

The privilege of the floor was extended to Joseph Moran (President of the Wilmington Trust Company and Chairman of the Delaware Bankers' Association) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Cook, Cordrey, Knox, Littleton, Martin, McBride, Minner, Neal, Sharp, Vaughn - 14.

NO: Senator Zimmerman - 1.

ABSENT: Senators Citro, Connor, Holloway, Marshall, McDowell, Torbert - 6.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 348 was taken up for consideration on motion of Senator Sharp:

SB 348 - AN ACT TO AMEND TITLE 21, CHAPTER 21 OF THE DELAWARE CODE, RELATING TO THE SUSPENSION OF DRIVING LICENSE AND/OR PRIVILEGE IN FAILING TO PROCURE MOTOR VEHICLE INSURANCE.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp and the roll call vote taken which revealed 16 Senators voting YES and 5 (Citro, Holloway, Marshall, McDowell and Torbert) ABSENT; therefore, the Amendment was declared adopted.

Senator Connor marked PRESENT.

The privilege of the floor was extended to Senate Attorneys Henry Ridgely and William Walls after which SB 348 w SA 1 was laid on the table on motion of Senator Sharp.

HB 440 w HA 1 was taken up for consideration on motion of Senator McBride:

HB 440 w HA 1 - AN ACT TO AMEND CHAPTER 10, 19 AND 21, OF TITLE 14, DELAWARE CODE, RELATING TO THE TIME OF SCHOOL BOARD ELECTIONS.

Senators Citro and Torbert marked PRESENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

At 3:06 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:35 p.m., Senator Cordrey presiding.

The following legislation was introduced:

SB 426 - AN ACT TO AMEND CHAPTER 43, PART III, TITLE 21 OF THE DELAWARE CODE RELATING TO THE EQUIPMENT AND CONSTRUCTION OF VEHICLES; AND PROVIDING FOR A PROHIBITION ON THE USE OF DEVICES ON MOTOR VEHICLES TO DETECT THE PRESENCE OF RADAR UPON HIGHWAYS. Sponsor: Senator Martin. Assigned to Public Safety Committee.

SB 427 - AN ACT TO AMEND CHAPTER 45, TITLE 12, DELAWARE CODE, RELATING TO UNIFORM GIFTS TO MINORS ACT. Sponsor: Senator Zimmerman. Assigned to Judiciary Committee.

Senator Holloway marked PRESENT.

The Secretary announced that a message from the House informed the Senate that it had passed HB 385 w HA 1, 2, 3, 4; SB 305 w SA 1 and SB 308 w SA 1.

The following legislation was introduced:

HB 385 w HA 1, 2, 3, 4 - AN ACT TO AMEND TITLE 14, CHAPTER 10 OF THE DELAWARE CODE TO PROVIDE FOR INDEMNITY OF MEMBERS OF SCHOOL BOARDS OF EDUCATION AND CERTAIN EMPLOYEES OF THOSE BOARDS AGAINST DAMAGES, LOSSES AND EXPENSES OF DEFENSE OF CIVIL ACTIONS. Sponsors: Representatives Outten, Jester; Senator McBride. Assigned to Education Committee.

SA 2 to SB 348. Sponsor: Senator Sharp. Placed with the Bill.

SA 2 to SB 340. Sponsor: Senator Holloway. Placed with the Bill.

Senator McDowell marked PRESENT.

SB 348 w SA 1 was lifted from the table for consideration on motion of Senator Sharp.

At 4:40 p.m., Lt. Governor Castle presiding.

On motion of Senator Sharp (without objection) the roll call vote on SA 1 was rescinded and the Amendment stricken.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 348 w SA 2 was then taken and revealed 19 Senators voting YES, 1 (Neal) voting No and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 419 was taken up for consideration on motion of Senator McBride:

HB 419 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE SALE OR LEASE OF PROPERTY BY SCHOOL DISTRICTS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Zimmerman) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

SCR 116 was introduced and considered for adoption on motion of Senator Cook:

SCR 116 - EXTENDING CONGRATULATIONS AND BEST WISHES TO FRANCES H. BIDDLE ON HER RETIREMENT FROM THE DIVISION OF MOTOR VEHICLES AFTER THIRTY YEARS OF DEDICATED SERVICE. Sponsors: Senator Cook, Representative Quillen.

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

SCR 117 was introduced and considered for adoption on motion of Senator Bair:

SCR 117 - COMMENDING THE SAINT EDMUND'S ACADEMY SPEECH TEAM ON WINNING THE ANNUAL ARCHMERE FORENSICS TOURNAMENT. Sponsors: Senator Bair, Representative Smith; Senators Berndt, Knox; Representatives Brady, Boykin, D. Ennis, Hebner, Maroney.

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

SCR 118 - COMMEMORATING THE 193RD ANNIVERSARY OF THE POLISH CONSTITUTION OF MAY 3, 1791. Sponsors: Senator Marshall, Representative Jonkier.

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

At 5:20 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 2, 1984.

The Senate reconvened at 3:31 p.m., May 2, 1984, Lt. Governor Castle presiding.

The Secretary announced that a message from the House informed the Senate that it had adopted HC

HC 181. Senator Martin introduced Tammy Copeland (Miss Delaware, 1983) to the Senate. She was extended privilege of the floor.

HC 181 was introduced and considered for adoption on motion of Senator Martin:

HC 181 - WELCOMING TAMMY COPELAND, MISS DELAWARE, 1983, TO LEGISLATIVE HALL. Sponsors: Representative Davis and all the Representatives; Senator Martin.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

SCR 119 was introduced and considered for adoption on motion of Senator Zimmerman:

SCR 119 - EXTENDING CONGRATULATIONS TO JAMES GRAY, SENIOR AT DOVER HIGH SCHOOL FOR HAVING BEEN APPOINTED BY U.S. SENATOR JOSEPH R. BIDEN, JR. TO ATTEND THE U.S. NAVAL ACADEMY. Sponsors: Senator Zimmerman, Representative Outten.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

At 3:41 p.m. Lt. Governor Castle presiding.

At 3:42 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 25th Legislative Day.

25TH LEGISLATIVE DAY

May 2, 1984

The Senate convened at 3:42 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

At 3:45 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 3, 1984.

The Senate reconvened at 2:25 p.m., May 3, 1984, Senator Cordrey presiding.

The following communication was read:

A T & T Information Systems
Three Bala Plaza-East
Bala Cynwyd, Pennsylvania 19004-3421

April 26, 1984

Ms. Betty Jean Caniford
Secretary of the Senate
Office of the Secretary
Delaware State Senate
Legislative Hall
Dover, Delaware 19901

Dear Ms. Caniford:

I received a copy of Senate Resolution #134 passed by the Delaware State Senate on March 29, 1984. As I understand it, the purpose of this resolution was to have coin telephones installed in the Legislative Hall. Since coin telephones are the responsibility of the Diamond State Telephone Company, I have referred this request to:

Mr. Glenn Landis
Division Manager--Bell Public Communications
Diamond State Telephone Company
1617 JFK Blvd., 4th Floor
Philadelphia, Pa. 19103

I feel confident that Diamond State will be able to meet your request.

If there is any misunderstanding as to the nature of this request, please let me know.

Sincerely,
Walter Fisher, Jr., Area Vice President

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The Secretary announced that a message from the House informed the Senate that it had adopted HCR 182; HCR 183; HCR 184; HCR 186; SCR 114; SCR 116; SCR 117; SCR 118; SCR 119.

Senator Marshall marked PRESENT.

Legislative Advisory #29 received from the Office of Counsel to the Governor was read which informed the Senate of the Governor's action on passed legislation as follows: On May 26, 1984 the Governor signed HB 239 w HA 1 (Volume 64, Chapter 250, Laws of Delaware); on May 27 the Governor signed SB 362 w SA 2, 4, 5 (Volume 64, Chapter 251, Laws of Delaware).

The following Committee reports were announced:

From the Public Safety Committee: SB 392 - 5 Merits; HB 470 w HA 1 - 5 Merits; HB 471 - 5 Merits; HB 472 - 5 Merits; HB 496 - 5 Merits.

From the Judiciary Committee: SB 393 - 4 Merits; HB 209 - 4 Merits; HB 280 w HA 1 - 4 Merits; HB 459 - 1 Favorable, 3 Merits; HB 279 - 4 Merits.

From the Insurance and Elections Committee: SB 408 - 4 Merits; SB 415 - 4 Merits.

From the Natural Resources and Environmental Control Committee: HB 447 w HA 1 - 1 Favorable, 5 Merits.

From the Small Business Committee: HB 480 - 1 Favorable, 3 Merits.

At 2:29 p.m., Lt. Governor Castle presiding.

The following legislation was introduced:

SB 421 - AN ACT TO AMEND CHAPTER 18, TITLE 5, DELAWARE CODE RELATING TO THE COMPUTATION OF THE ANNUAL FRANCHISE TAX FOR BUILDING AND LOAN ASSOCIATIONS. Sponsors: Senator Marshall, Representative Jonkiert. Assigned to Banking Committee.

SB 423 - AN ACT TO AMEND CHAPTER 71, PART VI, TITLE 29 OF THE DELAWARE CODE RELATING TO STATE-OWNED VEHICLES; AND PROVIDING FOR THE INSTALLATION AND PERIODIC TESTING OF CERTAIN WARNING DEVICES. Sponsors: Senator Zimmerman, Representative Buckworth. Assigned to Public Safety Committee.

SB 428 - AN ACT TO AMEND PART 3, ARTICLE 9, TITLE 6 OF THE DELAWARE CODE RELATING TO SECURED TRANSACTIONS IN THE PURCHASE OF GRAIN CROPS. Sponsors: Senator Cordrey, Representative Clendaniel. Assigned to Agriculture Committee.

SB 431 - AN ACT TO AMEND TITLE 10, CHAPTER 28 OF THE DELAWARE CODE, RELATING TO MILEAGE RATES FOR CONSTABLES. Sponsor: Senator Cordrey. Assigned to Community Affairs Committee.

SB 430 - AN ACT TO AMEND CHAPTER 80, PART VIII, TITLE 29 OF THE DELAWARE CODE, RELATING TO GRANTS TO QUALIFIED AGENCIES FOR THE CONSTRUCTION OF TREATMENT WORKS. Sponsor: Senator Cordrey. Assigned to Community Affairs Committee.

SB 429 - AN ACT TO AMEND CHAPTER 71, TITLE 29, DELAWARE CODE RELATING TO MILEAGE RATE FOR STATE EMPLOYEES. Sponsor: Senator Cordrey. Assigned to Finance Committee.

Senator McBride marked PRESENT.

At 2:34 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 26th Legislative Day.

26TH LEGISLATIVE DAY
May 3, 1984

The Senate convened at 2:34 p.m., Lt. Governor Castle presiding.
A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senator Holloway introduced Charles Birch of the National Commission on Child Abuse to the Senate.

SB 391 was taken up for consideration on motion of Senator Zimmerman:

SB 391 - AN ACT TO AMEND TITLE 11, DELAWARE CODE, RELATING TO THE RIGHTS OF LAW ENFORCEMENT OFFICERS.

During discussion of the Bill and the Amendment offered to it, the privilege of the floor was extended to Myron Steel (Delaware Fraternal Order of Police) and Chief Richard Carmey (Delaware Police Chiefs Council).

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Zimmerman. The roll call vote on the Amendment was taken and revealed 18 Senators voting YES and 3 (Connor, McDowell and Neal) ABSENT; therefore, the Amendment was declared adopted.

At 3:35 p.m., Senator Cordrey presiding.

At 4:00 p.m., Senator Berndt presiding.

Final action on SB 391 w SA 1 was then deferred on motion of Senator Zimmerman.

Senate Consent Calendar #16 was taken up for consideration on motion of Senator Minner. The House Concurrent Resolutions, Senate Concurrent Resolutions and Senate Resolutions on the Calendar were as follows:

HCR 182 - CONGRATULATING THE DOVER HIGH SCHOOL BAND AND CHORUS UPON THEIR TRIUMPHANT RETURN FROM THE FESTIVAL OF MUSIC COMPETITION IN ORLANDO, FLORIDA. Sponsors: Representatives Bennett, Outten; Senator Zimmerman.

HCR 183 - CONGRATULATING THE UNIVERSITY OF DELAWARE BASEBALL TEAM ON WINNING ITS THOUSANDTH GAME AND COACH BOB HANNAH WHO HAS LED THE TEAM TO 484 OF THOSE VICTORIES IN ALMOST 20 YEARS. Sponsors: Representatives Bennett, Barnes, Soles, Wingate, Anderson; Senators Adams, Cook.

HCR 184 - COMMENDING THE GIRLS CLUBS OF DELAWARE FOR THEIR CONTRIBUTIONS TO THE COMMUNITY AND DESIGNATING THE WEEK OF MAY 13-19, 1984, AS GIRLS CLUBS WEEK. Sponsors: Representative Jonkiert, Senator Marshall.

HCR 185 - REQUESTING THE DELAWARE CONGRESSIONAL DELEGATION TO SUPPORT S. 1935 OF THE 98TH CONGRESS OF THE UNITED STATES WHICH WOULD REQUIRE PRODUCERS OF CIGARETTES AND LITTLE CIGARS TO MAKE THEM FIRE SAFE. Sponsors: Representative B. Ennis and Senator Torbert; Representatives Clark, Davis, Spence, Terry.

HCR 186 - CONGRATULATING STUDENTS IN THE COLONIAL SCHOOL DISTRICT WHO HAVE RECEIVED RECOGNITION ON A STATE OR NATIONAL LEVEL IN BOTH ACADEMIC AND NON-ACADEMIC ACTIVITIES. Sponsors: Representatives Houghton, Dixon, Jester, Mack, Spence, Brady; Senators Connor, Holloway, McBride, Vaughn.

SCR 120 - HONORING THE NURSING PROFESSION IN DELAWARE ON THE OCCASION OF NURSE'S WEEK, MAY 6 THROUGH 12, 1984. Sponsors: Senator McBride and all the Senators; Representative Soles and all the Representatives.

SCR 121 - ESTABLISHING A PUBLIC RAIL TRANSPORTATION TASK FORCE TO INITIATE NEGOTIATIONS WITH APPROPRIATE TRANSIT AUTHORITIES TOWARD RESTORING COMMUTER RAIL TRANSPORTATION SERVICES TO NORTHERN DELAWARE. Sponsors: Senator McDowell, Representatives D. Ennis, Anderson, Brady, Campanelli, Sills, Soles.

SCR 122 - DIRECTING THE BOARD OF PENSION TRUSTEES TO REVIEW THE PENSION BENEFIT FORMULA FOR ELECTED OFFICIALS OF THE STATE OF DELAWARE. Sponsors: Senator Holloway; Representatives Bennett, Petrilli, Corrozi; Senators Berndt, Vaughn.

SCR 124 - MOURNING THE DEATH OF MRS. ALICE R. WEBB OF MILFORD. Sponsors: Senator Minner, Torbert; Representatives Terry, Clendaniel.

SR 142 - COMMENDING LEROY AND NANCY HOOPER FOR BEING THE "GENERAL AWARD" WINNERS AT THE ANNUAL MEETING AND AWARDS BANQUET SPONSORED BY THE DELAWARE ASSOCIATION FOR RETARDED CITIZENS, INC. HELD ON APRIL 24, 1984. Sponsors: Senators Berndt and Holloway.

SR 143 - COMMENDING ANNA M. WARD FOR HAVING RECEIVED THE "GENERAL AWARD" FROM THE DELAWARE ASSOCIATION FOR RETARDED CITIZENS, INC. FOR HER UNTIRING DEVOTION TO THE MENTALLY RETARDED RESIDENTS OF STOCKLEY CENTER. Sponsors: Senators Berndt and Holloway.

SR 144 - CONGRATULATING ANGELA GRECKIN UPON HER SELECTION AS THE WINNER OF THE 1984 NATIONAL ASSOCIATION OF RETARDED PERSONS ART DESIGN CONTEST. Sponsors: Senators Berndt and Holloway.

SR 145 - COMMENDING CLAIRE C. DUNNIGAN ON RECEIVING THE TEACHER OF THE YEAR AWARD FROM THE DELAWARE ASSOCIATION FOR RETARDED CITIZENS, INC. OF APRIL 24, 1984. Sponsors: Senators Berndt, Holloway.

SR 146 - COMMENDING JOANNE I. BENNETT FOR HAVING BEEN DELAWARE ASSOCIATION FOR RETARDED CITIZENS ART DESIGN CONTEST WINNER AT THEIR ANNUAL BANQUET DINNER HELD ON APRIL 24, 1984. Sponsors: Senators Berndt and Holloway.

SR 147 - COMMENDING DONALD E. BATES ON RECEIVING THE RECREATION AWARD FROM THE DELAWARE ASSOCIATION FOR RETARDED CITIZENS, INC. ON APRIL 24, 1984 FOR HIS DEVOTED SERVICE OVER THE YEARS IN HELPING RETARDED PERSONS. Sponsors: Senators Berndt and Holloway.

SR 148 - COMMENDING THE STRAWBRIDGE AND CLOTHIER CHAIN FOR ITS LEADERSHIP IN PROVIDING EMPLOYMENT OPPORTUNITIES FOR MENTALLY HANDICAPPED DELAWAREANS. Sponsors: Senators Berndt and Holloway.

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The roll call vote on Senate Consent Calendar #16 was then taken; however, the roll call was laid on the table before being announced at the request of Senator Sharp.

