers, other police officers, fire companies responded to over a

thousand reports of suspicious white powder. DNREC's Air and Waste Management Division were involved in 362 investigations from those calls and the Division of Public Health responded to perform tests in 175. Please join me in thanking them for all their dedication and performance under pressure.

Further praise goes to the Delaware Emergency Management Agency and the Delaware National Guard. DEMA was the coordinating agency through this crisis and we know now that DEMA's years of preparation made Delaware better prepared than any of our other states.

The Delaware National Guard, has responded admirably and, today over 100 personnel deployed around the world in support of our nation's war on terrorism. I ask Adjutant General Frank Vavala please thank the troops on behalf of all of us.

And finally, I'd like to thank all our state employees who kept state government running smoothly. They are represented here today by their leaders of AFSCME, DSTA, FOP, DCOA and DSEA.

On September 11th, our world changed and our state must change as well. State government has a heightened sense of responsibility for protecting our citizens against previously unimagined perils. Over the last several months, we have worked across federal, state and local government levels, with other states, with every police, fire and emergency response unit imaginable, and we've worked with many private sector companies to step up security in our state. Much of it has gone on behind the scenes, but I assure you it has happened.

There is more to be done. And that's why I have hired a new homeland security adviser, Philip Cabaud, is here and he will continue to work. Thank you, Philip. He will continue to work to insure that we are even more ready to prevent an attack on our people or property, and even better prepared should one occur. I am also asking the General Assembly to pass a number of pieces of legislation along these lines.

Our state changed on September 11th and we must change as well. The spirit and effort that I have seen from Delawareans over the last several months assures me that we will do so successfully.

Budget of opportunity

But, one of my main tasks here is to address the financial picture of the state and of course, the fiscal condition of our state government. In this area, there is no question: the state of Delaware is strong. In some ways, it has never been better. And let me tell you why.

A year ago, I said that with the times when the state was flush with revenue were over – at least for a while – and that we needed to heed the warning signs and make the tough decisions necessary to maintain our financial health. Well, we have done that.

Over the last year, we cut a total of \$107 million out of the Fiscal Year 2001 and the 2002 operating budgets. Some of the cuts were taken to make way for priorities – like reading teachers, after-school programs, e-government, last year's pay raise for state employees. Some were taken to make way for unavoidable costs and emergency pressures – such as Medicaid costs and the staffing the Delaware Psychiatric Center. And finally, some were taken to adjust our budget to the reduced revenue projections.

These were tough decisions, but one all of us had to make and they were good ones as well. As I have said before, after several years of flush times – when it easy to add to the budget and there was no real need to subtract – I believe this has given us opportunity to better manage our state government.

We have found ways to work more efficiently, to trim some fat, and we done so without affecting the quality of our services to the people of Delaware.

Next week, I will present my budget for Fiscal Year 2003. Compared to the budget increases that ranged from 5.4 to 11.5 percent over the last nine years, my proposed

operating budget will contain an increase of just over 2 percent, and it will include further belt-tightening measures across state agencies.

The reductions that we have had to make in compiling the FY03 budget have been made to accommodate continued increases in health care costs and Medicaid as well as unavoidable new expenses in state government, such as the opening of the new courthouse in Wilmington.

The bond bill I will present is tight as well, no cash being added for the first time in years. And of the \$153 million in non-transportation funds, more than two-thirds will go to school construction and maintenance.

What our proposed budget does not contain is many worthy items that, for now, will have to wait. Among them is funding for reading resource teachers for the half of the public schools that don't already have them, as well as pay raises for state employees.

We left some worthy items out in order to adhere to the fiscal responsibility that have kept Delaware sound for the last two decades. As proposed, our budget stays within the 98 percent spending limit. It does not tap the Rainy Day Fund. It does not include any layoffs and it does not include any tax increase.

We should not alter the steady and successful course. In contrast to other states, while revenue growth has slowed in Delaware, we will still take in more money this year than last year. But, as I said, we propose an FY03 budget that grows a little bit, but remains in balance.

Times have been tight, but we will remain in sound shape so long as we stick to the principles that got us here. Among those is that we should not build one-time money into our operating budget – which means staying within the 98 percent limit and not dipping into the Rainy Day Fund.

Our current economic situation is a challenge, but it's also an opportunity. The tough times will not last – some people say they can already see the end of the tunnel. When we reach that light, I want Delaware to be in better shape than when it entered the tunnel. We are on the road to making that happen, and I ask the General Assembly to stand firm with me so that it can happen. Should revenues rebound between now and June 30, I ask the General Assembly to commit that the first addition to the FY03 budget will be a pay raise for the state employees.

Times may change, but our values and priorities don't. Our priority right now should be to make responsible decisions so that we're poised for the next era of prosperity.

Economic development

The prosperous eras has come before and they were due to the vision of our state's leaders – not just in government, but leaders in business and in labor. From manufacturing to chemicals to corporations and banking, we have benefited from the ability to identify the successes of the future and lay the groundwork to make them happen here.

Two days after taking office, I created a Strategic Economic Council made up of some of the state's top business minds, to provide me with advice about attracting new jobs and keeping the ones we have. The Council is scheduled to deliver its first report early this year.

I am very pleased with the preview that I have received, like recommendation to create a special technology court to attract high-tech companies to Delaware. But I am especially pleased by its focus on biotechnology.

Many of you have heard me talk about the Delaware Biotechnology Institute, the state's premier biotechnology research center. Having a research facility of this stature serves as a magnet to attract biotechnology and life science to Delaware. I'd like to

introduce to you the director of the Delaware Biotechnology Institute, the state's leading biotechnology expert, Dr. David Weir.

We are currently working with several potential life science companies that may soon choose Delaware. And we have had some success with the arrival of the Fraunhofer Institute at our biotechnology park in Newark.

That's why I have asked our Economic Development Office to make biotechnology a prime focus of the state's Strategic Fund initiatives. And I will ask that the Strategic Economic Council continue to provide valuable advice in the years ahead as we strengthen and diversify Delaware's economy.

In the meantime, we already have much to be proud of, think about it, Delaware is seeing results of our successes to bring AstraZeneca's headquarters to our state. New buildings are going up in Fairfax and the company has begun to hire several hundred more employees to fill those buildings.

Over the past two weeks I have had the opportunity to announce new jobs in Kent and Sussex counties. A Wal-Mart distribution center in Smyrna will bring 1,000 new jobs to Kent County in the next several years. And a new vegetable processing plant in Bridgeville begins to fulfill my pledge to treat agriculture like the leading industry that it is in our state.

Delaware's economy shows signs of progress and we can see many exciting projects for the future. I look forward to continuing to bring quality jobs and opportunities to Delawareans.

Legislative priorities

One source of pride for me over the last year has been the wonderful working relationship that I've maintained with the members of the General Assembly, so let me say welcome back to Dover.

From January to June last year, it seemed I couldn't pick up the paper without reading one of you saying something nice about me or the way things were going. And then you left town, the slogan, the fence...I missed you all so much! I'm so glad you're back!

But the real reason I look forward to this legislative session is the issues I want to address and the opportunity to address them with you.

I am announcing a package of bills that will increase our readiness to deal with potential terrorism, and I hope the General Assembly will take them up and pass them quickly.

Our emergency health powers legislation will ensure that our state is prepared to deal with a terrorist attack involving biological or chemical weapons. Our terroristic threatening bill will outlaw threats using false biological or chemical weapons, and will guarantee that false alarms that burden our law enforcement are treated more seriously.

We have introduced legislation to ensure that evidence gathered by police is admissible in court. We have introduced legislation to tighten the licensing procedures at the Department of Motor Vehicles. And we have introduced legislation to protect the incomes of those courageous state employees who have been called to serve our country, and legislation to help us temporarily fill their vacant positions with skilled retirees.

All of these bills are important to our anti-terrorism efforts. And I thank all of you who have agreed to work on these with us, and I ask you to pass them as soon as possible.

Also on my agenda this year is the next phase of Livable Delaware. The cornerstone this year is the Transfer of Development Rights, a tool that will preserve farmland while channeling growth to existing areas – all with private dollars, not state dollars.

Currently, there are more than 100 TDR programs operating across the country – including our neighboring states. In Montgomery County, Maryland, they have preserved 40,000 acres of farmland this way.

Here's how it works: A farm's development rights are sold to a developer, and the farmer keeps farming. Those rights are transferred into a receiving area, along with a bonus allowing some level of density.

That scares people. But those areas can be attractive places to live: Neighborhoods where you can walk to school, to the soccer field, to the bus stop. Well-designed communities with ample open space and a convenient mix of uses. Efficient communities that focus our state investments.

I would like to see effective TDR programs in all three counties. Why? Because of farmers like Gary Warren, who is here today. Thank you, Gary. Gary grows 135 acres of hay near Middletown. Gary just wants to keep farming, but the pressure to sell is tremendous as the farms around him turn into subdivisions as land values approach \$20,000 an acre.

For the sake of Gary Warren and farmers like him, up and down this state, I ask the legislature to thoughtfully consider TDR and other Livable Delaware legislation we will propose this year.

In addition to the TDRs, I want to keep conserving farmland through the purchase of development rights. That's why our FY03 bond bill will include \$5 million for farmland preservation.

Also on the Livable Delaware agenda this year: To implement legislation the General Assembly passed last year, Lt. Gov. Carney and the Livable Delaware Advisory Committee, are developing first-in-the-nation statewide impact fees that will capture new growth's fair share of capital spending in areas outside of the state's growth zones.

These fees are designed to channel growth away from the areas where the state and counties have planned little or no investment in schools, roads, sewers, and other infrastructure.

I ask the General Assembly to consider a series of measures to make our roads safer by cracking down on drunk driving. I ask that you reduce the legal blood alcohol level to .08, that you increase the penalties for repeat DUI offenders and that you ban open containers of alcohol from the passenger compartment of cars. These actions not only will save lives, they will preserve millions of dollars in federal funding that we cannot afford to lose.

Together last year, we created a committee to investigate Delaware's high cancer rates. That commission will be delivering its report in just a few weeks. I expect that the commission will encourage us to keep up our efforts to control the use of tobacco. To that end, I hope that the legislature will send me a bill on indoor-smoking this year.

And finally, I ask the General Assembly to work with me to regulate above-ground storage tanks, like the one that collapsed at Motiva refinery in Delaware City and the one at Conectiv leaked into the Indian River, let's help ensure nothing like that happens again. Anti-terrorism, Livable Delaware, cancer, safety on the roads and in industry – these are among my priorities for this legislative session and I look forward to working with you the General Assembly on each of them.

Conclusion

As I stand before you today, our world has shifted. Attacks on our country, an economy that is stagnant, sprawl in our states and safety on our roads – they are tests of differing magnitude but they are the challenges we face. They are challenges that come with the changing times. But we must meet them with the resolve and determination that built our state and our nation.

Times may change, but our values and priorities don't. In all matters, let us stand firm. Let us make the tough decisions that are the right decisions. We have experienced prosperity because of those who came before us. And now ladies and gentlemen, we have the same responsibility to those who come after us.

Thank you.

* * *

The Speaker thanked the Governor for her address and asked the previously named escort committee to reassemble and escort the Governor back to her Executive Office.

The Majority Leader moved that the Chief Clerk of the House and the Secretary of the Senate had compared their Journals to see if they agree.

The Majority Leader moved that the Joint Session adjourn at 02:57 PM and the two House separate to reconvene in their respective chambers. There was no objection and the Speaker declared the Joint Session adjourned.

* * *

The Senate reconvened at 04:08 PM with Lt. Governor Carney presiding.

Senator(s) Sharp marked present.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD**

01/17/02

01/16/02

SB 284 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE COST OF OCCUPATIONAL LICENSES AND FEES. Sponsor: Sen. McDowell; Sen. Bunting; Reps. D. Ennis, Hudson; **Energy & Transit**.

SB 286 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, BY ADDING A NEW SECTION 40 RELATING TO THE ADMISSIBILITY OF EVIDENCE GATHERED PURSUANT TO A SEARCH WARRANT. Sponsor: Sen. Sharp; Ewing; **Judiciary**.

01/17/02

HB 126 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PAYMENT OF FINES AND COSTS. Sponsor: Rep. Wagner; Henry, Reps. Cathcart, DiPinto; **Public Safety**.

HB 341 w/HA 1 & HA 2 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO EMERGENCY INCOME MAINTENANCE FOR MEMBERS OF THE MILITARY RESERVE AND NATIONAL GUARD WHO ARE DELAWARE RESIDENTS AND WHO ARE ON ACTIVE FEDERAL DUTY BECAUSE OF A NATIONAL EMERGENCY. Sponsor: Rep. Smith; McBride, Reps. Brady, Buckworth, Carey, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Gilligan, Hudson, Oberle, Price, Reynolds, Schroeder, Spence, Valihura, Van Sant; Sens. Amick, Cloutier, Connor, Sokola, Sorenson; **Judiciary**.

HS 1 to HB 342 - AN ACT TO AMEND TITLE 20 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE FOR MILITARY RESERVISTS, MEMBERS OF THE NATIONAL GUARD, AND THEIR ELIGIBLE BENEFICIARIES. Sponsor: Rep. Smith; McBride, Reps. Brady, Buckworth, DiLiberto, DiPinto, B. Ennis, D. Ennis, Ewing, Gilligan, Hudson, Oberle, Reynolds, Schroeder, Spence, Ulbrich, Valihura, Van Sant; Sens. Amick, Cloutier, Connor, Sokola, Sorenson; **Insurance & Elections**.

SB 301 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS INTO 21 SENATORIAL DISTRICTS AND 41 REPRESENTATIVE DISTRICTS AND TO PERMIT THE COUNTY BOARDS OF ELECTIONS TO APPROVE ELECTION LINES WHEN A VACANCY EXISTS ON THE BOARD.

Sponsor: Sen. Sharp; Sens. Adams, Blevins, Bunting, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sokola, Vaughn, Venables; **LOT**.

* * *

HB 211 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Blevins.

HB 211 w/HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PARAMEDIC AND OTHER EMERGENCY MEDICAL SERVICE SYSTEMS.

Roll call vote on **HB 211 w/HA 1** was taken and revealed:

YES: 18

ABSENT: Senator(s) Marshall, Vaughn, Venables - 3

HB 211 w/HA 1 was declared passed the Senate and returned to the House.

Senator Bonini marked present during the above roll call.

SB 237 was brought before the Senate for consideration on the motion of Senator McBride.

SB 237 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF A COMPREHENSIVE SCHOOL SAFETY PROGRAM.

Senator McBride moved to lay **SB 237** on the Table. No objection.

HB 356 was brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Sokola.