SCR 123 was introduced and considered for adoption on motion of Senator McBride:

SCR 123 - EXPRESSING THE SENATE'S SUPPORT FOR THE EFFORTS OF NEW CASTLE COUNTY IN LITIGATING AMICO V. NEW CASTLE COUNTY., C.A. 82-513 CMW (D.DEL.) AND URGING ITS CONTINUATION OF SUCH EFFORTS. Sponsors: Senator McBride and Representative Dixon.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Connor and Holloway) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

The roll call vote on Senate Consent Calendar #16 was lifted on motion of Senator Sharp and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Resolutions on the Calendar were declared adopted and the House Concurrent Resolutions were returned to the House, and the Senate Concurrent Resolutions were sent to the House for consideration.

The following legislation was introduced:

SB 432 - AN ACT TO AMEND CHAPTER 38, TITLE 31 OF THE DELAWARE CODE, RELATING TO THE DEFINITION OF CHILD. Sponsor: Senator Holloway. Assigned to Health-Social Services/Aging Committee.

SB 433 - AN ACT TO AMEND PART I, TITLE 25 OF THE DELAWARE CODE RELATING TO PROPERTY; AND PROVIDING FOR A DETERMINATION OF PERSONAL PROPERTY OWNERSHIP UNDER CERTAIN CIRCUMSTANCES. Sponsor: Senator McBride. Assigned to Administrative Services/Energy Committee.

SB 434 - AN ACT AMENDING CHAPTER 65, TITLE 11, DELAWARE CODE TO CREATE A SENTENCING ACCOUNTABILITY COMMISSION, AND TO ESTABLISH THE POWERS AND DUTIES THEREOF. Sponsors: Senator Vaughn, Representative Houghton; Senators Berndt, McBride, McDowell, Minner, Cook, Citro, Torbert; Representatives B. Ennis, Roy, Terry, Brady, Cordrey, Anderson, Campanelli, VanSant, Mack, Davis, Plant, Bunting, Boykin, Silis, Dixon, Spence, Jonktert, Jester, West, Barnes. Assigned to Judiciary Committee.

SB 435 - AN ACT TO AMEND CHAPTER 55, TITLE 16 OF THE DELAWARE CODE RELATING TO ELECTIVE MEDICAL PROCEDURES FOR MENTALLY RETARDED PERSONS. Sponsors: Senator Berndt and Representative VanSant; Senators Holloway and Knox; Representatives Gilligan, Hebner, Wingate. Assigned to Health-Social Services/Aging Committee.

SB 436 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE TO PROVIDE EMPLOYEES WITH ACCESS TO INFORMATION RELATING TO HAZARDOUS CHEMICALS TO WHICH THEY MAY BE EXPOSED DURING THEIR EMPLOYMENT. Sponsors: Senators Holloway, Berndt, Sharp, Littleton, Arnold, Knox, Bair; Representatives VanSant, George, Corrozi, Roy, Davis, Barnes. Assigned to Health-Social Services/Aging Committee.

SB 437 - AN ACT TO AMEND AN ACT BEING CHAPTER 237, VOLUME 51, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" TO GRANT THE ULTIMATE JURISDICTION FOR CERTAIN CRIMINAL OFFENSES. Sponsors: Senator Adams, Representative Barnes. Assigned to Community Affairs Committee.

At 4:55 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 8, 1984.

The Senate reconvened at 2:19 p.m., May 8, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 354 w HA 2; HB 351; HB 479 w HA 1; HB 498; HB 499; HB 518 w HA 1; HB 522; HB 524; HB 536 and adopted SCR 122.

The following legislation was introduced:

HB 354 w HA 2 - AN ACT TO AMEND CHAPTER 1, TITLE 17 AND CHAPTER 96, TITLE 9 OF THE DELAWARE CODE RELATING TO THE CONSTRUCTION AND MAINTENANCE OF PRIVATE ROADS AND THE CONVEYING OF REAL PROPERTY FRONTING PRIVATE ROADS. Sponsors: Representatives Anderson, Mack, Clark; Senator Martin. Assigned to Highways and Transportation Committee.

HB 351 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, TO EXEMPT CERTAIN EMPLOYEES AT THE SMYRNA REST AREA FROM A MAXIMUM TEMPORARY EMPLOYMENT PERIOD. Sponsors: Representative Bennett, Senator Vaughn; Representatives B. Ennis; Senators Cook and Zimmerman. Assigned to Executive Committee.

HB 479 w HA 1 - AN ACT TO AMEND CHAPTER 58, TITLE 29, DELAWARE CODE RELATING TO FINANCIAL DISCLOSURE FOR MEMBERS OF CERTAIN STATE BOARDS AND COMMISSIONS. Sponsors: Representatives Oberle and Hebner. Assigned to Executive Committee.

HB 498 - AN ACT TO AMEND CHAPTER 89, PART V, TITLE 14 OF THE DELAWARE CODE RELATING TO THE DELAWARE TEACHER OF THE YEAR AWARD. Sponsor: Representative Jester. Assigned to Education Committee.

HB 499 - AN ACT TO AMEND CHAPTER 10, TITLE 14, OF THE DELAWARE CODE RELATING TO SCHOOL BOARD ELECTIONS. Sponsors: Representatives George and Sils. Assigned to Education Committee.

HB 518 w HA 1 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILTON" BEING CHAPTER 501, VOLUME 61, LAWS OF DELAWARE, BY INCREASING THE AMOUNT OF MONEY WHICH MAY BE BORROWED IN ANTICIPATION OF REVENUES ON THE FULL FAITH AND CREDIT OF THE TOWN. Sponsors: Representative Clendaniel and Senator Minner. Assigned to Community Affairs Committee.

HB 522 - AN ACT TO PROVIDE THAT A REFERENDUM BE HELD IN THE NOVEMBER 1984 GENERAL ELECTION ON THE QUESTION OF LOTTERIES NOT CONDUCTED BY THE STATE. Sponsors: Representative Gilligan and Senator Marshall. Assigned to Insurance and Elections Committee.

HB 524 - AN ACT TO AMEND CHAPTER 59, TITLE 29, OF THE DELAWARE CODE RELATING TO ENFORCEMENT OF MERIT SYSTEM LAWS. Sponsor: Representative Campanelli. Assigned to Labor and Industrial Relations Committee.

HB 522 which had been assigned to the Insurance and Elections Committee was reassigned to Judiciary Committee.

HB 536 - AN ACT TO AMEND CHAPTER 3, SUBCHAPTER I AND SUBCHAPTER II OF TITLE 28, DELAWARE CODE, RELATING TO RACING ARABIAN HORSES AT THOROUGHBRED RACING MEETS WITHIN THE STATE OF DELAWARE. Sponsor: Representative Wingate. Assigned to Community Affairs Committee.

SA 2 and SA 3 to SB 391. Sponsor: Senator Zimmerman. Placed with the Bill.

At 2:25 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 27th Legislative Day.

27TH LEGISLATIVE DAY May 8, 1984

The Senate convened at 2:25 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 20.

ABSENT: Senator Holloway - 1.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SB 391 which was first on the Agenda was deferred for consideration at the request of the sponsor, Senator Zimmerman.

SB 384 was lifted from the table for consideration on motion of Senator McBride.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McBride and the roll call vote taken which revealed 18 Senators voting YES and 3 (Connor, Holloway, Martin) ABSENT; therefore, the Amendment was declared adopted.

Sensors Adams and Littleton marked PRESENT.

SA 2 to the Bill which had been placed with the Bill was laid on the table on motion of Senator McBride.

SA 3 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McBride and the roll call vote taken which revealed 17 Senators voting YES and 4 (Connor, Holloway, Marshall, Martin) ABSENT; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Gary Dalton (Senate Attorney).

At 2:46 p.m., Lt. Governor Castle presiding.

SB 384 w SA 1, 3 was laid on the table on motion of Senator McBride.

The Secretary announced that a message from the House informed the Senate that it had adopted HC 187.

HC 187 was introduced and considered for adoption on motion of Senator Cordrey:

HC 187 - REMEMBERING THE VICTIMS OF THE HOLOCAUST, COMMEMORATING ISRAEL INDEPENDENCE DAY, AND WELCOMING PINCHAS GONEN, ISRAELI CONSUL GENERAL TO THE DELAWARE GENERAL ASSEMBLY. Sponsor: Representative George and Senator Cordrey; Representatives Gilligan, Hebner, Oberle.

Senators Connor and Martin marked PRESENT.

The privilege of the floor was extended to the Consul General of Israel, Pinchas Gonen.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

At 3:05 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:13 p.m., Senator Cordrey presiding.

The following legislation was introduced:

SA 4 to SB 391. Sponsor: Senator Neal. Placed with the Bill.

SA 5 to SB 391. Sponsor: Senator Zimmerman. Placed with the Bill.

SB 438 - AN ACT TO AMEND CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO RIDING IN THE CARGO AREA OF A VEHICLE. Sponsor: Senator Connor. Assigned to Public Safety Committee.

SB 391 w SA 1 was taken up for consideration on motion of Senator Zimmerman.

During discussion of the Bill and the various Amendments offered to it, the privilege of the floor was extended to Richard S. McCann (Delaware Police Chief's Council), William M. Redd, Jr. (Mayor of Newark, Delaware), Henry Ridgely (Senate Attorney) and Gary Dalton (Senate Attorney).

SA 2 and SA 3 to the Bill which had been placed with the Bill were stricken on motion of Senator Zimmerman.

SA 4 to the Bill which had been placed with the Bill was laid on the table on motion of Senator Knox in the absence of the sponsor of the Amendment, Senator Neal.

SA 5 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Zimmerman and the roll call vote taken which revealed:

YES: Senators Adams, Cook, Cordrey, Littleton, Marshall, McBride, McDowell, Sharp, Torbert, Vaughn, Zimmerman - 11.

NO: Senators Arnold, Bair, Berndt, Connor, Knox, Neal - 6.

NOT VOTING: Senators Citro, Martin, Minner - 3.

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared adopted.

SA 4 to the Bill was lifted from the table for consideration on motion of Senator Neal and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, McBride, Neal - 10.

NO: Senators Cook, Cordrey, Marshall, Martin, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 10

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared defeated.

The roll call vote on SB 391 w SA 1, 5 was then taken; however, the roll call was laid on the table before being announced on motion of Senator Zimmerman.

SB 412 was taken up for consideration on motion of Senator McDowell:

SB 412 - AN ACT TO AMEND CHAPTER 17, TITLE 7 TO EXEMPT DEAF PERSONS FROM LEAD OR GUIDE DOG LICENSURE FEES AND REQUIRING ISSUANCE OF AN IDENTIFICATION CARD TO BLIND AND DEAF LICENSEES; AND FURTHER TO AMEND CHAPTER 21, TITLE 31 RELATING TO DEAF PERSONS AND THEIR GUIDE OR LEAD DOGS AND THEIR ACCESS TO PUBLIC ACCOMMODATIONS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator McDowell introduced Dorothy Connolly and her lead dog, Boghart, to the Senate.

On motion of Senator Zimmerman, the roll call vote on SB 391 w SA 1, 5 was lifted; however, the roll call was again tabled before being announced on motion of the Senator.

At 5:05 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 9, 1984.

The Senate reconvened at 2:20 p.m., May 9, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 533 w HA 1, 2; HB 321; HB 489; HB 519; HB 349; SB 372 and adopted HJR 18.

The following legislation was introduced:

SB 439 - AN ACT TO AMEND CHAPTER 65, SUBCHAPTER VII, TITLE 11, DELAWARE CODE, RELATING TO PUBLICATION OF NAMES OF INMATES PERMITTED TO LEAVE CORRECTIONAL FACILITY. Sponsors: Senators Vaughn and Sharp; Representatives B. Ennis and VanSant. Assigned to Judiciary Committee.

SB 440 - AN ACT TO AMEND CHAPTER 7, TITLE 4 OF THE DELAWARE CODE RELATING TO THE SALE AND DELIVERY OF ALCOHOLIC BEVERAGES DURING THE TIME OF PARTICULAR ELECTIONS. Sponsor: Senator Minner. Assigned to Administrative Services/Energy Committee.

SB 441 - AN ACT TO AMEND CHAPTER 20, TITLE 15 OF THE DELAWARE CODE RELATING TO VOTER REGISTRATION. Sponsors: Senators Minner, Adams, Torbert, Vaughn; Representative Barnes. Assigned to Insurance and Elections Committee.

HB 321 - AN ACT TO AMEND CHAPTER 17, TITLE 18 OF THE DELAWARE CODE RELATING TO LICENSE RENEWAL PROCEDURES FOR APPOINTMENTS OF INSURANCE AGENTS AND LIMITED AND FRATERNAL INSURANCE REPRESENTATIVES. Sponsors: Representatives Buckworth, Dixon, Bunting. Assigned to Insurance and Elections Committee.

HB 349 - AN ACT TO AMEND CHAPTER 25, TITLE 5 OF THE DELAWARE CODE TO EXEMPT CHARITABLE GIFT ANNUITIES FROM THE BANKING LAWS OF THE STATE OF DELAWARE. Sponsors: Representatives Buckworth and Dixon. Assigned to Banking Committee.

HB 489 - AN ACT TO AMEND CHAPTER 77, TITLE 3 OF THE DELAWARE CODE RELATING TO STRAY LIVESTOCK. Sponsor: Representative West. Assigned to Agriculture Committee.

HB 519 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE INFORMATION ON DRIVER LICENSES. Sponsor: Representative Wingate. Assigned to Public Safety Committee.

HB 533 w HA 1, 2 - AN ACT TO AMEND CHAPTER 51, TITLE 24 OF THE DELAWARE CODE RELATING TO RECIPROCITY OF COSMETOLOGISTS AND BARBERS. Sponsors: Representative Jonkiert, Senator Marshall. Assigned to Health-Social Services/Aging Committee.

HJR 18 - PROVIDING FOR THE APPOINTMENT OF A TASK FORCE TO FIND A SMALL INDUSTRY THAT CAN BE LOCATED AT ANY OF THE DELAWARE PRISONS AND EMPLOY PRISON LABOR. Sponsors: Representative Anderson, Senator Martin; Representatives Bennett, Boykin, Brady, Bunting, Campanelli, Clark, Clendaniel, Cordrey, Corrozi, Davis, Dixon, B. Ennis, D. Ennis, Houghton, Jester, Jonkiert, Mack, Maroney, Oberle, Petrilli, Plant, Quillen, Sils, Smith, Soles, Terry, VanSant, West; Senators Arnold, Bair, Berndt, Connor, Holloway, Knox, McBride, Marshall, Neal. Assigned to Corrections Committee.

SCR 125 - A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES TO PROVIDE THE PRESIDENT WITH THAT AUTHORITY TO VETO INDIVIDUAL LINE ITEMS IN APPROPRIATIONS BILLS. Sponsors: Senator Connor, Knox, Arnold.

Senator Zimmerman moved that the Resolution be placed in Committee. The roll call vote on the motion was taken and revealed:

YES: Senators Adams, Cook, Cordrey, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 10.

NO: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Neal - 8.

ABSENT: Senators Holloway, Marshall, Martin - 3.

Therefore, the motion carried since a majority of Senators present voted YES and the Resolution was assigned to Executive Committee.

SCR 126 was introduced and considered for adoption on motion of Senator Berndt;

SCR 126 - COMMENDING THE STUDENT AND COMMUNITY AWARD WINNERS AND ALL WHO PARTICIPATED IN THE DISTRIBUTIVE EDUCATION CLUBS OF AMERICA 1984 CAREER DEVELOPMENT CONFERENCE. Sponsors: Senators Berndt, Vaughn, Marshall, Zimmerman, Cook, Neal, Citro, Arnold, Martin, Bair, McBride, Sharp, Littleton, Holloway; Representatives Outten, VanSant, Roy, D. Ennis, Smith, Meconi, Soles, Wingate, Brady, Hebner, Maroney, Boykin, Jester.

The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Holloway, Marshall, Martin) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

At 2:34 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 28th Legislative Day.

28TH LEGISLATIVE DAY May 9, 1984

The Senate convened at 2:34 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Connor.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 20.

ABSENT: Senator Holloway - 1.

The Journal of the previous day was approved as read on motion of Senator Sharp.

At 2:40 p.m., Senator Sharp presiding.

Senator Martin marked PRESENT.

SB 385 was taken up for consideration on motion of Senator Cordrey:

SB 385 - AN ACT TO AMEND 1 DEL. C. c.1 RELATING TO THE DISTRIBUTION OF THE DELAWARE CODE.

Senator McBride marked PRESENT.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Holloway and Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 2:44 p.m., Senator Cordrey presiding.

HS 1 for HB 420 w HA 1, 2 was taken up for consideration on motion of Senator Sharp:

HS 1 for HB 420 w HA 1, 2 - AN ACT TO AMEND CHAPTER 31, TITLE 15 OF THE DELAWARE CODE TO PROVIDE FOR NOMINATING CONVENTIONS FOR STATEWIDE ELECTIVE OFFICES.

At 3:01 p.m., Lt. Governor Castle presiding.