HB 356 - AN ACT TO AMEND CHAPTER 202, VOLUME 73, LAWS OF DELAWARE, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW".

Roll call vote on **HB 356** was taken and revealed:

YES: 21

HB 356 was declared passed the Senate and returned to the House.

Senator Sharp requested the personal privilege of the floor to comment on **SB 301**, which replaced **SB 300**. He also referenced Chief Justice Veasey's proposal of outside funding for the Court system. A portion of a letter from Judge Veasey was read into the record. The original letter is in the file for this legislative day.

SENATE CONSENT CALENDAR #5 was introduced and considered for adoption on motion of Senator McBride. The calendar included the following Resolutions:

HCR 22 - THANKING ANTHONY G. FLYNN, ESQUIRE, FOR HIS EXCEPTIONAL SERVICE TO THE STATE OF DELAWARE AS CHAIRMAN OF THE DELAWARE HARNESS RACING COMMISSION ON THE OCCASION OF HIS RETIREMENT FROM THE COMMISSION. Sponsor: Rep. DiLiberto & Sen. Cook; Reps. B. Ennis, Oberle; Sen. Vaughn.

HCR 24 - A RESOLUTION CONGRATULATING WILLIAM W. M. HENRY SCHOOL ON ITS 50TH ANNIVERSARY REUNION CELEBRATION. Sponsor: Rep. Wagner & rep. Stone & Sen. Still.

HCR 29 - EXTENDING THE TIME FOR THE "211 TASK FORCE" TO SUBMIT IT'S REPORT TO THE GENERAL ASSEMBLY. Sponsor: Rep. Maier & Sen. Henry.

HCR 28 was removed from the **Senate Consent Calendar** at the request of Senator McBride. No objection.

A roll call vote was taken on **SENATE CONSENT CALENDAR #5** and revealed 21 Senators voting YES; therefore, the **Senate Consent Calendar** was declared Adopted by the Senate. The House Concurrent Resolutions were returned to the House.

Additions to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for January 22, 2002.

At 04:32 PM on motion of Senator Adams, the Senate recessed until January 22, 2002 at 02:00 PM.

The Senate reconvened at 02:22 PM January 22, 2002 with Lt. Governor Carney presiding.

The Secretary announced a message from the House informing the Senate that it had passed **HB 347; HB 358; HB 363; HB 381; SB 278; SB 280; HB 359; HB 367 w/HA 1; HB 372; HB 373; HB 369 w/HA 1; HB 374; HJR 23**.

A communication from Senator Dorinda Connor to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as a co-sponsor of **SJR 11**.

At 02:25 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Seventh Legislative Day.

**7th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 22, 2002**

The Senate convened at 02:25 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Venables followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

Senator(s) McDowell marked present.

Senator Adams moved to recess for Party Caucus at 02:28 PM.

The Senate reconvened at 03:51 PM with Lt. Governor Carney presiding.

Senator Henry requested the personal privilege of the floor to introduce Toni Lindsey whom was seating in the chamber.

SB 301 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules, on the motion of Senator Sharp.

Senator Amick commented.

Senator(s) DeLuca marked present.

Senator DeLuca commented.

Senator(s) Sokola marked present.

Several Senators commented.

Senator(s) Bunting marked present.

Senator Winslow commented.

Senator(s) Still marked present.

Senator Still commented.

Senator(s) Bonini marked present.

Senator Bonini commented.

SA 1 to SB 301 was introduced and brought before the Senate for consideration on the motion of Senator Still.

Senator(s) Marshall and Sharp commented.

Senator Sharp moved to lay **SA 1 to SB 301** on the Table.

Senator Sharp raised a point of order.

Senator Bonini objected.

Roll call vote on the motion to lay **SA 1 to SB 301** on the Table was taken and revealed:

YES: 13

NO: Senator(s) Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow - 8

Therefore, the motion carried.

Senator(s) McBride and Simpson marked present during the above roll call.

Senator Sharp moved to lay **SA 1 to SB 301** on the Table.

SB 301 was now before the Senate.

Roll call vote on **SB 301** was taken and revealed:

YES: 13

NO: Senator(s) Amick, Bonini, Cloutier, Connor, Simpson, Sorenson, Still, Winslow - 8

SB 301 was declared passed the Senate as amended and sent to the House for Consideration.

Senator Adams requested the personal privilege of the floor Thomas Cook, former Commissioner of Elections. Senator Adams presented a tribute to Mr. Cook and congratulated him on his new position.

Several Senators commented, after which the witness was excused.

HB 301 was brought before the Senate for consideration on motion of the floor manager, Senator Marshall.

HB 301 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BREWERY-PUBS AND TAX ON ALCOHOLIC BEVERAGES.

Senator Marshall requested the privilege of the floor for John Cordrey, Alcoholic Beverage Control Commissioner.

Senator(s) DeLuca and Simpson questioned the witness, after which the witness was excused.

Senator Marshall moved to lay **HB 301** on the Table. No objection.

SCR 23 was introduced and brought before the Senate for consideration on the motion of Senator Sorenson.

SCR 23 - RECOGNIZING GENEVIEVE W. GORE ON BEING THE RECIPIENT OF THE LIFETIME SUPPORT OF QUALITY AWARD. Sponsor: Sen. Sorenson & Rep. Miro.

Roll call vote on **SCR 23** was taken and revealed:

YES: 21

SCR 23 was declared Adopted by the Senate and sent to the House for Consideration. Additions to the agenda, committee and other legislative meetings were announced.

Senator McBride requested that **SB 101** be Stricken. No objection.

Senator McBride requested that **SB 102** be Stricken. 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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/22/02**

SA 1 to SJR 11 - Sponsor: Sen. Venables; Placed with the bill.

SB 287 - A BILL TO AMEND TITLE 21 OF THE DELAWARE CODE TO CREATE ADDITIONAL SECURITY MEASURES FOR THE ISSUANCE OF DRIVER'S LICENSES AND IDENTIFICATION CARDS. Sponsor: Sen. Henry; Smith, Sens. Blevins, McBride, McDowell, Sharp, Sokola & Winslow; Reps. Buckworth, DiPinto, Ewing, Fallon, Lee, Miro, Spence, Plant, Van Sant & West; **Public Safety**.

HB 372 - AN ACT TO AMEND CHAPTER 18, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. Sponsor: Rep. Wagner; Blevins; **LOT**.

HB 373 - AN ACT TO AMEND CHAPTER 17, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED PARTNERSHIPS. Sponsor: Rep. Wagner; Blevins; **LOT**.

HB 374 - AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS. Sponsor: Rep. Wagner; Blevins; **LOT**.

HB 347 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CLARIFY QUALIFICATIONS OF COMMISSIONERS AND MAYOR. Sponsor: Rep. Schroeder; Bunting; **Community/County Affairs**.

HB 358 - AN ACT TO AMEND CHAPTER 339, VOLUME 62, LAWS OF DELAWARE, AS AMENDED, ENTITLED: "AN ACT TO RE-INCORPORATE THE TOWN OF SMYRNA" RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE. Sponsor: Rep. B. Ennis; Vaughn, Reps. Buckworth, Caulk, Ewing, Quillen, Stone, Thornburg, Wagner; Sen. Cook; **Community/County Affairs**.

HB 359 - AN ACT TO AMEND CHAPTER 194, VOLUME 73, LAWS OF DELAWARE, RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS. Sponsor: Rep. Houghton; **Public Safety**.