The roll call vote on the Bill was taken and revealed:
YES: Senators Cordrey, Minner, Sharp, Vaughn - 4.
NO: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Knox, Littleton, Marshall, Martin, McBride, McDowell, Neal, Zimmerman - 15.
ABSENT: Senators Holloway and Torbert - 2.
Therefore, the Bill was declared defeated.
HB 306 was taken up for consideration on motion of Senator Marshall:
HB 306 - AN ACT TO AMEND CHAPTER 8, TITLE 19 OF THE DELAWARE CODE TO PROTECT EMPLOYEES' RIGHTS TO CERTAIN INVENTIONS.
The roll call vote on the Bill was taken and revealed:
YES: Senators Arnold, Bair, Berndt, Citro, Connor, Cook, Knox, Marshall, Martin, McBride, McDowell, Minner, Vaughn, Zimmerman - 14.
NO: Senators Adams, Cordrey, Littleton, Neal, Sharp - 5.
ABSENT: Senators Holloway and Torbert - 2.
Therefore, the Bill was declared passed by the Senate and returned to the House.
HB 470 w HA 1 was taken up for consideration on motion of Senator Minner:
HB 470 w HA 1 - AN ACT TO AMEND CHAPTERS 1, 21, AND 45, TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL MOBILE EQUIPMENT.
The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Holloway and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 471 was taken up for consideration on motion of Senator Torbert:
HB 471 - AN ACT TO AMEND CHAPTER 21 TITLE 21, OF THE DELAWARE CODE RELATING TO THE INSPECTION OF VEHICLES OWNED BY FIRE COMPANIES.
The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Neal) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 472 was taken up for consideration on motion of Senator Torbert:
HB 472 - AN ACT TO PROVIDE FOR THE DEACCESSION OF AN ANTIQUE HAND-DRAWN PUMPER TO THE CLAYTON FIRE COMPANY NO. 1, INC.
The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Berndt) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
At 3:32 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:20 p.m., Senator Cordrey presiding.
SB 428 was reported out of the Agriculture Committee - 1 Favorable, 5 Merits.
The following legislation was introduced:
SB 442 - AN ACT TO AMEND CHAPTER 41, TITLE 21 DELAWARE CODE RELATING TO PENALTIES FOR VIOLATION OF SPEED LIMITS. Sponsor: Senator Cordrey. Assigned to Public Safety Committee.
SB 443 - AN ACT TO AMEND CHAPTER 70, VOLUME 57, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF LEWES, RELATING TO THE CITY OF LEWES TO CHARGE THE OWNER FOR ELECTRIC CURRENT FURNISHED TO THE OWNER'S RENTAL UNITS. Sponsors: Senator Minner, Representative Wingate. Assigned to Community Affairs Committee.
SCR 127 was introduced and considered for adoption on motion of Senator Marshall:
SCR 127 - CONGRATULATING MRS. SOPHIE UZZO UPON HER SELECTION AS ONE OF DELAWARE'S OUTSTANDING VOLUNTEERS. Sponsors: Senator Marshall, Representative Jonkiert.
The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Holloway, Neal and Zimmerman) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.
HB 496 was taken up for consideration on motion of Senator Torbert:
HB 496 - AN ACT TO AMEND CHAPTER 21, TITLE 21, OF THE DELAWARE CODE TO PROVIDE FOR SPECIAL LICENSE TAGS FOR DISABLED VETERANS.
Senator Torbert yielded to Senator Minner to floor-manage the Bill.
The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Berndt) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
At 4:25 p.m. Senator Sharp presiding.
SB 401 was taken up for consideration on motion of Senator Cordrey:
SB 401 - AN ACT DIRECTING THE GOVERNOR AND THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO EXECUTE AND DELIVER DEEDS TO CERTAIN PERSONS FOR LAND IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE.
The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.
HB 371 w HA 1, 2 was lifted from the table for consideration on motion of Senator Adams and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
At 4:35 p.m. on motion of Senator McDowell, the Senate recessed until 2:00 p.m., May 10, 1984.

The Senate reconvened at 2:50 p.m., May 10, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had adopted HCR 188; HCR 189; HCR 190; HCR 192; HCR 193; HCR 194; HCR 195; SCR 120; SCR 121; SCR 123; SCR 124; SCR 126; SCR 127; HJR 21.

HJR 21 was introduced and considered for adoption under suspension of the necessary rules on motion of Senator Sharp:

HJR 21 - DESIGNATING MONDAY, MAY 28, 1984, AS MEMORIAL DAY AND DECLARING IT A LEGAL HOLIDAY IN THE STATE OF DELAWARE FOR THE YEAR 1984. Sponsor: Representative Anderson.

The roll call vote on the Resolution was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Cordrey, Knox, Littleton, Martin, Neal, Torbert, Vaughn - 12.

NO: Senators Cook, Marshall, McBride, Minner - 4.

NOT VOTING: Senator Sharp - 1.

ABSENT: Senators Connor, Holloway, McDowell, Zimmerman - 4.

Therefore, the Resolution was declared adopted by the Senate and returned to the House.

SB 444 was introduced and assigned to Executive Committee:

SB 444 - AN ACT RELATING TO A TEMPORARY CHANGE IN THE OBSERVANCE OF MEMORIAL DAY. Sponsors: Senators Berndt, Cordrey, Sharp.

On motion of Senator Vaughn, the roll call vote on HJR 19 was lifted and announced:

YES: Senators Cook, Cordrey, Holloway, Marshall, Martin, Neal, Sharp, Torbert, Vaughn - 9.

NO: Senators Adams, Arnold, Citro, Connor, McBride, Minner, Zimmerman - 7.

NOT VOTING: Senators Bair, Berndt, Knox, Littleton, McDowell - 5.

Therefore, the Resolution was declared defeated.

At 3:02 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 29th Legislative Day.

29TH LEGISLATIVE DAY

May 10, 1984

The Senate convened at 3:02 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Adams.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SCR 104 was lifted from the table for consideration on motion of Senator Marshall:

SCR 104 - WELCOMING THE MEMBERS OF THE ACADEMY OF LIFELONG LEARNING FROM THE UNIVERSITY OF DELAWARE AS THEY VISIT THE 132ND GENERAL ASSEMBLY. Sponsors: Senators Marshall, McBride, Berndt, Cook, Holloway, Minner, Torbert, Vaughn, Martin, McDowell; Representatives Jonktert, Terry, Campanelli, B. Ennis, Davis.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SB 318 was taken up for consideration on motion of Senator Littleton:

SB 318 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO ABOLISHMENT OF THE COUNCIL ON POULTRY PROMOTION.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 447 w HA 1 was taken up for consideration on motion of Senator Zimmerman:

HB 447 w HA 1 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE CONTROL OF GIANT REED GRASS (PHRAGMITES AUSTRALIS).

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, Minner, Sharp, Torbert, Vaughn, Zimmerman - 16.

NOT VOTING: Senators Arnold, Bair, Neal - 3.

ABSENT: Senators Holloway and McDowell - 2.

Therefore, the Bill was declared passed by the Senate and returned to the House.

At 3:19 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus and reconvened at 4:30 p.m., Senator Cordrey presiding.

The following Committee reports were announced:

From the Community Affairs Committee: SB 430 - 3 Merits; SB 431 - 3 Merits; SB 437 - 3 Merits; SB 443 - 3 Merits; HB 220 - 3 Merits; HB 518 - 3 Merits; HB 536 - 3 Merits.

The following legislation was introduced:

SA 1 to SB 428. Sponsor: Senator Cordrey. Placed with the Bill.

SB 445 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO GENDER EQUALITY. Sponsors: Senators McBride, Cook, Holloway, McDowell, Minner, Torbert, Bair, Berndt, Connor, Knox, Neal; Representatives Clark, C. Cordrey, Dixon, B. Ennis, George, Houghton, Jester, Meconi, Outten, Plant, Sills, Soles, VanSant, West, Wingate, Boykin, Corrozi, Fallon, Hebner, Mack, Maroney, Quillen and Smith. Assigned to Executive Committee.

Senate Consent Calendar #17 was taken up for consideration on motion of Senator Minner.

The seven House Concurrent Resolutions comprising the Consent Calendar were as follows:

HCR 188 - COMMEMORATING THE WEEK OF MAY 7 - 11, 1984, AS SMALL BUSINESS WEEK IN DELAWARE. Sponsors: Representative Outten and Senator Zimmerman; Representatives Barnes, Bennett, Clark, Davis, Sills; Senators Bair, Cordrey, McDowell, Neal.

HCR 189 - RECOGNIZING THE AMERICAN BUSINESS WOMEN'S ASSOCIATION'S 1984 NORTHEAST REGIONAL MEETING. Sponsors: Representatives Maroney, Boykin, Fallon, Smith; Senator Bair.

HCR 190 - APPLAUDING THE EFFORTS OF SECRETARY OF TRANSPORTATION ELIZABETH HANFORD DOLE IN THE PROMOTION OF HIGHWAY SAFETY AND ENCOURAGING HER TO CONTINUE TO WORK WITH MANUFACTURERS OF SCHOOL BUSES TO IMPROVE THE SAFETY OF CHILDREN WHO RIDE THESE BUSES. Sponsors: Representative Maroney, Senator Torbert; Representatives Free, Smith, Davis, Fallon, Corrozi, Meconi, Anderson, Jester, D. Ennis.

HCR 192 - CONGRATULATING PRINCIPAL JOHN SZCZECHOWSKI AND THE STUDENTS AND FACULTY OF MAPLE LANE ELEMENTARY SCHOOL ON RECEIVING THE OUTSTANDING PRINCIPAL AWARD AND THE OUTSTANDING SCHOOL AWARD, RESPECTIVELY, FROM THE GREATER WILMINGTON DEVELOPMENT COUNCIL. Sponsors: Representatives Brady, D. Ennis, Hebner, Plant; Senators Bair, Berndt, Holloway.

HCR 193 - MOURNING THE RECENT DEATH OF PAUL C. STOKES, JR. Sponsors: Representatives Hebner, Quillen, Spence, Smith, Barnes, Fallon, Boykin, Cordrey, Bunting, Wingate, Oberle, Petrilli, Bennett, West, Clendaniel; Senators Cordrey, Connor, Littleton, Adams, Knox, Berndt, Arnold.

HCR 194 - COMMEMORATING THE FORTIETH ANNIVERSARY OF SMOKEY BEAR. Sponsors: Representative Terry, Senator Torbert; Representatives Bennett, Clark, Outten, Soles, Wingate; Senators Minner, Zimmerman.

HCR 195 - MOURNING THE DEATH OF EDWARD S. "EDDIE" KNIGHT, FORMER STATE REPRESENTATIVE FROM WYOMING. Sponsors: Representative Buckworth, Senator Torbert.

The roll call vote on the Consent Calendar was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Resolutions were declared adopted by the Senate and returned to the House.

Senator Sharp introduced 3 former attaches to the Senate - Helen Wirtz, Regina Brainard and Pat Hagarty.

At 4:14 p.m. Senator Sharp presiding.

SB 428 was taken up for consideration on motion of Senator Cordrey:

SB 428 - AN ACT TO AMEND PART 3, ARTICLE 9, TITLE 6 OF THE DELAWARE CODE RELATING TO SECURED TRANSACTIONS IN THE PURCHASE OF GRAIN CROPS.

At 4:15 p.m. Lt. Governor Castle presiding.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Cordrey and the roll call vote taken which revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 428 w SA 1 was then taken and revealed 18 Senators voting YES, 1 (Adams) NOT VOTING and 2 (Holloway and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 4:45 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 15, 1984.

The Senate reconvened at 2:15 p.m., May 15, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 449, HB 550, HB 466 w HA 1.

The following legislation was introduced:

SB 446 - AN ACT TO AMEND CHAPTER 41, TITLE 14, DELAWARE CODE RELATING TO DISCLOSURE OF PERSONAL RECORDS OF PUPILS. Sponsors: Senators McDowell, Holloway, Torbert; Representatives Campanelli, Outten and Terry. Assigned to Education Committee.

SA 1 to SB 432. Sponsor: Senator Holloway. Placed with the Bill.

HB 449 - AN ACT TO AMEND CHAPTER 9, TITLE 28, DELAWARE CODE RELATING TO LICENSES FOR SHOWS AND OTHER EXHIBITIONS. Sponsors: Representatives Barnes, Meconi; Senators Citro, Martin. Assigned to Community Affairs Committee.

HB 466 w HA 1 - AN ACT TO AMEND CHAPTER 43, TITLE 21, DELAWARE CODE RELATING TO WHEN LIGHTED LAMPS ARE REQUIRED. Sponsor: Representative Smith. Assigned to Judiciary Committee.

HB 550 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO THE ELIGIBILITY FOR VALUATION OF LAND DEVOTED TO AGRICULTURAL, HORTICULTURAL OR FORESTRY USE. Sponsor: Representative Jester. Assigned to Agriculture Committee.

SCR 128 was introduced and considered for adoption on motion of Senator Vaughn:

SCR 128 - MOURNING THE DEATH OF FORMER STATE SENATOR JESSE F. WATSON OF TOWNSEND, DELAWARE. Sponsors: Senator Vaughn, Representative B. Ennis.

Senators Holloway and McDowell marked PRESENT.

Senators Cook and Cordrey were added as co-sponsors of the Resolution and the roll call vote taken which revealed 14 Senators voting YES and 7 (Citro, Connor, Knox, Littleton, Marshall, Martin, Zimmerman) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

At 2:20 p.m., Lt. Governor Castle presiding.

HJR 18 was reported out of the Corrections Committee - 4 Merits.

On motion of Senator Berndt (and without objection) the roll call vote on HS 1 for HB 420 w HA 1, 2 was rescinded and the Bill restored to the Calendar.

At 2:25 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 30th Legislative Day.

30TH LEGISLATIVE DAY
May 15, 1984

The Senate convened at 2:25 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SB 411 was taken up for consideration on motion of Senator Holloway:

SB 411 - AN ACT TO AMEND DELAWARE CODE, TITLE 16, AS IT RELATES TO THE REGULATORY PROVISIONS CONCERNING PUBLIC HEALTH FOR RESIDENTIAL FACILITIES FOR DEVELOPMENTALLY DISABLED PERSONS.

Senator Littleton marked PRESENT.

The roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Holloway.

SB 350 was taken up for consideration on motion of Senator Holloway:

SB 350 - AN ACT TO AMEND CHAPTER 89, TITLE 29, DELAWARE CODE, TO PROVIDE FOR THE IDENTIFICATION AND CLASSIFICATION OF VERY LOW RISK INMATES.

SA 1 to the Bill which had been placed with the Bill was considered for adoption on motion of Senator Neal and the roll call vote taken which revealed 16 Senators voting YES and 5 (Citro, Connor, Marshall, Martin, Zimmerman) ABSENT; therefore, the Amendment was declared adopted.

Senators Martin, Marshall, Connor and Citro marked PRESENT.

The roll call vote on SB 350 w SA 1 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Holloway, Knox, Littleton, Martin, McDowell, Neal, Torbert - 13.

NO: Senators Cook, Cordrey, Marshall, McBride, Minner, Sharp, Vaughn, Zimmerman - 8.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 430 was taken up for consideration on motion of Senator Cordrey:

SB 430 - AN ACT TO AMEND CHAPTER 80, PART VIII, TITLE 29 OF THE DELAWARE CODE, RELATING TO GRANTS TO QUALIFIED AGENCIES FOR THE CONSTRUCTION OF TREATMENT WORKS.

The Bill was then laid on the table on motion of Senator Cordrey.

SB 437 was taken up for consideration on motion of Senator Adams:

SB 437 - AN ACT TO AMEND AN ACT BEING CHAPTER 237, VOLUME 51, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" TO GRANT THE ULTIMATE JURISDICTION FOR CERTAIN CRIMINAL OFFENSES.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn - 18.

NO: Senator Zimmerman - 1.

NOT VOTING: Senator Arnold - 1.

ABSENT: Senator Bair - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 443 was taken up for consideration on motion of Senator Minner:

SB 443 - AN ACT TO AMEND CHAPTER 70, VOLUME 57, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF LEWES, RELATING TO THE CITY OF LEWES TO CHARGE THE OWNER FOR ELECTRIC CURRENT FURNISHED TO THE OWNER'S RENTAL UNITS.

The Bill was then laid on the table on motion of Senator Minner.

At 3:18 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:16 p.m., Senator Cordrey presiding.

The following legislation was introduced:

SB 447 - AN ACT TO AMEND CHAPTER 27, TITLE 6 OF THE DELAWARE CODE TO REQUIRE THAT CONSUMER CONTRACTS, SUCH AS LOAN AGREEMENTS, LEASES OR PROFESSIONAL SERVICES CONTRACTS, BE WRITTEN IN PLAIN LANGUAGE THAT CAN BE EASILY UNDERSTOOD BY THE AVERAGE CONSUMER. Sponsors: Senators Bair, McDowell; Representatives Soles, D. Ennis. Assigned to Community Affairs Committee.

SB 448 - AN ACT CONCERNING THE USE OF SAFETY SEAT BELT SYSTEMS IN PASSENGER AUTOMOBILES WHEN SO EQUIPPED. Sponsors: Senators Torbert, McDowell, Neal, Knox, Berndt, Connor, Zimmerman; Representatives Spence, Maroney, Roy, Free, Smith, Petrilli, Buckworth, Bunting. Assigned to Judiciary Committee then reassigned to Public Safety Committee.

SB 449 - AN ACT TO AMEND PART I, TITLE 31 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF THE DELAWARE CHILDREN'S TRUST FUND; TO ESTABLISH A BOARD OF DIRECTORS, AND TO PROVIDE THE POWERS AND DUTIES OF THE BOARD OF DIRECTORS. Sponsors: Senator McDowell, Representative Mack; Senator McBride; Representatives Sills, West, Outten, VanSant. Assigned to Community Affairs Committee.

SA 1 to SB 381. Sponsor: Senator Berndt. Placed with the Bill.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 180 w HA 1, 2, 3; HB 497 w HA 1, 2.**

The following legislation was introduced:

HB 180 w HA 1, 2, 3 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO A DEDUCTION FROM STATE INCOME TAX REFUNDS OR A CONTRIBUTION TO BE ADDED TO STATE INCOME TAX PAYMENTS FOR THE SUPPORT OF WILDLIFE PROGRAMS. Sponsors: Representatives West, Bennett, Clendaniel, C. Cordrey, Gilligan, Holloway, Jester, Petrilli, VanSant; Senators Torbert, Minner, Vaughn, Sharp, Holloway. Assigned to Finance Committee.

HB 497 w HA 1, 2 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, BEING AN "ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE," AS AMENDED, RELATING TO THE ASSESSMENT AND COLLECTION OF TAXES AND THE ABILITY OF THE TOWN TO IMPOSE PENALTIES FOR DELINQUENT TAXES. Sponsors: Representative Bunting and Senator Cordrey. Assigned to Community Affairs Committee.

At 4:24 p.m., Senator Sharp presiding.

SR 149 was introduced and considered for adoption on motion of Senator McDowell:

SR 149 - CONGRATULATING WOODY CHARLES HERMAN UPON HIS INDUCTION IN THE BIG BAND HALL OF FAME. Sponsor: Senator McDowell.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

SCR 129 was introduced and considered for adoption on motion of Senator Cordrey:

SCR 129 - EXPRESSING SYMPATHY UPON LEARNING OF THE DEATH OF PRESTON C. TOWNSEND OF REHOBOTH BEACH, DELAWARE. Sponsors: Senators Cordrey, Adams, Minner, Cook, Littleton; Representatives Wingate, Clendaniel.

All the Senators were added as co-sponsors of the Resolution after which the roll call vote was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

HB 220 was taken up for consideration on motion of Senator Minner:

HB 220 - AN ACT AMENDING TITLE 17 OF THE DELAWARE CODE RELATING TO THE MAINTENANCE OF UNUSED OR UNOCCUPIED AUTOMOTIVE SERVICE STATIONS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Cook) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 518 w HA 1 was taken up for consideration on motion of Senator Minner:

HB 518 w HA 1 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILTON" BEING CHAPTER 501, VOLUME 61, LAWS OF DELAWARE, BY INCREASING THE AMOUNT OF MONEY WHICH MAY BE BORROWED IN ANTICIPATION OF REVENUES ON THE FULL FAITH AND CREDIT OF THE TOWN.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Cook and Zimmerman) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 536 was taken up for consideration on motion of Senator Minner:

HB 536 - AN ACT TO AMEND CHAPTER 3, SUBCHAPTER I AND SUBCHAPTER II OF TITLE 28, DELAWARE CODE, RELATING TO RACING ARABIAN HORSES AT THOROUGHBRED RACING MEETS WITHIN THE STATE OF DELAWARE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

At 4:42 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 16, 1984.

The Senate reconvened at 2:48 p.m., May 16, 1984, Senator Cordrey presiding.
SNR 13 was introduced and assigned to Administrative Services/Energy Committee:
SNR 13 - PROVIDING FOR APPROVAL OF THE STATE OF DELAWARE PLAN OF OPERATION FOR THE FEDERAL SURPLUS PROPERTY PROGRAM. Sponsors: Senator McDowell; Representatives Anderson, Cordrey.
SB 450 was introduced and considered for passage under suspension of the necessary rules on motion of Senator Minner:
SB 450 - AN ACT TO AMEND CHAPTER 170, VOLUME 57, LAWS OF DELAWARE, BEING THE CHARTER OF THE CITY OF LEWES, RELATING TO THE CITY OF LEWES TO CHARGE THE OWNER FOR ELECTRIC CURRENT FURNISHED TO THE OWNER'S RENTAL UNITS. Sponsors: Senator Minner, Representative Wingate.
The roll call vote on the Bill was taken and revealed 17 Senators voting YES and 4 (Berndt, Connor, Cook, McBride) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.
At 2:54 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 31st Legislative Day.

31ST LEGISLATIVE DAY May 16, 1984

The Senate convened at 2:54 p.m., Senator Cordrey presiding.
A Prayer was offered by Senator Adams.
Pledge of Allegiance to the Flag.
Call of the roll revealed the following attendance:
PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.
The Journal of the previous day was approved as read on motion of Senator Sharp.
At 2:55 p.m. Senator Sharp presiding.
SB 430 was lifted from the table for consideration on motion of Senator Cordrey.
The roll call vote on the Bill was taken and revealed 18 Senators voting YES and 3 (Berndt, Connor, Cook) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.
SB 337 was taken up for consideration on motion of Senator Holloway:
SB 337 - AN ACT TO EXPUNGE THE CONVICTION RECORDS OF CERTAIN TEACHERS WHO PARTICIPATED IN A STRIKE.
The privilege of the floor was extended to Henry Ridgely, Senate Attorney.
The Bill was then laid on the table on motion of Senator Holloway.
Senators Berndt and Cook marked PRESENT.
At 3:12 p.m. on motion of Senator Cordrey, the Senate recessed for Party Caucus and reconvened at 4:28 p.m., Senator Cordrey presiding.
The following legislation was introduced:
SA 1 to HB 425. Sponsor: Senator McDowell. Placed with the Bill.
SB 451 - AN ACT TO AMEND CHAPTER 21, TITLE 19 OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION. Sponsor: Senator Martin. Assigned to Labor and Industrial Relations Committee.
SB 452 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE, RELATING TO AN EMANCIPATED CHILD OF A STATE EMPLOYEE OR A BUSINESS OWNED BY SUCH CHILD RENDERING SERVICES IN MATTERS BEFORE OR TRANSACTING BUSINESS WITH A STATE AGENCY. Sponsor: Senator Martin. Assigned to Administrative Services/Energy Committee.
Senator Connor marked PRESENT.
SCR 130 was introduced and considered for adoption on motion of Senator McBride:
SCR 130 - COMMENDING THE VETERANS OF FOREIGN WARS FOR ITS ANNUAL SALE OF "BUDDY" POPPIES TO RAISE FUNDS FOR DISABLED VETERANS AND OBSERVING 1984 "BUDDY" POPPY DAYS IN DELAWARE MAY 17 THROUGH 19. Sponsors: Senators McBride, Vaughn; Representatives Brady, Oberle.
At 4:31 p.m., Lt. Governor Castle presiding.
The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Cook, Martin, Neal) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.
SCR 131 was introduced and considered for adoption on motion of Senator Zimmerman:
SCR 131 - EXPRESSING SYMPATHY UPON LEARNING OF THE DEATH OF WALTER L. "REDS" WHEATLEY. Sponsors: Senators Zimmerman, Vaughn, Cook; Representatives Outten, Bennett, B. Ennis, Clark.
Senators Holloway, Adams and Cordrey were added as co-sponsors of the Resolution after which the roll call vote was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SCR 132 was introduced and considered for adoption on motion of Senator Torbert:

SCR 132 - COMMENDING THE DELAWARE CRIME STOPPERS ORGANIZATION FOR THEIR EXEMPLARY RECORD OF PERFORMANCE. Sponsors: Senator Torbert; Representative B. Ennis.

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

Senators Holloway, Sharp and Knox congratulated Senator Zimmerman on his birthday.

HJR 18 was taken up for consideration on motion of Senator Vaughn:

HJR 18 - PROVIDING FOR THE APPOINTMENT OF A TASK FORCE TO FIND A SMALL INDUSTRY THAT CAN BE LOCATED AT ANY OF THE DELAWARE PRISONS AND EMPLOY PRISON LABOR.

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

At 4:58 p.m. on motion of Senator Sharp, the Senate recessed until 1:45 p.m., May 17, 1984.

The Senate reconvened at 1:52 p.m., May 17, 1984, Lt. Governor Castle presiding.

HB 550 was reported out of the Agriculture Committee: 1 Favorable, 4 Merits.

At 1:55 p.m. on motion of Senator Cordrey, the Senate adjourned to immediately convene for the 32nd Legislative Day..

32ND LEGISLATIVE DAY

May 17, 1984

The Senate convened at 1:55 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Holloway.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SCR 133 was introduced and considered for adoption on motion of Senator Cordrey:

SCR 133 - CONGRATULATING JOHN J. WILLIAMS UPON HIS 80TH BIRTHDAY. Sponsors: Senator Cordrey and all Senators and all Representatives.

WHEREAS, John J. Williams, man of the people, arose from proud but humble origins to become one of the greatest United States Senators in the history of the United States of America; and

WHEREAS, John J. Williams never forgot his beginnings in Sussex County, Delaware, as he arose to positions of power in the service of the people of Delaware, thus using his rural experience in farming, business and community living to foster the welfare of his fellow citizens; and

WHEREAS, John J. Williams used his own high principles and unswerving honesty to root out from government those who did not share his commitment to integrity in the cause of democracy; and

WHEREAS, John J. Williams, though retired since 1965, continues to stand in the eyes of his fellow Delawareans as a symbol of all of those things that are right about individuals who choose a life of public service; and

WHEREAS, John J. Williams is observing his 80th birthday on May 17, 1984, still standing tall and straight wherever he goes, with a twinkle in his eyes and a sense of peace in his heart, knowing that he has done his best in a life of dedication to our nation, state and to his own home folks of Sussex County.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 132nd General Assembly of the State of Delaware, the House of Representatives concurring therein, that this 17th day of May be herewith set aside as a special day in honor of our great fellow Delawarean, who has done so much for honesty and effectiveness in government during his years of service in Washington and Delaware and to whom we owe a lasting debt of gratitude and thanks.

BE IT FURTHER RESOLVED, that a copy of this Concurrent Resolution be spread upon the record of both Houses of the 132nd General Assembly, and that a copy be sent to the Senate of the United States of America through our delegation, therso, that the entire country may know the high esteem and warm affection in which this great American is held by the people of his native State of Delaware.

* * * * *

Senators Littleton and McDowell marked PRESENT.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

Senator Frear, Senator and Mrs. Williams were welcomed to the Chamber by Senator Cordrey.

SCR 134 was introduced, read in its entirety and considered for adoption on motion of Senator Knox: SCR 134 - CONGRATULATING J. CALEB BOGGS UPON HIS 75TH BIRTHDAY. Sponsors: Senator Knox; all Senators and all Representatives.

WHEREAS, there is one Delawarean in our time who has captured the abiding affection and deep-seated admiration of all of his fellow citizens regardless of party affiliation or personal backgrounds; and

WHEREAS, that much loved Delawarean has also carved out a most distinguished career as Congressman, United States Senator and two-term Governor of the State of Delaware; and

WHEREAS, J. Caleb Boggs remains cheerfully active among us and has attained the senior status of 75 years of age; and

WHEREAS, Governor Boggs is with us in these chambers today, as friendly and down-to-earth and easy to talk with as he was throughout his illustrious career, which saw him sit in the seats of the mighty but never lose sight of his rural beginnings in Cheswold, nor of the everyday men and women who returned him again and again as their voice in either Dover or the nation's capital; and

WHEREAS, J. Caleb Boggs has led a life of exemplary service to the ideals of our democracy, standing up and fighting for it in times of challenge as an officer of our armed forces, from which he retired with the rank of General, and as a stalwart champion of liberty, wherever duty called him; and

WHEREAS, it is compellingly important that we join together, from time to time, to honor those individuals among us, who have given more than their share in the cause of freedom and good government; and

WHEREAS, J. Caleb Boggs rightly qualifies for the endorsement.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 132nd General Assembly of the State of Delaware, the House of Representatives concurring therein, that the date of May 17, 1984, is hereby set aside as a special day to honor J. Caleb Boggs, along with his lifelong friend and colleague, John J. Williams, and that we hereby recognize the special blessings of providence that gave us the leadership of this good and decent man.

BE IT FURTHER RESOLVED that a copy of this Concurrent Resolution be sent to "Cale" as he is affectionately known throughout Delaware, to his lovely wife, the former Bess Muir, to other members of his family, that he specifies, and to the Senate and House of Representatives of the United States Congress, so that they may know of the great regard, we, in his native state, to which he has devoted a lifetime of quality friendship and service, honor and revere him as an exceptional and very special human being.

* * * * *

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

Senator Boggs and his daughter, who were present in the Chamber, were greeted by Senator Knox.

HB 550 was taken up for consideration on motion of Senator Adams:

HB 550 - AN ACT TO AMEND CHAPTER 83, TITLE 9 OF THE DELAWARE CODE RELATING TO THE ELIGIBILITY FOR VALUATION OF LAND DEVOTED TO AGRICULTURAL, HORTICULTURAL OR FORESTRY USE.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Neal) voting NO and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 291 was taken up for consideration on motion of Senator McDowell:

SB 291 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER II, TITLE 30, DELAWARE CODE, RELATING TO A TAX CREDIT TO INVESTORS IN CONDOMINIUMS WHO LEASE UNITS TO ELDERLY TENANTS.

Before final action was taken on the Bill it was laid on the table on further motion of Senator McDowell.

SB 393 was taken up for consideration on motion of Senator McDowell:

SB 393 - AN ACT TO AMEND CHAPTER 1, TITLE 13, DELAWARE CODE, RELATING TO PROHIBITIONS ON INTER-RACIAL MARRIAGES AND MARRIAGES BETWEEN PAUPERS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Connor and Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 2:19 p.m. on motion of Senator Cordrey, the Senate recessed for Party Caucus and reconvened at 4:08 p.m., Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had adopted SCR 133; SCR 134; HCR 202; HCR 201; HCR 200; HCR 199; HCR 198; HCR 197; HCR 196; SCR 104; SCR 128; SCR 129; SCR 130; SCR 131; SCR 132.

The following Committee reports were announced:

From the Insurance and Elections Committee: SB 307 - 4 Merits; SB 400 - 4 Merits; SB 441 - 4 Merits.

From the Judiciary Committee: SB 224 - 4 Merits; SB 427 - 4 Merits; SB 434 - 4 Merits; SB 439 - 1 Favorable, 3 Merits.

From the Labor and Industrial Relations Committee: HB 524 - 7 Merits.

From the Community Affairs Committee: SB 449 - 1 Favorable, 2 Merits, 1 Unfavorable; HB 497 w HA 1, 2 - 4 Merits.

Senator Connor marked PRESENT.

The following legislation was introduced:

SA 1 to SB 291. Sponsor: Senator McDowell. Placed with the Bill.

SA 3 to SB 340. Sponsors: Senators Holloway, Berndt, Littleton. Placed with the Bill.

SA 1 to SB 360. Sponsor: Senator Holloway. Placed with the Bill.

SB 453 - AN ACT TO AMEND TITLE 19, CHAPTER 7, SUBCHAPTER II, §711 OF THE DELAWARE CODE RELATING TO UNLAWFUL EMPLOYMENT PRACTICES TO INCLUDE THE CATEGORY "MARITAL STATUS". Sponsor: Senator Holloway. Assigned to Administrative Services/Energy Committee.

SCR 135 - CONGRATULATING CINDY COLE, OF CHRISTIANA HIGH SCHOOL FOR WINNING FIRST PLACE AT THE ANNUAL STATE CONFERENCE OF THE DELAWARE ASSOCIATION OF THE VOCATIONAL INDUSTRIAL CLUBS OF AMERICA. Sponsors: Senators Sharp, Martin; Representative Meconi.

At 4:14 p.m. Lt. Governor Castle presiding.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

Senate Consent Calendar #18 was taken up for consideration on motion of Senator Minner. The 7 House Concurrent Resolutions comprising the Calendar were:

SCR 196 - HONORING KRISTIN K. LANOUE FOR HER SELECTION AS LITTLE MISS MAJORETTE OF DELAWARE. Sponsors: Representatives Outten, Bennett; Senator Zimmerman.

SCR 197 - COMMENDING THE STUDENTS SELECTED AS STATE SUPERINTENDENT'S SCHOLARS OF 1984. Sponsors: Representative Jester and Senator McBride; Representatives Boykin, Smith, Oberle, Davis, Anderson, Quillen, Soles, D. Ennis, Meconi, Mack.

SCR 198 - RECOGNIZING THE MANY ACCOMPLISHMENTS OF WAYNE VON STETTEN, PRINCIPAL OF BRANDYWINE HIGH SCHOOL DURING HIS THIRTY-SIX YEARS OF DEDICATED SERVICE TO THE TEACHING PROFESSION, AND EXTENDING BEST WISHES UPON HIS UPCOMING RETIREMENT. Sponsors: Representatives Boykin, Smith, Maroney, Plant, George, D. Ennis; Senators Bair, Knox, Berndt.

SCR 199 - HONORING MAYOR WILLIAM MCLAUGHLIN FOR HIS MANY YEARS OF DEDICATED SERVICE ON THE OCCASION OF HIS BEING AWARDED THE NEW CASTLE COUNTY CIVIC LEAGUE GOOD GOVERNMENT AWARD. Sponsors: Representatives George, Anderson, Bennett, Boykin, Brady, Campanelli, Clendaniel, Davis, B. Ennis, D. Ennis, Free, Gilligan, Jester, Jonkiert, Maroney, Meconi, Oberle, Plant, Sills, Soles, VanSant, Wingate; Senators Bair, Berndt, Citro, Connor, Holloway, Knox, Marshall, McBride, McDowell, Neal, Vaughn.