HB 363 - AN ACT TO AMEND CHAPTER 50, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE TOWN OF VIOLA. Sponsor: Rep. Quillen; Cook; **Community/County Affairs**.

HB 367 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. Sponsor: Rep. Lee & Sen. Vaughn; Reps. B. Ennis, Oberle, Van Sant, West; **Finance**.

HB 369 w/HA 1 - AN ACT TO AMEND AN ACT BEING CHAPTER 326 OF VOLUME 71, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILTON" TO PROVIDE FOR INCREASING THE PAY OF THE MAYOR AND COUNCIL MEMBERS FOR ATTENDING REGULAR AND SPECIAL MEETINGS. Sponsor: Rep. Carey; Sen. Adams; **Community/County Affairs**.

HB 381 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS. Sponsor: Rep. Schroeder; Reps. Buckworth, Reynolds, Wagner; Sens. Cook, Sokola; **Public Safety**.

HJR 23 - DESIGNATING MARCH 27, 2002 AS FELIX DARLEY DAY IN DELAWARE. Sponsor: Rep. Smith; Cloutier; **Judiciary**.

The following nomination(s) assigned to the **Executive** Committee:

Alice M. Mitchell
106 West 38th Street
Wilmington, DE 19802

To be appointed a member of the Industrial
Accident Board to serve a six year term.

* * *

At 05:20 PM on motion of Senator Adams, the Senate recessed until January 23, 2002 at 03:30.

The Senate reconvened at 03:50 PM on January 23, 2002 with Lt. Governor Carney presiding.

The following committee reports were announced:

From Executive: **Alice Mitchell** - 5 Merits.

From Natural Resources: **SB 279** - 3 Favorable, 1 Merit.

From Finance: **HB 335** - 4 Merits, **HB 367** - 4 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HB 384; HB 364 w/HA 1; HB 362; HB 48; SCR 23; HCR 31**.

A communication from Representative Buckworth was read requesting that his name be removed as co-sponsor of **SB 273**.

A communication from Representative Quillen was read requesting that his name be removed as co-sponsor of **SB 273**.

A communication from Senator Colin R. J. Bonini to Bernard J. Brady, Secretary of the Senate was read requesting that his name be removed as co-sponsor of **HB 377**.

The following committee reports were announced:

From Public Safety: **HB 381** - 4 Merits; **HB 359** - 4 Merits.

At 03:55 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Eighth Legislative Day.

**8th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 23, 2002**

The Senate convened at 03:55 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Adams followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

HCR 31 was brought before the Senate for consideration on the motion of Senator Sokola.

HCR 31 - COMMENDING TANYA MARCINKIEWICZ FOR BEING SELECTED DELAWARE'S STATE TEACHER OF THE YEAR FOR 2002 AND COMMENDING EACH SCHOOL DISTRICT'S TEACHER OF THE YEAR. Sponsor: Rep. Reynolds & Sen. Sokola; On behalf of all Representatives, On behalf of all Senators.

Senator Sokola requested the privilege of the floor for the Teachers of the Year. They introduced themselves, after which each was presented a gift from the Senate by the President Pro Tempore.

Comments were made by the State Teacher of the Year, Tanya Marchkewicz.

Senators(s) Amick and Connor commented, after which the witness was excused.

Roll call vote on **HCR 31** was taken and revealed:

YES: 21

HCR 31 was declared Adopted by the Senate and returned to the House.

Senator(s) Blevins, Bonini, Connor, McDowell and Winslow marked present during the above roll call.

Further comments were made by Senator(s) Winslow and Simpson.

On motion of Senator Adams and without objection, the following nomination was considered:

Mitchell, Alice M.: 21 Senator(s) voting YES. Appointment was declared CONFIRMED.

SJR 11 was brought before the Senate for consideration on the motion of Senator Venables.

SJR 11 - DIRECTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF PUBLIC SAFETY TO UPDATE AND REVISE EXISTING SCHOOL SAFETY EMERGENCY PROCEDURES IN LIGHT OF THE INCREASED THREAT OF TERRORIST ATTACKS IN DELAWARE.

SA 1 to SJR 11 was brought before the Senate for consideration on the motion of Senator Venables.

Roll call vote on **SA 1 to SJR 11** was taken and revealed:

YES: 19

ABSENT: Senator(s) Amick, Sorenson - 2.

SA 1 to SJR 11 was declared part of the bill.

SJR 11 w/SA 1 was now before the Senate.

Several Senators questioned the sponsor, after which Senator Venables requested the privilege of the floor for Russell Larson, Controller General.

The witness was excused after addressing the Senate.

Roll call vote on **SJR 11 w/SA 1** was taken and revealed:

YES: 21

SJR 11 w/SA 1 was declared passed the Senate and sent to the House for Consideration.

SB 279 was brought before the Senate for consideration on motion of Senator Simpson.

SB 279 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL FISHING.

Several Senators questioned the sponsor.

Roll call vote on **SB 279** was taken and revealed:

YES: 18

NO: Senator(s) Blevins, DeLuca, Sharp - 3.

SB 279 was declared passed the Senate and sent to the House for Consideration.

SB 289 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator McDowell.

Several Senators commented.

Senator McDowell moved to lay **SB 289** on the Table. No objection.

Addition to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for January 24, 2002.

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.

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/23/02**

SA 1 to HCR 28 - Sponsor: Sen. Amick; Placed with the bill.

SB 289 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATIONS ON PERSONAL ACTIONS. Sponsor: Sen. McDowell; Smith, Sen. Henry; Reps. Plant, Williams, **LOT**.

SB 291 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. Sponsor: Sen. Vaughn; B. Ennis; **Education**.

SB 292 - AN ACT TO AMEND CHAPTER 7, TITLE 19, DELAWARE CODE, RELATING TO THE DOCTRINE OF EMPLOYMENT AT WILL. Sponsor: Sen. Marshall; Plant; **Executive**.

HB 48 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FEES CHARGED BY THE SECRETARY OF STATE. Sponsor: Rep. West; Reps. Ewing, Keeley, Viola, Sen. Venables; **Finance**.

HB 362 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO FOREIGN ADOPTIONS. Sponsor: Rep. Buckworth; Amick & Rep. DiLiberto & Sen. Blevins; **Children; Youth & Families**.

HB 384 - AN ACT PERMITTING A TEMPORARY TRANSFER OF MAJOR CAPITAL SCHOOL CONSTRUCTION FUNDS IN THE APPOQUINIMINK SCHOOL DISTRICT UPON THE APPROVAL OF THE DEPARTMENT OF EDUCATION. Sponsor: Rep. Cathcart; Roy & Sen. Vaughn; **Bond Bill**.

* * *

On motion of Senator Adams, the Senate recessed at 05:13 PM until January 24, 2002 at 02:30 PM.

The Senate reconvened at 02:26 PM January 24, 2002 with Lt. Governor Carney presiding.

The following committee reports were announced:

From Insurance & Elections: **SB 267** - 4 Merits.

From Community/County Affairs: **HB 358** - 3 Merits; **HB 363** - 3 Merits; **HB 347** - 3 Unfavorable; **HB 369** - 3 Merits.

At 02:30 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Ninth Legislative Day.

**9th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
JANUARY 24, 2002**

The Senate convened at 02:30 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Marshall followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

HB 372 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules on the motion of the floor manager, Senator Sharp.

HB 372 - 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.

Roll call vote on **HB 372** was taken and revealed:

YES: 20

ABSENT: Senator(s) Still - 1.

HB 372 was declared passed the Senate and returned to the House.

Senator(s) Amick and Simpson commented.

HB 373 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 Sharp.

HB 373 - 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.

Senator McDowell commented.

Senator Sharp requested the privilege of the floor for John Small, representing Delaware State Bar Association.

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

Roll call vote on **HB 373** was taken and revealed:

YES: 21

HB 373 was declared passed the Senate and returned to the House.

Senator Still marked present during the above roll call.

HB 374 be 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 Sharp.

HB 374 - AN ACT TO AMEND CHAPTER 15, 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.

Roll call vote on **HB 374** was taken and revealed:

YES: 21

HB 374 was declared passed the Senate and returned to the House.

Senator Adams moved to recess for Party Caucus at 02:48 PM.

The Senate reconvened at 03:43 PM with Lt. Governor Carney presiding.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD
01/24/02**

January 23, 2002

SB 285 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO TITLE LOANS AND CONSUMER COMPLAINTS. Sponsor: Sen. Marshall; Sens. Blevins, Bunting, DeLuca, McBride, McDowell, Sharp, Sokola, Vaughn & Simpson; Reps. Carey, Caulk, D. Ennis, Ewing, Lofink, Maier, Miro, B. Ennis, Gilligan, Houghton, Keeley, Plant, Price, West & Williams; **Labor & Industrial Labor**.

SB 288 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO TERRORISTIC THREATENING AND FALSE REPORTS. Sponsor: Sen. Blevins; Lee, Sens. Adams, Amick, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow, Reps. Buckworth, Cathcart, Caulk, DiLiberto, DiPinto, D. Ennis, Ewing, Fallon, Keeley, Lavelle, Lofink, Maier, Price, Smith, Spence, Valihura, Van Sant, West; **Public Safety**.

SB 293 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CONVERSIONS OF STATUS BY HEALTH SERVICE CORPORATIONS. Sponsor: Sen. Sharp; Gilligan, Sens. Adams, Marshall, Vaughn, DeLuca, Blevins & Venables; Rep. Van Sant; **LOT**.

January 24, 2002

SA 1 to HB 364 - Sponsor: Sen. Sharp; Placed with the bill.

SA 1 to SB 268 - Sponsor: Sen. Winslow; Placed with the bill.

SA 1 to SB 89 - Sponsor: Sen. Winslow; Placed with the bill.

SB 290 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2003; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsor: Sen. Sharp; **Finance**.

SB 294 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LICENSES. Sponsor: Sen. DeLuca; Ulbrich, Sens. Blevins, Vaughn, Winslow, Reps. Ewing, Hudson, Keeley, Miro, Mulrooney, Roy, Smith, Van Sant, Viola; **Sunset**.

* * *

A communication from Senator Dorinda A. Connor to Bernard J. Brady, Secretary of the Senate was read requesting her name be added as a co-sponsor of **SR 13**.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 32**.

HB 364 w/HA 1 was brought before the Senate for consideration on the motion of the floor manager, Senator Blevins.

HB 364 w/HA 1 - AN ACT TRANSFERRING FUNDS IN THE FISCAL YEAR 2002 BOND AND CAPITAL IMPROVEMENTS ACT RELATING TO PUBLIC EDUCATION SCHOOL CONSTRUCTION; AMENDING THE FISCAL YEAR 2002 BOND AND CAPITAL IMPROVEMENTS ACT RELATING TO TRANSPORTATION; AMENDING TITLE 29 RELATING TO THE DEPARTMENT OF PUBLIC SAFETY AND AMENDING TITLE 29 RELATING TO THE DEVELOPMENT OF IMPACT FEES.

SA 1 to HB 364 was brought before the Senate for consideration on the motion of Senator Sharp.

Senator Amick requested the Senate await the arrival of Representative Caulk to address the members.

Senator Blevins objected and commented.

Senator Amick requested the privilege of the floor for Representative Wallace Caulk.

The witness was excused after addressing the Senate.

Roll call vote on was taken and revealed:

YES: 12

NO: Senator(s) Amick - 1.

NOT VOTING: Senator(s) Bonini, Bunting, Cloutier, Connor, Simpson, Sorenson -

6.

ABSENT: Senator(s) McBride, McDowell - 2.

SA 1 to HB 364 was declared part of the bill.

HB 364 w/HA 1 & SA 1 was now before the Senate.

Roll call vote on **HB 364 w/HA 1 & SA 1** was taken and revealed:

YES: 20

ABSENT: Senator(s) McBride - 1.

HB 364 w/HA 1 & SA 1 was declared passed the Senate and sent to the House for Reconsideration.

SB 293 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules, on motion of Senator Sharp.

SB 293 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CONVERSIONS OF STATUS BY HEALTH SERVICE CORPORATIONS.

Senator Sharp requested the privilege of the floor for David Singleton, Secretary of Finance.

Several Senators questioned the witness.

Senator Sharp raised a point of order.

Senator Amick objected.

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

Senator Bunting requested the privilege of the floor for Michael Rick, representing the Department of Justice and the Insurance Department.

Senator Amick raised a point of order.

Senator Sokola questioned the witness.

Senator Bonini raised a point of order.

Senator Sharp requested the privilege of the floor for Jacqueline F. Brown, representing the Delaware State Insurance Department.

The witnesses were excused after address the Senate.

Senator Sharp moved to lay **SB 293** on the Table. No objection.

HB 335 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 335 - AN ACT RELATING TO THE OFFICE OF THE BUDGET DIRECTOR.

Roll call vote on **HB 335** was taken and revealed:

YES: 21

HB 335 was declared passed the Senate and returned to the House.

HB 367 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Vaughn.

HB 367 w/HA 1 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES.

Roll call vote on **HB 367 w/HA 1** was taken and revealed:

YES: 21

HB 367 w/HA 1 was declared passed the Senate and returned to the House.

HB 381 was brought before the Senate for consideration on motion of the floor manager, Senator Henry.

HB 381 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS.

Senator(s) McBride and Simpson commented.

Roll call vote on **HB 381** was taken and revealed:

YES: 21

HB 381 was declared passed the Senate and returned to the House.

HB 359 was brought before the Senate for consideration on motion of the floor manager, Senator Henry.

HB 359 - AN ACT TO AMEND CHAPTER 194, VOLUME 73, LAWS OF DELAWARE, RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS.

Roll call vote on **HB 359** was taken and revealed:

YES: 21

HB 359 was declared passed the Senate and returned to the House.

HB 347 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 347 - AN ACT TO AMEND AN ACT BEING CHAPTER 504, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF HENLOPEN ACRES" TO CLARIFY QUALIFICATIONS OF COMMISSIONERS AND MAYOR.

Senator Sokola moved to lay **HB 347** on the Table. No objection.

HB 358 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 358 - AN ACT TO AMEND CHAPTER 339, VOLUME 62, LAWS OF DELAWARE, AS AMENDED, ENTITLED: "AN ACT TO RE-INCORPORATE THE TOWN OF SMYRNA" RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE.

Senator Blevins commented.

Roll call vote on **HB 358** was taken and revealed:

YES: 21

HB 358 was declared passed the Senate and returned to the House.

HB 369 w/HA 1 was brought before the Senate for consideration on motion of the floor manager, Senator Sokola.