SCR 200 - EXTENDING CONGRATULATIONS TO THE DOVER MODERN MATURITY CENTER ON ITS FIFTEENTH ANNIVERSARY. Sponsors: Representative Bennett, Senator Zimmerman.

SCR 201 - CONGRATULATING ETHEL ANN ALVES OF NEW CASTLE ON WINNING THE NATIONAL AIR RIFLE CHAMPIONSHIP, AND WISHING HER WELL AT THE UPCOMING OLYMPIC TRIALS. Sponsors: Representative Van Sant, Senator Minner; Representatives Dixon, Houghton, Mack; Senator Connor.

SCR 202 - WISHING THE TOWN OF SMYRNA GREAT LUCK ON ITS FIRST SPRING FESTIVAL, MAY 19, 1984. Sponsors: Representative B. Ennis; Senator Vaughn.

* * * * *

The roll call vote on the Consent Calendar was taken and revealed 21 Senators voting YES; therefore, the Resolutions were declared adopted by the Senate and returned to the House.

SB 418 was lifted from the table for consideration under suspension of the necessary rules on motion of Senator Holloway.

The privilege of the floor was extended to J. Lynne Young (Division for the Visually Impaired) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 360 was taken up for consideration on motion of Senator Holloway:

SB 360 - AN ACT TO AMEND CHAPTER 48, TITLE 29, DELAWARE CODE, RELATING TO PAYMENT OF LOTTERY PRIZES.

During discussion of the Bill and the Amendment offered to it, the privilege of the floor was extended to Gary Dalton, Senate Attorney.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Holloway and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 360 w SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 340 w SA 1 was lifted from the table for consideration on motion of Senator Holloway.

During discussion of the Bill and the various Amendments offered to it, the privilege of the floor was extended to Gary Dalton, Senate Attorney.

SA 2 to the Bill which had been placed with the Bill was laid on the table on motion of Senator Holloway.

SA 3 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Holloway and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Connor, Cook, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Vaughn - 13.

NO: Senators Cordrey, Sharp, Torbert, Zimmerman - 4.

ABSENT: Senators Berndt, Citro, Knox, Neal - 4.

Therefore, the Amendment was declared adopted.

On motion of Senator Holloway, the roll call vote on SA 1 to the Bill was rescinded and the Amendment stricken.

SA 2 to the Bill was stricken on motion of Senator Holloway.

The roll call vote on SB 340 w SA 3 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Citro, Connor, Cook, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Vaughn - 13.

NO: Senators Cordrey, Minner, Sharp, Torbert, Zimmerman - 5.

ABSENT: Senators Berndt, Knox, Neal - 3.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

The following Committee reports were announced:

From the Health-Social Services/Aging Committee: SB 435 - 4 Merits; SB 420 - 4 Merits; SB 432 - 4 Merits.

At 5:06 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 22, 1984.

The Senate reconvened at 2:51 p.m., May 22, 1984, Lt. Governor Castle presiding.

The following legislation was introduced:

SA 1 to SB 171. Sponsor: Senator Neal. Placed with the Bill.

SA 1 to SB 396. Sponsor: Senator Vaughn. Placed with the Bill.

SA 2 to HB 425. Sponsor: Senator Holloway. Placed with the Bill.

SB 455 - AN ACT TO AMEND CHAPTER 14, TITLE 11 OF THE DELAWARE CODE RELATING TO GAMBLING OFFENSES. Sponsor: Senator McDowell. Assigned to Revenue and Taxation Committee.

SB 456 - AN ACT TO AMEND CHAPTER 11 AND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX AND BUSINESS TAX CREDITS TO EXCLUDE FROM THE GROSS INCOME OF EMPLOYEES CERTAIN AMOUNTS PAID BY EMPLOYERS FOR DEPENDENT CARE ASSISTANCE TO PROVIDE A TAX CREDIT FOR INDIVIDUALS FOR CERTAIN EXPENSES FOR HOUSE HOLD AND DEPENDENT CARE SERVICES NECESSARY FOR GAINFUL EMPLOYMENT, AND TO PROVIDE BUSINESS TAX CREDITS FOR CERTAIN EXPENDITURES FOR DEPENDENT CARE FACILITIES. Sponsors: Senators Knox, Bair, Neal. Assigned to Revenue and Taxation Committee.

SB 457 - AN ACT TO AMEND §845, SUB-PART D, CHAPTER 5 OF TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT OF SERVICES; AND PROVIDING FOR THE INCLUSION OF CABLE TELEVISION COMPANY SERVICES UNDER THE PROVISIONS THEREOF. Sponsors: Senators Zimmerman, Berndt; Representatives Terry, B. Ennis. Assigned to Judiciary Committee.

SS 1 for SB 89 - AN ACT TO AMEND CHAPTER 31, TITLE 14, DELAWARE CODE, AS IT RELATES TO STANDARDS FOR RESIDENTIAL SERVICES FOR AUTISTIC PERSONS AND JOB TRAINING AND PLACEMENT SERVICES FOR AUTISTIC PERSONS. Sponsors: Senators Holloway and Neal. Adopted in lieu of the Original and assigned to Health-Social Services/Aging Committee.

The Secretary announced that a message from the House informed the Senate that it had passed SB 36 w HA 2; HB 514 w HA 1; HB 484 w HA 1; HB 585 w HA 1; HB 555 w HA 1, 2.

The following legislation was introduced:

HB 555 w HA 1, 2 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES. Sponsors: Representatives Campanelli, Davis, Oberle; Senator Marshall. Assigned to Labor and Industrial Relations Committee.

HB 514 w HA 1 - AN ACT TO AMEND SUBCHAPTER XV, CHAPTER 1, TITLE 8 OF THE DELAWARE CODE RELATING TO FOREIGN CORPORATIONS. Sponsors: Representative Dixon; Senator Adams. Assigned to Judiciary Committee.

HB 484 w HA 1 - AN ACT TO AMEND CHAPTER 3, TITLE 22 OF THE DELAWARE CODE RELATING TO BOARDS OF ADJUSTMENT. Sponsors: Representative Wingate; Senator Cordrey. Assigned to Community Affairs Committee.

HB 585 w HA 1 - AN ACT TO AMEND CHAPTER 9, TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF GILL NETS TO TAKE FISH AND THE USE OF FIXED GILL NETS, 200 FEET OR LESS, IN INTERNAL TIDAL WATERS OTHER THAN THE DELAWARE RIVER AND BAY. Sponsors: Representatives West, B. Ennis. Assigned to Natural Resources and Environmental Control Committee.

SB 454 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Senators Cook, Holloway, McBride, Vaughn; Representatives Bennett, Meconi, Soles, Wingate. Assigned to Finance Committee.

SB 36 which had previously passed the Senate was taken up for reconsideration as now further amended by HA 2.

The roll call vote on SB 36 w HA 2 was then taken and revealed:

YES: Senators Cook, McBride, McDowell, Minner, Torbert, Vaughn, Zimmerman - 7.

NO: Senators Adams, Arnold, Citro, Cordrey, Littleton, Neal - 6.

NOT VOTING: Senators Bair, Berndt, Holloway, Knox, Marshall, Martin, Sharp - 7.

ABSENT: Senator Connor - 1.

Therefore, the Bill was declared defeated.

Senator Berndt introduced to the Senate, Representative Paul V. Sherlock of Rhode Island, representing the Rhode Island Association for Retarded Citizens. Mr. Sherlock was granted the privilege of the floor.

The following Committee reports were announced:

From the Public Safety Committee: SB 423 - 3 Merits, 1 Unfavorable; SB 442 - 4 Merits; SB 424 - 5 Merits; HB 519 - 5 Merits.

At 3:15 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 33rd Legislative Day.

33RD LEGISLATIVE DAY May 22, 1984

The Senate convened at 3:15 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Legislative Advisory #30 received from the Office of Counsel to the Governor was read which informed the Senate of the Governor's action on passed legislation as follows: On May 13, 1984 the Governor signed SB 305 w SA 1 (Volume 64, Chapter 252, Laws of Delaware), SB 308 w SA 1 (Volume 64, Chapter 253, Laws of Delaware), HJR 21 (no Chapter number assigned); On May 15 the Governor signed HB 419 (Volume 64, Chapter 254, Laws of Delaware), HB 440 w HA 1 (Volume 64, Chapter 255, Laws of Delaware); On May 17 the Governor signed SB 372 (Volume 64, Chapter 256, Laws of Delaware).

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The following communication was read:

Strawbridge & Clothier
801 Market Street
Philadelphia, Pennsylvania 19105

May 17, 1984

Ms. Betty Jean Camford(sic)
Secretary of the Senate
Legislative Hall
Dover, Delaware 19901

Dear Ms. Camford(sic)

I received the certificate from the State of Delaware referring to Senate Resolution No. 148 commending Strawbridge & Clothier for providing employment opportunities for mentally handicapped Delawareans.

We appreciate this recognition by the Senate of Delaware and will continue to do our part to help employ handicapped personnel.

Thank you very much.

Sincerely,
David W. Strawbridge,
Vice President for Personnel

* * * * *

Senator Cook marked PRESENT.

On motion of Senator Holloway (and without objection) the roll call vote on SB 360 w SA 1 was rescinded and stricken. On further motion of the Senator (and without objection) the necessary rules were suspended for reconsideration of the Bill.

At 3:22 p.m. to 3:25 p.m. the Senate recessed for change of tape.

The roll call vote on SB 360 w SA 1 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Citro, Connor, Cook, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Torbert, Vaughn, Zimmerman - 18.

NO: Senators Cordrey and Sharp - 2.

ABSENT: Senator Berndt - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 400 was taken up for consideration on motion of Senator Adams:

SB 400 - AN ACT TO AMEND CHAPTER 52, TITLE 29, OF THE DELAWARE CODE RELATING TO HEALTH CARE INSURANCE FOR STATE POLICE OFFICERS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 497 w HA 1, 2 was taken up for consideration on motion of Senator Minner:

HB 497 w HA 1, 2 - AN ACT TO AMEND CHAPTER 302, VOLUME 49, LAWS OF DELAWARE, BEING AN "ACT TO INCORPORATE THE TOWN OF FENWICK ISLAND, DELAWARE," AS AMENDED, RELATING TO THE ASSESSMENT AND COLLECTION OF TAXES AND THE ABILITY OF THE TOWN TO IMPOSE PENALTIES FOR DELINQUENT TAXES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 439 was taken up for consideration on motion of Senator Vaughn:

SB 439 - AN ACT TO AMEND CHAPTER 65, SUBCHAPTER VII, TITLE 11, DELAWARE CODE, RELATING TO PUBLICATION OF NAMES OF INMATES PERMITTED TO LEAVE CORRECTIONAL FACILITY.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Sharp introduced former State Senator Calvin McCullough and his daughter to the Senate.

At 3:45 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:30 p.m., Senator Cordrey presiding.

The following legislation was introduced:

SA 1 to HB 417. Sponsor: Senator Minner. Placed with the Bill.

SB 458 - AN ACT TO AMEND CHAPTER 282 OF VOLUME 21 OF THE LAWS OF DELAWARE RELATING TO THE TOWN OF LEIPSIC BY PROVIDING FOR AN INCREASE IN THE LIMIT OF TAXATION. Sponsors: Senator Zimmerman; Representative Clark. Assigned to Community Affairs Committee.

SB 459 - AN ACT TO AMEND TITLE 6 AND TITLE 29 OF THE DELAWARE CODE RELATING TO PROGRAMS WHICH ENCOURAGE SCIENTIFIC AND TECHNOLOGICAL DISCOVERIES; AND THE EMERGENCE OF NEW APPLICATIONS FOR SCIENTIFIC AND TECHNOLOGICAL PRINCIPLES. Sponsor: Senator Connor. Assigned to Education Committee.

HB 449 was reported out of the Community Affairs Committee: 4 Merits.

SB 150 (which had been deferred for final action) was taken up for consideration on motion of Senator McDowell.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

SB 150 w SA 1 was then laid on the table on motion of Senator McDowell.

At 4:42 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 23, 1984.

The Senate reconvened at 2:09 p.m., May 23, 1984, Senator Cordrey presiding.

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

STATE OF DELAWARE
Office of the Governor
May 22, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Nancy M. Norling, 2409 Willard Street, Wilmington, Delaware 19806, to be reappointed as a member of the Public Service Commission for a term of five years to end May 1, 1989

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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SA 1 to SB 371 (sponsored by Senator McBride) was introduced and placed with the Bill.

The Secretary announced that a message from the House informed the Senate that it had passed HB 411; HB 527 w HA 1; HB 546; HB 553 w HA 1.

The following legislation was introduced:

HB 411 - AN ACT TO AMEND CHAPTER 25, TITLE 24, OF THE DELAWARE CODE RELATING TO PHARMACIST CERTIFICATE REQUIREMENT EXCEPTIONS. Sponsor: Representative Quillen. Assigned to Administrative Services/Energy Committee.

HB 527 w HA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO THE RIGHT TO INSPECT PERSONNEL FILES. Sponsors: Representative VanSant and Senator Holloway; Representatives Cordrey, Dixon, B. Ennis, Fallon, Plant, Sills, West. Assigned to Labor and Industrial Relations Committee.

HB 546 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE RELATING TO THE HIRING OF DELAWARE RESIDENTS FOR PROJECTS FINANCED UNDER THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY. Sponsors: Representatives Clark, Anderson, Barnes, Bennett, Brady, Buckworth, Bunting, Campanelli, Clendaniel, Cordrey, Davis, Dixon, B. Ennis, D. Ennis, Fallon, Gilligan, Houghton, Jester, Jonkier, Mack, Meconi, Oberle, Outten, Petrilli, Plant, Quillen, Sills, Smith, Soles, Spence, Terry, VanSant, West, Wingate; Senators Cook, Holloway, McDowell, Minner, Vaughn. Assigned to Labor and Industrial Relations Committee.

HB 553 w HA 1 - AN ACT TO AMEND CHAPTER 31 OF TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP LIFE INSURANCE. Sponsors: Representatives D. Ennis, Dixon, Buckworth. Assigned to Insurance and Elections Committee.

At 2:12 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 34th Legislative Day.

34TH LEGISLATIVE DAY
May 23, 1984

The Senate convened at 2:12 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

HB 144 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 144 w HA 1 - AN ACT TO AMEND TITLE 18, DELAWARE CODE, SECTION 513, BY INCREASING THE MINIMUM DEPOSIT FOR A DOMESTIC INSURANCE COMPANY FROM \$50,000 TO \$100,000.

Senators Zimmerman, McBride, Holloway marked PRESENT.

The roll call vote on the Bill was taken and revealed 16 Senators voting YES and 5 (Citro, Connor, Littleton, Martin, Neal) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 427 was taken up for consideration on motion of Senator Zimmerman:

SB 427 - AN ACT TO AMEND CHAPTER 45, TITLE 12, DELAWARE CODE, RELATING TO UNIFORM GIFTS TO MINORS ACT.

Senator Littleton marked PRESENT.

The privilege of the floor was extended to Gary Dalton, Senate Attorney, after which the roll call vote on the Bill was taken and revealed 17 Senators voting YES and 4 (Citro, Connor, Holloway, Martin) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Neal marked PRESENT.

SB 423 was taken up for consideration on motion of Senator Zimmerman:

SB 423 - AN ACT TO AMEND CHAPTER 71, PART VI, TITLE 29 OF THE DELAWARE CODE RELATING TO STATE-OWNED VEHICLES; AND PROVIDING FOR THE INSTALLATION AND PERIODIC TESTING OF CERTAIN WARNING DEVICES.

Before final action was taken on the Bill, it was laid on the table on motion of Senator Zimmerman.

SB 442 was taken up for consideration on motion of Senator Cordrey:

SB 442 - AN ACT TO AMEND CHAPTER 41, TITLE 21 DELAWARE CODE RELATING TO PENALTIES FOR VIOLATION OF SPEED LIMITS.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES and 3 (Citro, Connor, Martin) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 157 w HA 1, 2 was taken up for consideration on motion of Senator Sharp:
HB 157 w HA 1, 2 - AN ACT TO AMEND CHAPTER 93, TITLE 10 OF THE DELAWARE CODE RELATING TO THE MONETARY LIMITATION OF THE JUSTICE OF THE PEACE COURTS IN CIVIL ACTION.

Senator Martin marked PRESENT.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Citro and Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 209 was taken up for consideration on motion of Senator Sharp:

HB 209 - AN ACT TO AMEND CHAPTER 28, TITLE 10 OF THE DELAWARE CODE TO SUBSTITUTE THE CHIEF MAGISTRATE IN PLACE OF THE CHIEF JUSTICE AS THE APPOINTING AUTHORITY FOR JUSTICE OF THE PEACE CONSTABLES.

Senator Citro marked PRESENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 449 was taken up for consideration on motion of Senator Martin:

HB 449 - AN ACT TO AMEND CHAPTER 9, TITLE 28, DELAWARE CODE RELATING TO LICENSES FOR SHOWS AND OTHER EXHIBITIONS.

The Bill was then laid on the table on motion of Senator Minner.