HB 369 w/HA 1 - AN ACT TO AMEND AN ACT BEING CHAPTER 326 OF VOLUME 71, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILTON" TO PROVIDE FOR INCREASING THE PAY OF THE MAYOR AND COUNCIL MEMBERS FOR ATTENDING REGULAR AND SPECIAL MEETINGS.

Roll call vote on **HB 369 w/HA 1** was taken and revealed:

YES: 21

HB 369 w/HA 1 was declared passed the Senate and returned to the House.

HB 384 was brought before the Senate for consideration under the suspension of the necessary rules on motion of the floor manager, Senator Blevins.

HB 384 - AN ACT PERMITTING A TEMPORARY TRANSFER OF MAJOR CAPITAL SCHOOL CONSTRUCTION FUNDS IN THE APPOQUINIMINK SCHOOL DISTRICT UPON THE APPROVAL OF THE DEPARTMENT OF EDUCATION.

Roll call vote on **HB 384** was taken and revealed:

YES: 21

HB 384 was declared passed the Senate and returned to the House.

HB 301 was Lifted from the Table and brought before the Senate for consideration under the suspension of the necessary rules on the motion of Senator Marshall.

HB 301 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BREWERY-PUBS AND TAX ON ALCOHOLIC BEVERAGES.

Senator Simpson commented.

Senator Marshall requested the privilege of the floor for John Cordrey, Alcoholic Beverage Control Commissioner.

Senator(s) McBride and McDowell questioned the witness, after which the witness was excused.

Roll call vote on **HB 301** was taken and revealed:

YES: 19

NO: Senator(s) McDowell, Sharp - 2.

HB 301 was declared passed the Senate and returned to the House.

SCR 24 was brought before the Senate for consideration on the motion of Senator Marshall.

SCR 24 - CREATING A LEGISLATIVE TASK FORCE TO STUDY THE FEASIBILITY OF EXPANDING THE DELAWARE VIDEO LOTTERY TO ESTABLISH A POST-SECONDARY SCHOOL SCHOLARSHIP PROGRAM.

Sponsor: Sen. Marshall; Sens. Bunting & Amick; Reps. Buckworth, Lavelle, Plant & Williams.

Roll call vote on **SCR 24** was taken and revealed:

YES: 7

NO: Senator(s) Adams, Bonini, Cloutier, Connor, Cook, DeLuca, McBride, Sharp, Still, Vaughn, Winslow - 11.

NOT VOTING: Senator(s) McDowell, Simpson, Sorenson - 3.

SCR 24 was declared Defeated.

SR 13 was introduced and brought before the Senate for consideration on the motion of Senator Blevins.

SR 13 - URGING THE NEW CASTLE COUNTY DEPARTMENT OF ELECTIONS TO CONDUCT PUBLIC HEARINGS BEFORE ACTING UPON PROPOSED CHANGES TO NOMINATING DISTRICT BOUNDARIES FOR BRANDYWINE, CHRISTINA, COLONIAL AND RED CLAY SCHOOL DISTRICTS, AND URGING THE SAID SCHOOL DISTRICTS TO SET THE DATES FOR THEIR 2002 SCHOOL BOARD ELECTIONS AS LATE AS POSSIBLE TO FACILITATE SAME. Sponsor: Sen. Blevins; Sen. Henry; Sens. Marshall, McBride, McDowell, Amick, Bonini, Cloutier, DeLuca, Sokola, Sorenson, Still.

Roll call vote on **SR 13** was taken and revealed:

YES: 21

SR 13 was declared Adopted.

Additions to the agenda, committee and other legislative meetings were announced.

The Secretary announced the agenda for March 12, 2002 or the Call of the President Pro Tempore.

At 06:28 PM on motion of Senator Adams, the Senate recessed until 02:00 PM on March 12, 2002 or the Call of the President Pro Tempore.

The Senate reconvened at 02:45 PM on March 12, 2002 with Lt. Governor Carney presiding.

A communication from Governor Minner was read into the record informing the Senate that the nomination submitted on January 08, 2002, is hereby formally withdrawn. It will be resubmitted with a change in the expiration date for Victor R. Epolito.

A communication from Senator James Vaughn to the Secretary of the Senate, Bernard J. Brady was read into the record requesting Representative Keeley and Senator DeLuca added as additional co-sponsors of **SB 39**.

The Secretary announced a message from the House informing the Senate that it had passed **HB 379 w/HA 1 & HA 2; HB 343; SB 232 w/SA 1, 2 & 3; SB 259**.

SENATE CITATION ANNOUNCEMENT #4, S141-369 – 485 inclusive was introduced and a copy made available to each Senator.

At 02:50 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Tenth Legislative Day.

**10th LEGISLATIVE DAY
141st GENERAL ASSEMBLY
SECOND SESSION
MARCH 12, 2002**

The Senate convened at 02:50 PM with Lt. Governor Carney presiding.

A prayer was offered by Senator Venables followed by the Pledge of Allegiance to the Flag.

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

PRESENT: Senator(s) Adams, Amick, Blevins, Bonini, Bunting, Cloutier, Connor, Cook, DeLuca, Henry, Marshall, McBride, McDowell, Sharp, Simpson, Sokola, Sorenson, Still, Vaughn, Venables, Winslow - 21.

The journal of the previous day was approved as read on motion of Senator Adams. No objections.

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

SR 14 - SUPPORTING THE ESTABLISHMENT OF A STATE VETERANS' HOME TO SERVE THE HEALTH CARE NEEDS OF VETERANS IN DELAWARE.

Sponsor: Sen. McBride & Sen. Simpson; Sens. Sharp, Adams, Marshall, Amick, Sorenson; Sens. Blevins, Bunting, Cook, DeLuca, Henry, McDowell, Sokola, Vaughn, Venables; Sens. Bonini, Cloutier, Connor, Still, Winslow.

Senator(s) Simpson and McBride commented.

Senator McBride requested the privilege of the floor for Robert Marcinkowski, representing Delaware Commission of Veterans Affairs.

The witness was excused after addressing the Senate.

Senator Winslow commented.

Senator Vaughn recognizes Reese Philips a guest in the Senate Chamber.

Roll call vote on **SR 14** was taken and revealed:

YES: 21

SR 14 was declared Adopted.

Senator Sharp commented on **SB 293** and requested that it remain on the Table.

HB 363 was brought before the Senate for consideration on the motion of the floor manager, Senator Sokola.

HB 363 - AN ACT TO AMEND CHAPTER 50, VOLUME 57, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE TOWN OF VIOLA.

SA 1 to HB 363 was brought before the Senate for consideration on the motion of the floor manager, Senator DeLuca.

Senator DeLuca requested that **SA 1 to HB 363** be Stricken. No objection.

Roll call vote on **HB 363** was taken and revealed:

YES: 20

NO: Senator(s) Sharp - 1

HB 363 was declared passed the Senate and sent to the House for Reconsideration.

Senator Adams moved to recess for Party Caucus at 03:10 PM.

The Senate reconvened at 04:56 PM with Lt. Governor Carney presiding.

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

**DELAWARE STATE SENATE
PRESIDENT PRO TEMPORE'S LIST OF PRE-FILED LEGISLATION
READ TO THE SENATE RECORD**

03/12/02

January 24, 2002

SB 293 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CONVERSIONS OF STATUS BY HEALTH SERVICE

CORPORATIONS. Sponsor: Sen. Sharp; Gilligan, Sens. Adams, Marshall, Vaughn, DeLuca, Blevins, & Venables; Rep. Van Sant; **LOT**.

SA 1 to HB 363 - Sponsor: Sen. DeLuca; Placed with the bill.

SA 1 to SB 289 - Sponsor: Sen. McDowell; Placed with the bill.

SB 295 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 2, TITLE 14 OF THE DELAWARE CODE RELATING TO NEIGHBORHOOD SCHOOLS. Sponsor: Sen. Marshall; Sens. Henry & Winslow; Reps. Scott, Williams & Plant; **Education**.

SB 296 - AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO CREDIT AND DEBIT CARD RECEIPTS. Sponsor: Sen. Connor; Valihura, Sens. Bonini, Cloutier, Simpson, Sokola, Sorenson, Still, Winslow; Reps. Brady, B. Ennis, Houghton, Keeley, Maier, Miro, Price, Reynolds; **Banking**.

SB 297 - AN ACT TO AMEND CHAPTER 197, VOLUME 54, LAWS OF DELAWARE, THE CHARTER OF THE CITY OF REHOBOTH BEACH AS AMENDED, WITH REGARD TO THE AWARDED OF CONTRACTS AND THE REQUIREMENT FOR COMPETITIVE BIDDING IN RELATION THERETO. Sponsor: Sen. Bunting; Schroeder; **Community/County Affairs**.

March 12, 2002

SB 298 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. Sponsor: Sen. Simpson; Schroeder; **Education**.

SB 299 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVER'S LICENSES. Sponsor: Sen. Bonini; **Public Safety**.

HB 343 - AN ACT TO AMEND CHAPTER 90, TITLE 11 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR INNOCENT VICTIMS OF CRIME. Sponsor: Rep. DiLiberto; Reps. Ewing, Spence, Carey, Williams, Lavelle, Stone, Plant; Sens. Henry, Amick; **Adult & Juvenile Corrections**

HB 379 w/HA 1, HA 2 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO STATE APPROPRIATIONS. Sponsor: Rep. Fallon; Sorenson & Rep. Ewing; Reps. Spence, Lee, Buckworth, Carey, Roy, Thornburg, B. Ennis, Scott, Williams; **Judiciary**.

SB 264 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO AN OFFICE OF CEMETERY OVERSIGHT. Sponsor: Sen. McDowell; Smith, Sens. Bonini, Connor, Cook, Henry, Sorenson, Vaughn; Reps. Buckworth, Plant, Roy, Williams; **Children; Youth & Families**.

The following nominations(s) assigned to the **Executive** Committee.

Mr. John Healy
104 Dasher Avenue
Bear, DE 19701

To be reappointed a member
of the Delaware Solid Waste
Authority to serve a term to
expire three years from
Senate Confirmation.

Mr. Theodore W. Ryan
128 Lake Valley Drive
Townsend, DE 19734

To be reappointed a member
of the Delaware Solid Waste
Authority to serve a term to
expire three years from
Senate Confirmation.

Kim Carpenter, MD
17 Ash Tree Lane
Hockessin, DE 19707

To be reappointed a member
of the Delaware Institute of
Medical Education and
Research to serve a term to
expire three years from
Senate Confirmation.

John A. J. Forest, Jr., MD 195 Lynn Haven Drive Dover, DE 19901	To be reappointed a member of the Delaware Institute of Medical Education and Research to serve a term to expire three years from Senate Confirmation.
Josef A. Burger 722 Green Giant Road Townsend, DE 19734-9630	To be reappointed a member of the Wastewater Facilities Advisory Council to serve a term to expire three years from Senate confirmation.
Joseph J. Corrado, Jr. 200 Marsh Lane New Castle, DE 19720	To be reappointed a member of the Wastewater Facilities Advisory Council to serve a term to expire three years from Senate confirmation.
Jeffrey M. Bross 11 Bromley Court Wilmington, DE 19810	To be appointed a member of the Wastewater Facilities Advisory Council to serve a term to expire three years from Senate confirmation.
Mr. Dallas D. Green One Murray Lane Georgetown, DE 19947	To be reappointed a member of the Merit Employees Relations Board to serve a term to expire three years from Senate Confirmation.
Mr. Victor R. Epolito Rt. 3, Box 111-F Milton, DE 19968	To be appointed as a member of the Industrial Accident Board to serve a term to expire six years from Confirmation.

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Additions to the agenda, committee and other legislative meetings were announced. Senator Bunting requested that **SS 1 to SB 228** be Stricken. No objection.

On motion of Senator Adams, the Senate recessed at 04:58 PM until March 13, 2002 at 04:00 PM.

The Senate reconvened at 04:31 PM on March 14, 2002 with Senator Sharp presiding.

The following committee reports were announced:

From Executive: **Jeffrey Bross** - 5 Merits; **Joseph Burger** - 4 Merits; **Kim Carpenter** - 5 Merits; **Joseph Corrado, Jr.** - 5 Merits; **Victor Epolito** - 1 Favorable, 4 Merits; **John Forrest** - 5 Merits; **Dallas Green** - 5 Merits; **John Healy** - 5 Merits; **Theodore Ryan** - 1 Favorable, 4 Merits.

The Secretary announced a message from the House informing the Senate that it had passed **HCR 33**.

Lt. Governor Carney presiding at 04:34 PM.

LEGISLATIVE ADVISORY #24 & #25, 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 #24, dated January 25, 2002, the Governor signed the following legislation on the dates indicated:

HB #348 aab SA 1 (01/17/02) – AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO SECURITIZATIONS OF PROPERTY, ASSETS OR RIGHTS, TO PROVIDE FOR THE RIGHTS OF A TRANSFEROR OF PROPERTY, ASSETS OR RIGHTS AND THE RIGHTS OF THE TRANSFEROR'S CREDITORS OR, IN ANY INSOLVENCY PROCEEDING WITH RESPECT TO THE TRANSFEROR OR THE TRANSFEROR'S PROPERTY, A BANKRUPTCY

TRUSTEE, RECEIVER, DEBTOR, DEBTOR IN POSSESSION OR SIMILAR PERSON, IN PROPERTY, ASSETS OR RIGHTS PURPORTED TO BE TRANSFERRED AS A PART OF A SECURITIZATION TRANSACTION, AND TO PROVIDE THAT CERTAIN OF THESE RIGHTS DEPEND UPON THE PROVISIONS SET FORTH IN THE TRANSACTION DOCUMENTS RELATING TO THE SECURITIZATION TRANSACTION. (Sponsors: Rep. Stone; Reps. Hudson, Spence; Sens. Sharp & Adams) (Volume 73, Chapter 214, Laws of Delaware.)

HB #356 (01/17/02) – **AN ACT TO AMEND CHAPTER 202, VOLUME 73, LAWS OF DELAWARE, ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW”.** (Sponsors: Rep. Price & Sen. Bunting) (Volume 73, Chapter 215, Laws of Delaware.)

HB #113 aab SA 1 (01/22/02) – **AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO CONTROLLED SUBSTANCES.** (Sponsors: Rep. Oberle & Rep. Spence & Rep. Lofink; Sen. Sharp & Sen. Winslow) (Volume 73, Chapter 216, Laws of Delaware.)

HB #254 (01/22/02) – **AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ESTABLISHING A TECHNOLOGY INVESTMENT COUNCIL.** (Sponsors: Rep. Roy & Rep. Wagner; Sen. McBride) (Volume 73, Chapter 217, Laws of Delaware.)