HB 107 w HA 3, 4, 5 was taken up for consideration on motion of Senator Torbert:

HB 107 w HA 3, 4, 5 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE PROHIBITING DRIVERS AGED 16 AND 17 FROM DRIVING A MOTOR VEHICLE DURING CERTAIN HOURS.

Senator Connor marked PRESENT.

The roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Littleton, Martin, McDowell, Neal - 8.

NO: Senators Adams, Citro, Cook, Cordrey, Knox, Marshall, McBride, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared defeated and returned to the House.

At 3:15 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:15 p.m., Senator Cordrey presiding.

HB 385 w HA 1, 2, 3, 4 was reported out of the Education Committee - 3 Merits.

SR 150 was introduced and considered for adoption on motion of Senator Holloway:

SR 150 - EXPRESSING CONDOLENCES UPON LEARNING OF THE DEATH OF FORMER STATE REPRESENTATIVE RAYMOND T. EVANS OF WILMINGTON, DELAWARE. Sponsor: Senator Holloway.

The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Bair, Littleton, McBride) ABSENT; therefore, the Resolution was declared adopted.

SCR 136 was introduced and considered for adoption on motion of Senator Neal:

SCR 136 - CONGRATULATING FRANK AND SHARON BAKER ON BEING NAMED SMALL BUSINESSPEOPLE OF THE YEAR BY THE NEW CASTLE COUNTY CHAMBER OF COMMERCE. Sponsors: Senators Neal, Zimmerman; Representatives Outten, Anderson.

At 4:19 p.m., Lt. Governor Castle presiding.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (McBride) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

The following legislation was introduced:

SB 460 - AN ACT TO AMEND CHAPTERS 55 AND 85, TITLE 29, DELAWARE CODE, RELATING TO ESTABLISHMENT OF A REHABILITATION PROGRAM. Sponsors: Senators McDowell, Bair, Holloway, Knox, Marshall; Representatives Boykin, Maroney, VanSant. Assigned to Health-Social Services/Aging Committee.

SB 461 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO COMMITMENT OF JUVENILES BY FAMILY COURT FOR A MANDATORY PERIOD OF THIRTY (30) DAYS. Sponsor: Senator Sharp. Laid on the table on motion of the sponsor.

On motion of Senator Marshall (and without objection) SB 36 w HA 2 which had been defeated, was restored to the Calendar.

Senator McBride deferred to Senator Zimmerman to floor manage SB 36 w HA 2. On motion of Senator Zimmerman (and without objection) the roll call vote on SB 36 w HA 2 was stricken and a new roll call vote taken which revealed:

YES: Senators Citro, Connor, Cook, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Torbert, Vaughn, Zimmerman - 14.

NO: Senators Adams, Cordrey, Knox - 3.

NOT VOTING: Senators Arnold, Bair, Berndt, Sharp - 4.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

The following legislation was introduced:

SB 462 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO EXEMPTION FROM THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Senator Torbert, Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SA 1 to SB 358. Sponsor: Senator Martin. Placed with the Bill.

SB 462 which had been assigned to Revenue and Taxation Committee was reassigned to Public Safety Committee.

SB 223 was taken up for consideration on motion of Senator Sharp:

SB 223 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO FAMILY COURT DISPOSITIONS.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on SB 223 w SA 1 was then taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 224 was taken up for consideration on motion of Senator Sharp:

SB 224 - AN ACT TO AMEND SECTION 4302, TITLE 11, DELAWARE CODE, TO INCLUDE FAMILY COURT AS A COURT UNDER THE CHAPTER ENTITLED "SENTENCING, PROBATION, PAROLE AND PARDONS."

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

The following Committee reports were announced:

From the Administrative Services/Energy Committee: SJR 13 - 6 Merits; HB 425 w HA 1, 2, 3, 4 - 5 Merits; SB 453 - 5 Merits; SB 317 - 6 Merits; HB 160 w HA 1, 2 - 6 Merits; SB 314 - 6 Merits.

From the Health-Social Services/Aging Committee: SB 390 - 1 Favorable, 3 Merits.

At 4:55 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., May 24, 1984.

The Senate reconvened at 3:39 p.m. May 24, 1984 Senator Sharp presiding.

The following legislation was introduced:

SB 463 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO THE INSPECTION OF THE BUSINESS RECORDS OF THE SPECIAL FUEL DEALERS, USERS, SUPPLIERS AND OTHER SELLERS AND TRANSPORTERS OF DISTILLATE FUELS. Sponsors: Senator Torbert, Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SB 464 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT OF THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Senator Torbert, Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SB 465 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIERS FUEL PURCHASE LAW AND PENALTIES FOR FAILURE TO COMPLY WITH THE MOTOR FUEL TAX LAW. Sponsors: Senator Torbert, Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SB 466 - AN ACT TO AMEND CHAPTER 51, TITLE 30, OF THE DELAWARE CODE RELATING TO VIOLATIONS OF THE SPECIAL FUEL TAX LAW, PENALTIES THEREON, AND ENFORCEMENT THEREOF. Sponsors: Senator Torbert, Representative B. Ennis, Senator Minner. Assigned to Revenue and Taxation Committee.

SB 467 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING SENATE BILL NO. 454 OF THE 132ND GENERAL ASSEMBLY OF THE STATE OF DELAWARE. Sponsors: Senators Marshall, Citro, Torbert; Representatives Campanelli, Jonkier, Roy, Spence. Assigned to Finance Committee.

SB 468 - AN ACT TO AMEND 28 DELAWARE CODE, CHAPTER 3 RELATING TO THE HOURS DURING WHICH RACING IS PERMITTED. Sponsors: Senator Sharp, Representative Gilligan. Assigned to Judiciary Committee.

SB 469 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIERS FUEL PURCHASE LAW AND PENALTIES FOR FAILURE TO COMPLY WITH THE MOTOR FUEL TAX LAW. Sponsors: Senator Torbert, Representative B. Ennis, Senator Minner. Assigned to Revenue and Taxation Committee.

SB 470 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT OF THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Senator Torbert, Representative B. Ennis, Senator Minner. Assigned to Revenue and Taxation Committee.

SB 471 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO EXEMPTION FROM THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Senator Torbert, Representative B. Ennis, Senator Minner. Assigned to Revenue and Taxation Committee.

SB 472 - AN ACT TO AMEND CHAPTER 215, VOLUME 64, LAWS OF DELAWARE, BEING AN "AN ACT TO RE-INCORPORATE THE CITY OF HARRINGTON" RELATING TO THE CONDUCT OF COUNCIL MEETINGS. Sponsors: Senator Minner, Representative Quillen. Assigned to Community Affairs Committee.

SB 473 - AN ACT TO AMEND CHAPTER 81, TITLE 9, OF THE DELAWARE CODE RELATING TO REAL PROPERTY TAX EXEMPTIONS FOR PARTICULAR PURPOSE PROPERTY IN NEW CASTLE COUNTY. Sponsors: Senators Vaughn, Berndt; Representatives Roy, Dixon, Boykin, B. Ennis, VanSant, Corrozi. Assigned to Community Affairs Committee.

SB 474 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT AND COLLECTION OF MOTOR FUEL TAXES. Sponsors: Senator Torbert, Representative B. Ennis, Senator Minner. Assigned to Revenue and Taxation Committee.

SB 475 - AN ACT AMENDING §6606, TITLE 16 DELAWARE CODE RELATING TO THE POWERS OF THE STATE FIRE MARSHAL. Sponsors: Senators Vaughn, Sharp, Adams, Cook, Torbert, Minner, Zimmerman, Martin; Representatives B. Ennis, Clark, Jester, D. Ennis, West. Assigned to Executive Committee.

SA 1 to SB 449. Sponsor: Senator McDowell. Placed with the Bill.

SA 3 to HB 425. Sponsor: Senator Holloway. Placed with the Bill.

The Secretary announced that a message from the House informed the Senate that it had passed HB 549 w HA 1 and adopted HCR 205, HCR 206, SCR 136, SCR 135.

The following legislation was introduced:

SA 4 and SA 5 to HB 425. Sponsor: Senator Holloway. Placed with the Bill.

HB 549 w HA 1 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE BY ADOPTING A HOUSING CODE FOR THE STATE OF DELAWARE, INCLUDING THE ESTABLISHMENT OF MINIMUM PROPERTY MAINTENANCE STANDARDS FOR EACH COMMUNITY IN THE STATE, PROVISION FOR ADOPTION OF SUCH STANDARDS BY EACH COMMUNITY IN THE STATE, AND ENFORCEMENT OF SUCH STANDARDS BY EACH COMMUNITY IN THE STATE OR BY THE STATE IN THE ABSENCE OF LOCAL ENFORCEMENT. Sponsors: Representatives Plant, Bunting, Campanelli, Clandaniel, B. Ennis, D. Ennis, Houghton, Jonkiert, Sills, West; Senator Marshall. Assigned to Community Affairs Committee.

At 3:50 p.m. on motion of Senator McDowell, the Senate adjourned to immediately convene for the 35th Legislative Day.

35TH LEGISLATIVE DAY

May 24, 1984

The Senate convened at 3:50 p.m., Senator Sharp presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator McDowell.

HB 417 w HA 2 was reported out of the Natural Resources and Environmental Control Committee: 4 Merits.

HB 425 w HA 1, 2, 3, 4 was taken up for consideration on motion of Senator McDowell:

HB 425 w HA 1, 2, 3, 4 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO OCCUPATIONS AND PROFESSIONS; AND PROVIDING FOR THE REGULATION OF PERSONS PRACTICING DIETETICS AND NUTRITION.

Senator Citro marked PRESENT.

During discussion of the Bill and the various Amendments offered to it the privilege of the floor was extended to Louise Little (Delaware Dietetics Association), Judson D. Ryon (Health Food Store owner), Albert Gibson (Health Food Store owner), I. Scott Bass (National Nutritional Foods Association), Roba Ritt Whiteley (Delaware Dietetic Association) and William Walls (Senate Attorney).

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 19 Senators voting YES and 2 (Bair and Cordrey) ABSENT; therefore, the Amendment was declared adopted.

SA 2 to the Bill which had been placed with the Bill was deferred for consideration on motion of Senator Holloway.

SA 3 and SA 4 to the Bill were deferred for consideration on motion of Senator Holloway.

SA 5 to the Bill was introduced by Senator Holloway and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Cordrey) ABSENT; therefore, the Amendment was declared adopted.

SA 2, SA 3 and SA 4 to the Bill were stricken on motion of Senator Holloway.

SA 6 to the Bill was introduced by Senator Holloway but deferred for consideration on his motion.

On motion of Senator McDowell HB 425 w HA 1, 2, 3, 4, SA 1, 5 was then laid on the table.

Senator Cordrey marked PRESENT.

HCR 205 was introduced and considered for adoption on motion of Senator Minner:

HCR 205 - WISHING A SPEEDY RECOVERY TO DELAWARE STATE POLICE CORPORALS DENNIS KELLY AND THOMAS W. ROBBINS. Sponsors: Representatives D. Ennis, B. Ennis and all Representatives and all Senators.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Cook) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

HCR 206 was introduced and considered for adoption on motion of Senator Connor:

HCR 206 - EXPRESSING OUR ABHORRENCE AT THE CONTINUED PERSECUTION OF MEMBERS OF THE BAH'I FAITH BY IRAN AND REQUESTING THE UNITED NATIONS AND THE CONGRESS OF THE UNITED STATES TO REDOUBLE THEIR WARNINGS AGAINST THIS INTERNATIONAL HORROR. Sponsors: Representatives Free, Sills; Senators Connor, Martin.

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

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

STATE OF DELAWARE
Office of the Governor
May 24, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Muriel E. Gilman, 17 Woodbrook Circle, Wilmington, Delaware 19810, to be reappointed as a member of the Consumer Affairs Board for a term of four years to expire March 24, 1986.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

* * * * *

At 5:10 p.m. on motion of Senator Cordrey the Senate recessed until 2:00 p.m., June 5, 1984.

The Senate reconvened at 2:25 p.m., June 5, 1984, Senator Cordrey presiding.

The following legislation was introduced:

SB 478 - AN ACT TO AMEND TITLE 11, TITLE 16, TITLE 29 AND TITLE 31 OF THE DELAWARE CODE TO CHANGE THE NAME OF THE DIVISION OF MENTAL HEALTH TO THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH AND TO CREATE A NEW ADVISORY COUNCIL FOR THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH. Sponsors: Senator Holloway; Representative VanSant. Assigned to Judiciary Committee. Reassigned to Health-Social Services/Aging Committee.

SB 479 - AN ACT TO ALLOW FOR THE EXCHANGE OF LANDS LOCATED IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE, BETWEEN THE STATE OF DELAWARE AND EVA M. WILLIAMS. Sponsor: Senator Cordrey. Assigned to Executive Committee.

SB 480 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT AND COLLECTION OF MOTOR FUEL TAXES. Sponsors: Senators Torbert, Minner; Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SA 1 and SA 2 to HB 290. Sponsor: Senator Holloway. Placed with the Bill.

SA 7, SA 8, SA 10 to HB 425. Sponsor: Senator Holloway. Placed with the Bill.

SA 9 to HB 425. Sponsor: Senator Berndt. Placed with the Bill.

SCR 137 was introduced and considered for adoption on motion of Senator Vaughn:

SCR 137 - EXPRESSING CONDOLENCES UPON HEARING OF THE DEATH OF FORMER STATE SENATOR AND REPRESENTATIVE CLIFFORD PRYOR OF TOWNSEND, DELAWARE. Sponsors: Senator Vaughn, Representative B. Ennis.

Senators McDowell and Cook were added as co-sponsors of the Resolution after which the roll call vote was taken and revealed 19 Senators voting YES and 2 (Citro and Martin) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

The Secretary announced that a message from the House informed the Senate that it had adopted HCR 207 and HCR 208.

HCR 207 was introduced and considered for adoption on motion of Senator Marshall:

HCR 207 - REQUESTING THE BLUE COLLAR TASK FORCE TO INCLUDE IN THE LEGISLATION NOW BEING DEVELOPED SOME PROVISIONS FOR TAX INCENTIVES FOR SELECTED COMMERCIAL AND RETAIL FIRMS WHO LOCATE IN ECONOMICALLY DEPRESSED AREAS, AS WELL AS INCREASED INCENTIVES TO BENEFIT MANUFACTURING FIRMS WHICH LOCATE IN SUCH AREAS. Sponsor: Representative Sills.

The roll call vote on the Resolution was taken and revealed 15 Senators voting YES, 3 (Martin, Sharp, Zimmerman) NOT VOTING, and 3 (Citro, Holloway, McBride) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

HCR 208 was introduced and laid on the table on motion of Senator Minner:

HCR 208 - REQUESTING THE DELAWARE CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION FORBIDDING CREDIT CARD SURCHARGES. Sponsor: Representative West.

At 2:38 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 36th Legislative Day.

36TH LEGISLATIVE DAY
June 5, 1984

The Senate convened at 2:38 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Adams.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

The following communication was read:

OFFICE OF THE CLERK
U. S. HOUSE OF REPRESENTATIVES
Washington, D. C. 20515

May 24, 1984

Honorable Betty Jean Caniford
Secretary of the Senate
Legislative Hall
Dover, Delaware 19901

Dear Madam Secretary:

This letter will acknowledge receipt of Senate Concurrent Resolution Number 134, as adopted by the Legislature of the State of Delaware, congratulating J. Caleb Boggs upon his 75th birthday.

The above mentioned resolution has been transmitted to the Speaker of the United States House of Representatives for referral to the appropriate committee.

With kind regards, I am

Sincerely,
Benjamin J. Guthrie, Clerk
U. S. House of Representatives

Legislative Advisory #31 was read which informed the Senate of the Governor's action on passed legislation as follows: On May 22, 1984 the Governor signed HB 306 (Volume 64, Chapter 257, Laws of Delaware), HB 371 w HA 1, 2 (Volume 64, Chapter 258, Laws of Delaware), HB 470 w HA 1 (Volume 64, Chapter 259, Laws of Delaware), HB 471 (Volume 64, Chapter 260, Laws of Delaware), HB 472 (Volume 64, Chapter 261, Laws of Delaware), HB 496 (Volume 64, Chapter 262, Laws of Delaware), HB 447 w HA 1 (Volume 64, Chapter 263, Laws of Delaware), HB 220 (Volume 64, Chapter 264, Laws of Delaware), HB 518 w HA 1 (Volume 64, Chapter 265, Laws of Delaware), HB 536 (Volume 64, Chapter 266, Laws of Delaware); On May 24 the Governor signed HJR 18 (no Chapter number assigned).

The following communications were read:

JOHN J. WILLIAMS
Post Office Box 467
Millsboro, Delaware 19966
May 22, 1984

Honorable Richard S. Cordrey
President pro tem of the Senate
Legislative Hall
Dover, Delaware 19901

Dear Richard:

Both Elsie and I really appreciate the recognition as expressed in the Resolution adopted by the Delaware Senate, and you were most gracious in helping to arrange the program whereby a young man of eighty was well taken care of.

Through you I extend my many thanks to all the Members of the Senate.

Also please express our appreciation to your Secretary, who was most gracious while we were waiting in your office.

Yours sincerely,
John J. Williams

BAYARD, BRILL & HANDELMAN, P.A.
300 MARKET TOWER
P. O. Box 1271
Wilmington, Delaware 19899
May 21, 1984

Dear Governor du Pont, Lt. Governor Castle,
President Pro Tem Senator Cordrey, Speaker of the House George
and all Members of the Senate and House:

Bess, Marilu and I thank you and your Staffs for a wonderful joint birthday party with Senator and Mrs. Williams.