HB #211 aab HA #1 (01/22/02) – **AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PARAMEDIC AND OTHER EMERGENCY SERVICE SYSTEMS.** (Sponsors: Rep. B. Ennis & Sen. Blevins; Reps. Brady, Ewing, Houghton, Lee, Spence, Van Sant; Sens. Bunting, Vaughn) (Volume 73, Chapter 218, Laws of Delaware.)

SB #278 (01/22/02) – **AN ACT TO AMEND AN ACT BEING CHAPTER 2 OF VOLUME 73, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF SELBYVILLE” TO PROVIDE FOR REFUNDING ALL OUTSTANDING BONDS OR OTHER INDEBTEDNESS OF THE TOWN TO INCLUDE REFINANCING SUCH BONDS OR OTHER EVIDENCES OF INDEBTEDNESS.** (Sponsors: Sen. Bunting & Rep. Price) (Volume 73, Chapter 219, Laws of Delaware.)

SB #280 (01/22/02) – **AN ACT TO AMEND CHAPTER 295, VOLUME 65, LAWS OF DELAWARE, AS AMENDED, BEING AN ACT ENTITLED: “AN ACT TO REINCORPORATE THE TOWN OF BETHANY BEACH,” TO AUTHORIZE THE TOWN COUNCIL TO CHANGE THE DATE FOR THE ANNUAL ELECTION IN ANY YEAR BY VOTE TAKEN NOT LATER THAN JULY 1ST OF THAT YEAR.** (Sponsors: Sen. Bunting & Rep. Price) (Volume 73, Chapter 220, Laws of Delaware.)

HB #372 (01/24/02) – **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.** (Sponsors: Rep. Wagner & Sen. Blevins) (Volume 73, Chapter 221, Laws of Delaware.)

HB #373 (01/24/02) – **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.** (Sponsors: Rep. Wagner & Sen. Blevins) (Volume 73, Chapter 222, Laws of Delaware.)

HB #374 (01/24/02) – **AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS.** (Sponsors: Rep. Wagner & Sen. Blevins) (Volume 73, Chapter 223, Laws of Delaware.)

HB #364 aab HA 1 & SA 1 (01/24/02) – **AN ACT TRANSFERRING FUNDS IN THE FISCAL YEAR 2002 BOND AND CAPITAL IMPROVEMENTS ACT RELATING TO PUBLIC EDUCATION SCHOOL CONSTRUCTION; AMENDING THE FISCAL YEAR 2002 BOND AND CAPITAL IMPROVEMENTS ACT RELATING TO TRANSPORTATION; AMENDING TITLE 29 RELATING TO THE DEPARTMENT OF PUBLIC SAFETY AND AMENDING TITLE 29 RELATING TO THE DEVELOPMENT OF IMPACT FEES.** (Sponsors: Rep. Roy & Sen. Blevins; Reps.

Carey, Lofink, Oberle, Schroeder, Williams, Cathcart, Miro, Stone, Wagner, Keeley; Sens. Cook, Venables, Bonini, Connor) (Volume 73, Chapter 224, Laws of Delaware.)

LEGISLATIVE ADVISORY #25, dated February 7, 2002, the Governor signed the following legislation on the dates indicated:

HB #301 (01/28/02) – AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO BREWERY-PUBS AND TAX ON ALCOHOLIC BEVERAGES. (Sponsors: Rep. Stone & Sen. Venables) (Volume 73, Chapter 225, Laws of Delaware.)

HB #335 (01/28/02) – AN ACT RELATING TO THE OFFICE OF THE BUDGET DIRECTOR. (Sponsors: Rep. DiPinto & Sen. Vaughn; Reps. D. Ennis, Buckworth, Fallon, Brady, Houghton; Sens. Cook, McBride, Henry, Winslow, Cloutier) (Volume 73, Chapter 226, Laws of Delaware.)

HB #358 (01/28/02) – AN ACT TO AMEND CHAPTER 339, VOLUME 62, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO RE-INCORPORATE THE TOWN OF SMYRNA” RELATING TO THE TOWN MANAGER AND CHIEF OF POLICE. (Sponsors: Rep. B. Ennis & Sen. Vaughn; Reps. Buckworth, Caulk, Ewing, Quillen, Stone, Thornburg, Wagner; Sen. Cook) (Volume 73, Chapter 227, Laws of Delaware.)

HB #359 (01/28/02) – AN ACT TO AMEND CHAPTER 194, VOLUME 73, LAWS OF DELAWARE, RELATING TO BOUNTY HUNTERS AND BAIL ENFORCEMENT AGENTS. (Sponsors: Rep. Houghton) (Volume 73, Chapter 228, Laws of Delaware.)

HB #369 aab HA 1 (01/28/02) – AN ACT TO AMEND AN ACT BEING CHAPTER 326 OF VOLUME 71, LAWS OF DELAWARE, AS AMENDED, ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF MILTON” TO PROVIDE FOR INCREASING THE PAY OF THE MAYOR AND COUNCIL MEMBERS FOR ATTENDING REGULAR AND SPECIAL MEETINGS. (Sponsors: Rep. Carey & Sen. Adams) (Volume 73, Chapter 229, Laws of Delaware.)

HB #381 (01/28/02) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMMUNITY NOTIFICATION OF SEX OFFENDERS. (Sponsors: Rep. Schroeder; Reps. Buckworth, Reynolds, Wagner; Sens. Cook, Sokola) (Volume 73, Chapter 230, Laws of Delaware.)

HB #384 (01/28/02) – AN ACT PERMITTING A TEMPORARY TRANSFER OF MAJOR CAPITAL SCHOOL CONSTRUCTION FUNDS IN THE APPQUINIMINK SCHOOL DISTRICT UPON THE APPROVAL OF THE DEPARTMENT OF EDUCATION. (Sponsors: Rep. Cathcart & Rep. Roy & Sen. Vaughn) (Volume 73, Chapter 231, Laws of Delaware.)

HB #367 aab HA 1 (02/01/02) – AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. (Sponsors: Rep. Lee & Sen. Vaughn; Reps. B. Ennis, Oberle, Van Sant, West) (Volume 73, Chapter 232, Laws of Delaware.)

SB #259 (02/01/02) – AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE MUNICIPAL SERVICES COMMISSION OF THE CITY OF NEW CASTLE. (Sponsors: Sen. Connor & Rep. Mulrooney) (Volume 73, Chapter 233, Laws of Delaware.)

SB #232 aab SA 1, SA 2 & SA 3 (02/06/02) – AN ACT TO AMEND TITLE 21 RELATING TO MOTOR VEHICLE VOLUNTARY ASSESSMENT PROCEDURES AND THE UNIFORM TRAFFIC COMPLAINT AND SUMMONS. (Sponsors: Sen. Henry & Rep. Oberle) (Volume 73, Chapter 234, Laws of Delaware.)

HCR 33 was brought before the Senate for consideration on motion of the floor manager, Senator Cloutier.

HCR 33 - DESIGNATING JUNE 22, 2002 AS FELIX DARLEY DAY IN DELAWARE. Sponsor: Rep. Smith & Sen. Cloutier.

Roll call vote on **HCR 33** was taken and revealed:

YES: 20

ABSENT: Senator(s) Venables - 1

HCR 33 was declared Adopted by the Senate and returned to the House.

At 04:38 PM on motion of Senator Adams, the Senate adjourned and immediately convened the Eleventh Legislative Day.