Your kindness, thoughtfulness and hospitality could not be better. Marilu and I enjoyed it so much. Everyone seemed to enjoy it and were so enthusiastic and friendly. It was a great occasion.

The reception, cake cutting and eating in the Governor's Office was a great pleasure.

It was a special privilege and pleasure to be presented in the Senate and House Chambers at the time of the generous and kind passage of the Resolutions.

I thank each and every member of the Senate and House for this memorable honor. It all made a very great and memorable day. Thank you more than I can say. To each of you, the highest and warmest regards and best wishes.

Sincerely,

J. Caleb Boggs

* * * * *

The following Committee reports were announced:

From the Community Affairs Committee: SB 458 - 3 Merits; SB 472 - 3 Merits; SB 473 - 3 Merits; HB 484 w HA 1 - 3 Merits.

Senator Sharp welcomed to the Senate members of the AFL/CIO who were present in the Chamber.

On motion of Senator McDowell HB 425 w HA 1, 2, 3, 4, SA 1, 5 was lifted from the table for consideration.

During discussion of the Bill and the various additional Amendments offered to it, the privilege of the floor was extended to I. Scott Bass (National Nutritional Foods Association) and Nancy Catugna (Delaware Dietetic Association).

At 3:04 p.m., Lt. Governor Castle presiding.

Senator Citro marked PRESENT.

SA 6 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Holloway and the roll call vote taken which revealed:

YES: Senators Bair, Citro, Connor, Holloway, Littleton, Marshall - 6.

NO: Senators Adams, Arnold, Cook, Cordrey, Knox, Martin, McBride, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 13.

NOT VOTING: Senators Berndt and McDowell - 2.

Therefore, the Amendment was declared defeated.

SA 7, SA 8 and SA 10 to the Bill which had been placed with the Bill were stricken at the request of the sponsor, Senator Holloway.

The Bill was then laid on the table on motion of Senator McDowell so the Senate could receive a message from the Governor.

HB 425 w HA 1, 2, 3, 4, SA 1, 5 was then again lifted from the table for consideration on motion of Senator McDowell.

SA 9 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Berndt and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Gary Dalton and Henry Ridgely (Senate Attorneys) after which the roll call vote on HB 425 w HA 1, 2, 3, 4, SA 1, 5, 9 was taken and revealed:

YES: Senators Arnold, Berndt, Cook, Cordrey, Knox, Martin, McBride, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Adams, Citro, Connor, Littleton, Marshall, McDowell - 6.

NOT VOTING: Senators Bair, Holloway - 2.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendments.

At 3:54 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and recovered at 4:38 p.m., Senator Cordrey presiding.

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

STATE OF DELAWARE
Office of the Governor
June 5, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Rachel G. Draper, 200 Lakeview Avenue, Milford, Delaware 19963 to be reappointed as a member of the Board of Trustees of the University of Delaware for a six-year term ending February 1, 1990.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

STATE OF DELAWARE
Office of the Governor
June 5, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

On behalf of the Board of Trustees of the University of Delaware and in conformity with the Constitution and Laws of the State of Delaware, I hereby submit for the consent and confirmation of the Senate, the following, re-elected by the Board of Trustees to be a member of that Board: Anthony R. Goland, 2609 Belaire Drive, Wilmington, Delaware 19808 to be reappointed as a member of the Board of Trustees of the University of Delaware, to a one-year term to expire June 30, 1985.

The above name is not a gubernatorial appointment
Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

The following legislation was introduced:

SB 476 - AN ACT AUTHORIZING THE SUSSEX COUNTY COUNCIL TO AWARD A PENSION BENEFIT TO FORMER SPECIFIC EMPLOYEES. Sponsors: Senators Minner, Adams, Cordrey, Littleton; Representatives Barnes, Bunting, Clendaniel, C. Cordrey, Fallon, West, Wingate. Assigned to Community Affairs Committee.

SB 477 - AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVING IT AUTHORITY TO ISSUE BONDS, AS AMENDED, AND RELATING TO THE POWER OF THE TOWN TO BORROW MONEY AND ISSUE BONDS. Sponsors: Senator Cordrey, Representative Bunting. Assigned to Community Affairs Committee.

SA 1 to HB 160. Sponsor: Senator McDowell. Placed with the Bill.

SA 2 to HB 160. Sponsor: Senator Neal. Placed with the Bill.

SA 5 to SB 285. Sponsor: Senator Neal. Placed with the Bill.

SA 1 and SA 2 to HS 1 for HB 420. Sponsor: Senator Zimmerman. Placed with the Bill.

The following Committee reports were announced:

From the Revenue and Taxation Committee: HB 200 w HA 1, SA 1 - 5 Merits.

From the Labor and Industrial Relations Committee: HB 555 w HA 1, 2 - 5 Merits.

From the Banking Committee: SB 365 - 5 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 503; HB 504; HB 540; SB 354 w SA 1; SB 369.

The following legislation was introduced:

HB 503 - AN ACT TO AMEND TITLE 12, CHAPTER 39, OF THE DELAWARE CODE RELATING TO APPOINTMENT OF GUARDIANS FOR MINORS. Sponsor: Representative Terry. Assigned to Judiciary Committee.

HB 504 - AN ACT TO AMEND CHAPTER 21, TITLE 12 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF DECEDENTS' ESTATES. Sponsors: Representatives Outten and Terry. Assigned to Judiciary Committee.

HB 540 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 19, TITLE 11, DELAWARE CODE TO PROVIDE AUTHORITY AND IMMUNITY TO FEDERAL LAW ENFORCEMENT OFFICERS TO MAKE ARRESTS FOR STATE CRIMES UNDER CERTAIN CONDITIONS. Sponsors: Representative B. Ennis, Senator Vaughn; Representatives Davis, Houghton, Jester, Mack, Oberle, Spence, Terry, VanSant; Senators Cook and Minner. Assigned to Judiciary Committee.

SB 481 - AN ACT TO AMEND CHAPTER 83, TITLE 29, DELAWARE CODE, RELATING TO JUDICIARY REVIEW OF DECISIONS OF THE BOARD OF PENSION TRUSTEES. Sponsors: Senator Vaughn and Representative Brady. Assigned to Judiciary Committee.

SB 482 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION TO REIMBURSE A RETIRED CORRECTIONAL OFFICER FOR PAYMENT OF A JUDGMENT RENDERED AGAINST HIM IN THE UNITED STATES DISTRICT COURT. Sponsor: Senator Cordrey. Assigned to Executive Committee.

SB 483 - AN ACT TO AMEND CHAPTER 52, TITLE 30, OF THE DELAWARE CODE RELATING TO THE DEFINITION OF "MOTOR VEHICLE" UNDER THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Senators Minner, Torbert; Representative B. Ennis. Assigned to Revenue and Taxation Committee.

SB 484 - AN ACT TO AMEND CHAPTERS 1, 4 AND 21 OF THE DELAWARE CODE AUTHORIZING THE SECRETARY OF PUBLIC SAFETY TO ASSESS FEES, PERMITS OR TAXES ON MOTOR VEHICLES FROM OTHER STATES WHICH IMPOSE EXTRA FEES, PERMITS OR TAXES ON DELAWARE REGISTERED VEHICLES. Sponsors: Senators Minner, Torbert; Representative B. Ennis. Assigned to Public Safety Committee.

SR 151 was introduced and laid on the table on motion of Senator Bair:

SR 151 - THANKING KATHRYN HAZEUR, UPON HER RETIREMENT, FOR HER YEARS OF DEVOTED SERVICE TO THE EDUCATION PROFESSION. Sponsors: Senators Bair, Holloway, Berndt, McDowell.

HB 160 w HA 1, 2 was taken up for consideration on motion of Senator McDowell:

HB 160 w HA 1, 2 - AN ACT TO AMEND TITLES 24 AND 30, OF THE DELAWARE CODE RELATING TO THE REGULATION OF SECURITY SYSTEMS AND PROTECTIVE SERVICES.

SA 1 to the Bill which had been placed with the Bill was laid on the table on motion of Senator McDowell.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Neal and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Martin, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senators Marshall, McBride - 2.

NOT VOTING: Senator McDowell - 1.

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared adopted.

HB 160 w HA 1, 2, SA 2 was then laid on the table on further motion of Senator McDowell.

SB 225 was stricken at the request of the sponsor, Senator Sharp.

SB 461 was taken up for consideration on motion of Senator Sharp under suspension of the necessary rules:

SB 461 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO COMMITMENT OF JUVENILES BY FAMILY COURT FOR A MANDATORY PERIOD OF THIRTY (30) DAYS.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 227 was taken up for consideration on motion of Senator Sharp:

SB 227 - AN ACT TO AMEND CHAPTER 9, TITLE 10, DELAWARE CODE, RELATING TO THE FAMILY COURT OF THE STATE OF DELAWARE; AND PROVIDING FOR EXPUNGEMENT OF RECORDS UNDER CERTAIN CIRCUMSTANCES.

At 5:00 p.m., Senator Marshall presiding.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 441 was taken up for consideration on motion of Senator Minner:

SB 441 - AN ACT TO AMEND CHAPTER 20, TITLE 15 OF THE DELAWARE CODE RELATING TO VOTER REGISTRATION.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 280 w HA 1 was lifted from the table for consideration on motion of Senator Sharp.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Cordrey, Marshall, Martin, McDowell, Minner, Neal, Sharp, Vaughn - 9.

NO: Senators Citro, Connor, Cook, Knox, Littleton, McBride, Zimmerman - 7.

NOT VOTING: Senators Arnold, Bair, Berndt, Torbert - 4.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared defeated.

HB 160 w HA 1, 2, SA 2 was lifted from the table for consideration on motion of Senator McDowell.

The privilege of the floor was extended to Alan Keyser, Delaware Alarm Association.

SA 3 to the Bill was introduced by Senator McDowell and considered for adoption on his motion.

The roll call vote on the Amendment was taken and revealed 18 Senators voting YES, 2 (Vaughn and Zimmerman) voting NO, and 1 (Holloway) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HB 160 w HA 1, 2, SA 2, 3 was then taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Marshall, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn - 17.

NO: Senators Adams, Martin, Zimmerman - 3.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendments.

SA 1 to HB 160 w HA 1, 2 was stricken on motion of Senator McDowell.

Senator Vaughn moved that HB 107 w HA 3, 4, 5 be restored to the Calendar. Senator Sharp objected and the roll call vote on the motion to restore the Bill was taken and revealed:

YES: Senators Berndt, Connor, Cook, Littleton, Marshall, Martin, McDowell, Neal, Torbert, Vaughn - 10.

NO: Senators Adams, Arnold, Bair, Citro, Cordrey, Knox, McBride, Minner, Sharp, Zimmerman - 10.

NOT VOTING: Senator Holloway - 1.

Therefore, the motion was declared defeated.

At 5:49 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 6, 1984.

The Senate reconvened at 2:10 p.m., June 6, 1984, Lt. Governor Castle presiding.

HCR 57 w HA 2 was reported out of the Judiciary Committee: 1 Favorable, 2 Merits, 2 Unfavorable.

The Secretary announced that a message from the House informed the Senate that it had passed HB 566; HB 525 w HA 1; HB 556 w HA 1; HB 565; HB 567; HB 569; HB 571; HB 572; HB 579; HB 599; HB 580; HB 606; HB 513; HB 389; HB 568 w HA 1.

The following legislation was introduced:

SB 485 - AN ACT TO AMEND CHAPTER 60A, TITLE 29 OF THE DELAWARE CODE, TO CLARIFY CERTAIN PROVISIONS RELATING TO DEFERRED COMPENSATION FOR PUBLIC OFFICERS AND EMPLOYEES OF THE STATE. Sponsors: Senators Adams, Cook; Representative Bennett. Assigned to Finance Committee.

SB 486 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO LICENSES FOR TAPROOMS. Sponsors: Senators McDowell, Citro, Bair, Berndt, Holloway, Marshall; Representatives Roy, Campanelli, Jonkiert and Oberle. Assigned to Administrative Services/Energy Committee.

SB 487 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE RELATING TO THE AGE FOR EMPLOYMENT BY A LICENSES IMPORTER OF ALCOHOLIC BEVERAGES. Sponsors: Senators McDowell, Bair, Berndt, Holloway, Marshall; Representatives Roy, Campanelli, Jonkiert, Oberle. Assigned to Administrative Services/Energy Committee.

SB 488 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE RELATING TO THE ESTABLISHING A NEW LICENSE CLASSIFICATION FOR THE SALE OF WINE AT A RESTAURANT AND ESTABLISHING A FEE THEREFORE. Sponsors: Senators McDowell, Bair, Berndt, Citro, Holloway, Marshall, Neal; Representatives Campanelli, Jonkiert, Oberle, Roy. Assigned to Administrative Services/Energy Committee.

SB 489 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE RELATING TO THE ESTABLISHMENT OF ADDITIONAL GROUNDS FOR REFUSAL OF ALCOHOLIC BEVERAGE LICENSE. Sponsors: Senators McDowell, Bair, Berndt, Citro, Holloway, Marshall, Neal; Representatives Campanelli, Jonkiert, Oberle, Roy. Assigned to Administrative Services/Energy Committee.

SB 490 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO SALES OF ALCOHOLIC BEVERAGES BY IMPORTERS. Sponsors: Senators McDowell, Berndt, Holloway, Marshall; Representatives Campanelli, Jonkiert, Oberle. Assigned to Administrative Services/Energy Committee.

SB 491 - AN ACT TO AMEND CHAPTER 1 AND 5, TITLE 4, DELAWARE CODE, BY ESTABLISHING DEFINITION OF CABARET AND ESTABLISHING A LICENSE FEE THEREFORE. Sponsors: Senators McDowell, Bair, Berndt, Citro, Holloway, Marshall; Representatives Campanelli, Roy, Jonkiert, Oberle. Assigned to Administrative Services/Energy Committee.

SB 492 - AN ACT TO AMEND TITLE II OF THE DELAWARE CODE RELATING TO COMPUTER OFFENSES. Sponsors: Senators Vaughn, Berndt; Representatives B. Ennis, Jester. Assigned to Judiciary Committee.

SB 493 - AN ACT TO AMEND CHAPTER 23, TITLE 3, DELAWARE CODE, RELATING TO THE TRIMMING OF DIVISION HEDGES AND CUTTING OF CANADA THISTLE BY STRIKING SAME. Sponsors: Senator Adams, Representative Clark. Assigned to Agriculture Committee.

SB 494 - AN ACT TO AMEND CHAPTER 59, TITLE 29, SECTION 5903 (17) RELATING TO THE TERM OF EMPLOYMENT OF TEMPORARY, CASUAL AND SEASONAL EMPLOYEES. Sponsors: Senator Adams, Representative Clark. Assigned to Executive Committee.

SB 495 - AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVING IT AUTHORITY TO ISSUE BONDS", RELATING TO THE POWER OF THE TOWN TO BORROW MONEY AND ISSUE BONDS, AND FURTHER RELATING TO THE AUTHORITY OF THE TOWN COMMISSIONERS TO ANNEX ADDITIONAL TERRITORY ADJOINING THE CORPORATE LIMITS OF THE TOWN. Sponsors: Senator Cordrey, Representative Bunting. Assigned to Community Affairs Committee.

SS 2 for SB 89 - AN ACT TO AMEND CHAPTER 31, TITLE 14, DELAWARE CODE, AS IT RELATES TO STANDARDS FOR RESIDENTIAL SERVICES FOR AUTISTIC PERSONS AND JOB TRAINING AND PLACEMENT SERVICES FOR AUTISTIC PERSONS. Sponsors: Senators Holloway, Neal. Assigned to Finance Committee.

SA 1 to HB 549. Sponsor: Senator Torbert. Placed with the Bill.

SR 152 - CONGRATULATING LISA HAGEE UPON HER SELECTION AS THE HIGHEST RANKING BUSINESS STUDENT OF THE 1984 GRADUATING CLASS OF PADUA ACADEMY. Sponsor: Senator Sharp. Laid on the table.

SCR 138 - COMMENDING SAINT EDMOND'S ACADEMY ON THE CELEBRATION OF THEIR SILVER ANNIVERSARY. Sponsors: Senator Bair, Representative Smith; Senators Berndt, Knox; Representatives Brady, Boykin, D. Ennis, Hebner, Maroney.

The Resolution was considered for adoption on motion of Senator Bair and the roll call vote taken which revealed 17 Senators voting YES and 4 (Citro, Connor, Holloway, McDowell) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SR 152 was lifted from the table for consideration on motion of Senator Sharp and the roll call vote taken which revealed 16 Senators voting YES and 5 (Citro, Connor, Holloway, McDowell, Neal) ABSENT; therefore, the Resolution was declared adopted.

SR 151 was lifted from the table for consideration on motion of Senator Bair and the roll call vote taken which revealed 19 Senators voting YES and 2 (Citro and Connor) ABSENT; therefore, the Resolution was declared adopted.

SCR 139 was introduced and considered for adoption on motion of Senator Marshall:

SCR 139 - MOURNING THE DEATH OF THE MOST REVEREND THOMAS J. MARDAGA, BISHOP OF THE WILMINGTON CATHOLIC DIOCESE. Sponsors: Senators Marshall, Citro, Connor; Representatives Jonkiert, Gilligan, Free, Maroney.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Citro and Connor) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SCR 140 was introduced and considered for adoption on motion of Senator Zimmerman:

SCR 140 - COMMENDING JAMES A. FLOOD, OF THE DOVER POST CO. FOR THE HONOR OF HAVING BEEN SELECTED BY THE CENTRAL DELAWARE CHAMBER OF COMMERCE FOR HIS INVALUABLE CONTRIBUTIONS TO KENT COUNTY. Sponsors: Senators Zimmerman, McDowell, Cordrey, Neal, Bair; Representatives Outten, Clark, Barnes, Sills.

The roll call vote on the Resolution was taken and revealed 19 Senators voting YES and 2 (Citro and Connor) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

The following Committee reports were announced:

From the Public Safety Committee: SB 462 - 4 Merits; SB 484 - 4 Merits.

From the Executive Committee: SB 445 - 4 Merits; SB 475 - 6 Merits.

From the Health-Social Services/Aging Committee: SB 436 - 5 Merits; SB 460 - 5 Merits; SB 478 - 5 Merits; HB 467 w HA 1 - 5 Merits; HB 481 w HA 1 - 5 Merits; HB 533 w HA 1, 2 - 5 Merits.

From the Judiciary Committee: SB 381 - 4 Merits; SB 481 - 1 Favorable, 3 Merits; SB 468 - 2 Merits (withdrawn); HB 339 - 4 Merits; HB 503 - 4 Merits; HB 514 w HA 1 - 4 Merits; HB 522 - 3 Merits; HB 540 - 4 Merits.

At 2:34 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 37th Legislative Day.

37TH LEGISLATIVE DAY

June 6, 1984

The Senate convened at 2:34 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

On motion of Senator Martin, the Senate observed a moment of silence to commemorate the 40th Anniversary of D-Day.

The following Committee reports were announced:

From the Judiciary Committee: SB 468 - 4 Merits.

From the Executive Committee: SB 479 - 1 Favorable, 5 Merits; SB 482 - 1 Favorable, 5 Merits.

SB 444 was stricken at the request of the sponsor, Senator Berndt.

Senator Marshall marked PRESENT.

SB 443 was stricken at the request of the sponsor, Senator Minner.

HB 279 was taken up for consideration on motion of Senator Sharp:

HB 279 - AN ACT TO AMEND CHAPTER 35, TITLE II OF THE DELAWARE CODE RELATING TO THE USE OF A MOTOR VEHICLE CERTIFICATE OF TITLE AS EVIDENCE IN A CRIMINAL PROCEEDING.

The privilege of the floor was extended to Clifford B. Hearn, Jr., (American Insurance Association) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 404 was taken up for consideration on motion of Senator Sharp:

SB 404 - AN ACT TO AMEND TITLE 29, CHAPTER 11, DELAWARE CODE, RELATING TO LEGISLATIVE COUNCIL BY CORRECTING TECHNICAL ERRORS AND REMOVING OUTDATED PROVISIONS.

The privilege of the floor was extended to Earl McGinnes (Director of Research, Legislative Council) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 459 was taken up for consideration on motion of Senator Sharp:

HB 459 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO REAPPORTIONMENT OF STATE LEGISLATIVE DISTRICTS.

The privilege of the floor was extended to William Walls and Henry Ridgely (Senate Attorneys) after which the Bill was laid on the table on motion of Senator Sharp.

At 3:29 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:15 p.m., Senator Cordrey presiding.

The following legislation was introduced:

SB 496 - AN ACT AUTHORIZING THE TRANSFER OF GENERAL FUND POSITIONS FROM EXECUTIVE BRANCH AGENCIES TO THE STATE PERSONNEL OFFICE FOR PURPOSES OF PROVIDING EMPLOYMENT FOR QUALIFIED MENTALLY HANDICAPPED CITIZENS. Sponsors: Senators Holloway, Berndt; Representatives VanSant, Plant, Sills. Assigned to Labor and Industrial Relations Committee.

SB 497 - AN ACT TO AMEND CHAPTER 87, TITLE IV OF THE DELAWARE CODE RELATING TO THE KENT COUNTY PROTHONOTARY; AND PERMITTING THE KENT COUNTY LEVY COURT TO SET THE FEES FOR THE PROTHONOTARY. Sponsors: Senators Cook, Minner, Torbert, Vaughn, Zimmerman; Representatives Bennett, Clark, B. Ennis, Outten, Buckworth, Quillen. Assigned to Community Affairs Committee.

SB 498 - AN ACT TO AMEND CHAPTER 41 OF TITLE 9, DELAWARE CODE RELATING TO AUTHORIZING KENT COUNTY TO LEND CERTAIN UNAPPROPRIATED FUNDS TO SEWER DISTRICTS WITHIN THE COUNTY. Sponsors: Senators Cook, Minner, Torbert, Vaughn, Zimmerman; Representatives Bennett, Clark, B. Ennis, Outten, Buckworth, Quillen. Assigned to Community Affairs Committee.

SB 499 - AN ACT TO AMEND CHAPTER 9, TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF GILL NETS TO TAKE FISH AND THE USE OF FIXED GILL NETS, 200 FEET OR LESS, IN INTERNAL TIDAL WATERS OTHER THAN THE DELAWARE RIVER AND BAY. Sponsors: Senators Vaughn, Minner, Cook; Representatives West, B. Ennis. Laid on the table.

SB 500 - AN ACT TO AMEND CHAPTER 11, TITLE 5 OF THE DELAWARE CODE RELATING TO TAXATION OF NET EARNINGS OF BANKS, TRUST COMPANIES AND NATIONAL BANKS. Sponsor: Senator Vaughn. Assigned to Banking Committee.

SA 2 to SB 432. Sponsor: Senator Holloway. Placed with the Bill.

HB 389 - AN ACT TO AMEND CHAPTER 7, TITLE 4 OF THE DELAWARE CODE TO PERMIT LICENSES OF PACKAGE STORES TO SELL PRE-PACKAGED SNACK FOODS. Sponsor: Representative Quillen. Assigned to Administrative Services/Energy Committee.

HB 566 - AN ACT TO AMEND CHAPTER 23, TITLE 30 OF THE DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES AND FEES FOR TAXICAB OPERATORS. Sponsors: Representatives Dixon, D. Ennis, Jonkiet; Senator Adams. Assigned to Executive Committee.

HB 513 - AMEND CHAPTER 24, TITLE 3 OF THE DELAWARE CODE RELATING TO NOXIOUS WEED CONTROL BY THE DEPARTMENT OF TRANSPORTATION. Sponsors: Representatives Clark, Fallon, Jester. Assigned to Agriculture Committee.

HB 565 - AN ACT TO AMEND CHAPTER 1, TITLE 8 OF THE DELAWARE CODE RELATING TO THE DELAWARE GENERAL CORPORATION LAW. Sponsors: Representatives Dixon, Brady, Buckworth, Corrozi, Terry. Assigned to Judiciary Committee.

HB 567 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES, PERSONAL INJURY PROTECTION LIMITS FOR FUNERAL EXPENSE. Sponsors: Representatives Dixon, Barnes, D. Ennis, Jester, Outten, Roy, Spence, West; Senator Sharp. Assigned to Public Safety Committee.

HB 568 w HA 1 - AN ACT TO AMEND CHAPTER 25, TITLE 29, DELAWARE CODE, TO ALLOW THE DEPARTMENT OF JUSTICE TO REPRESENT STATE WITNESSES OR PERSONS WHO HAVE COOPERATED WITH ANY STATE INVESTIGATIVE AGENCY WHO ARE SUED AS A RESULT OF THEIR TESTIMONY OR COOPERATION WITH THE STATE. Sponsors: Representatives D. Ennis, Spence, Brady, Buckworth, Boykin, Quillen, Dixon, Barnes, VanSant, Fallon, Davis, Mack, Bunting, Jester, B. Ennis, Sills, Campanelli, Jonkiet, Clark; Senators McDowell, Citro, Knox, Berndt, Connor, Arnold, Bair, McBride. Assigned to Judiciary Committee.

HB 569 - AN ACT TO REINCORPORATE THE TOWN OF LAUREL. Sponsor: Representative Cordrey. Assigned to Community Affairs Committee.

HB 571 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 4 OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE COMPOSITION OF GRAND JURIES. Sponsor: Representative Terry. Assigned to Judiciary Committee.

HB 572 - AN ACT TO AMEND CHAPTER 23, TITLE 18 OF THE DELAWARE CODE RELATING TO POLITICAL CONTRIBUTIONS BY INSURERS. Sponsor: Representative Jonkiert. Assigned to Insurance/Elections Committee.

HB 579 - AN ACT TO AMEND CHAPTER 61, TITLE 7 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS UNDER THE UNDERWATER LANDS ACT. Sponsor: Representative Terry. Assigned to Natural Resources and Environmental Control Committee.

HB 580 - AN ACT TO AMEND CHAPTER 66, TITLE 7 OF THE DELAWARE CODE TO TRANSFER THE DUTIES OF THE WETLANDS APPEALS BOARD TO THE ENVIRONMENTAL APPEALS BOARD. Sponsor: Representative Terry. Assigned to Natural Resources and Environmental Control Committee

HB 599 - AN ACT TO AMEND CHAPTER 65, TITLE 29 OF THE DELAWARE CODE RELATING TO REVENUE ESTIMATES. Sponsors: Representatives Bennett, George, Petrilli, Dixon; Senators Cook, Cordrey and Berndt. Assigned to Finance Committee.

HB 606 - AN ACT TO AMEND CHAPTER 84, TITLE 11 OF THE DELAWARE CODE RELATING TO THE DELAWARE POLICE TRAINING PROGRAM. Sponsors: Representatives Bunting, Clark, B. Ennis, Outten, Terry. Assigned to Natural Resources and Environmental Control Committee.

HB 525 w HA 1 - AN ACT TO AMEND CHAPTER 29, TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE BROKERS AND SALESMEN. Sponsors: Representative Houghton and Senator McDowell. Assigned to Administrative Services/Energy Committee.

HB 556 w HA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTORCYCLE OPERATORS LEARNERS' PERMITS. Sponsors: Representative Ennis, Senator Torbert; Representatives Barnes, Davis, Houghton, Outten, Plant. Assigned to Public Safety Committee.

SS 3 for SB 89 - AN ACT TO AMEND CHAPTER 31, TITLE 14, DELAWARE CODE, AS IT RELATES TO STANDARDS FOR RESIDENTIAL SERVICES FOR AUTISTIC PERSONS AND JOB TRAINING AND PLACEMENT SERVICES FOR AUTISTIC PERSONS. Sponsors: Senators Holloway and Neal. Assigned to Health-Social Services/Aging Committee; re-assigned to Finance Committee.

SB 501 - AN ACT TO AMEND CHAPTER 88, TITLE 29, DELAWARE CODE, RELATING TO FLOOR SPACE FOR CERTAIN VETERANS' ORGANIZATIONS. Sponsor: Senator Sharp. Assigned to Community Affairs Committee.

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

STATE OF DELAWARE
EXECUTIVE DEPARTMENT, DOVER
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Philip A. Messina, R.D. 2, Box 2030, Middletown, Delaware 19709 to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of five years.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Jonathan P. Mick, R. D. #1, Box 431, Ellendale, Delaware, 19941, to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of four years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Clyde Roberts, Congress Street, Port Penn, Delaware 19731, to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of five year.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Andrew T. Manus, 129 Laurel Road, Millsboro, Delaware, 19966, to be appointed as Chairperson of the Advisory Council on Tidal Finfisheries to serve for a term of two years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Benjamin Burton Betts, Jr., R.D. #1, Box 482, Frederica, Delaware, 19946, to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of three years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Lloyd Cochran, R. D. #2, Box 243K, Lewes, Delaware, 19958, to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of three years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

STATE OF DELAWARE
Office of the Governor
June 6, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Philip R. English, Rt. #1, Box 89, Magnolia, Delaware, 19962, to be appointed as a member of the Advisory Council on Tidal Finfisheries to serve for a term of four years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

HB 91 w HA 1 was taken up for consideration on motion of Senator Sharp:
HB 91 w HA 1 - AN ACT TO AMEND CHAPTER 43, PART IV, TITLE 29 OF THE DELAWARE CODE RELATING TO NOTARIES PUBLIC; AND PROVIDING FOR A UNIFORM LAW ON NOTARIAL ACTS.

Senator Sharp yielded to Senator Connor to floor-manage the Bill.

At 4:30 p.m. Senator Vaughn presiding.

The roll call vote on HB 91 w HA 1 was taken and revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

At 4:35 p.m., Senator Cordrey presiding.

SB 365 was taken up for consideration on motion of Senator Vaughn:

SB 365 - AN ACT TO AMEND CHAPTER 11, TITLE 5 OF THE DELAWARE CODE RELATING TO THE TAXATION ON NET EARNINGS OF BANKS, TRUST COMPANIES AND NATIONAL BANKS.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Vaughn and the roll call vote taken which revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 365 w SA 1 was then taken and revealed 18 Senators voting YES, 1 (Bair) voting NO and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 4:40 p.m., Senator Vaughn presiding.

SB 420 was taken up for consideration on motion of Senator Holloway:

SB 420 - AN ACT TO AMEND CHAPTER 43, TITLE 31 OF THE DELAWARE CODE RELATING TO COMMISSIONERS OF THE WILMINGTON HOUSING AUTHORITY.

The privilege of the floor was extended to Clifford B. Hearn, Jr. (Wilmington Housing Authority) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 4:50 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 7, 1984.

The Senate reconvened at 2:07 p.m., June 7, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had adopted HCR 209, HCR 210, HCR 211, HCR 212, SCR 137, SCR 138, SCR 139, SCR 140.

The following legislation was introduced:

SB 502 - AN ACT TO AMEND CHAPTER 1, TITLE 23 OF THE DELAWARE CODE RELATING TO PILOTS. Sponsors: Senator Cordrey, Representative Wingate; Senators Berndt and Mirner; Representatives Barnes and Bunting. Assigned to Executive Committee.

SB 503 - AN ACT TO AMEND CHAPTER 52, TITLE 29, DELAWARE CODE, RELATING TO GROUP HEALTH CARE BENEFITS FOR STATE RETIREES COVERED BY MEDICARE. Sponsors: Senator Holloway, Representative George. Assigned to Health-Social Services/Aging Committee.

SA 3, SA 4, SA 5 to HB 290. Sponsor: Senator Holloway. Placed with the Bill.

At 2:10 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 38th Legislative Day.

38TH LEGISLATIVE DAY
June 7, 1984

The Senate convened at 2:10 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Adams.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SB 468 was taken up for consideration on motion of Senator Sharp:

SB 468 - AN ACT TO AMEND 28 DELAWARE CODE, CHAPTER 3 RELATING TO THE HOURS DURING WHICH RACING IS PERMITTED.

The privilege of the floor was extended to Bill Christmas representing Delaware Park after which the Bill was laid on the table on motion of Senator Cordrey.

Senator Cordrey introduced Irene Johnson (Consul General of Canada) and Carol Crime (Fiscal Officer of the Philadelphia Consulate) to the Senate.

SB 468 was lifted from the table for consideration on motion of Senator Sharp.

Senators Zimmerman, Littleton, Martin marked PRESENT.

The privilege of the floor was extended to Denis McGlynn, General Manager of Dover Downs.

Senators Connor, Citro and Bair marked PRESENT.

The roll call vote on SB 468 was then taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Holloway, Knox, Marshall, Martin, McDowell, Sharp, Vaughn - 12.

NO: Senators Adams, Cook, Cordrey, Littleton, McBride, Minner, Torbert, Zimmerman - 8.

NOT VOTING: Senator Neal - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 417 w HA 2 was taken up for consideration on motion of Senator Zimmerman:

HB 417 w HA 2 - AN ACT TO AMEND CHAPTER 17, TITLE 7, OF THE DELAWARE CODE RELATING TO PROHIBITION OF DOGS ON STATE COASTAL BEACHES.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Minner and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Dr. Vincent Lobo.

The 2 following communications were read and made part of this Journal at the request of Senator Zimmerman:

EYE PHYSICIANS AND SURGEONS, P.A.
1207 North Scott Street
Wilmington, Delaware 19806
May 16, 1984

Vincent Lobo, D. O.
13 Short Street
Harrington, DE. 19952

Dear Dr. Lobo:

In response to our phone conversation of May 16, 1984, I have seen a number of cases over the years of intraocular toxocariasis. This is a parasitic involvement of the interior of the eye due to the dog roundworm *Toxocara Canis*. The mechanism of the human eye problem is ingestion of eggs which are deposited in the excreta of the animal. The problem is a major one for children who play in sandboxes, etc., where dog feces may be deposited.

I hope this information will be helpful to you.

Sincerely,
Alvin Weiner, M.D.

WILMINGTON MEDICAL CENTER
DELAWARE DIVISION - P. O. Box 1668
Wilmington, Delaware 19899
May 21, 1984

Dr. Vincent Lobo, Jr.
13 Short Street
Harrington, DE 19952

Dear Vince:

I am writing you regarding House Bill #417 which deals with the prohibition of dogs on state coastal beaches. I think that this is a very important bill and essential for the health of the people of the State of Delaware as well as individuals who visit our beaches from outside of our state. Contamination of the beaches by dog feces and dog urine poses a serious threat to the health of individuals who visit the beaches and this health risk is particularly high in young children.

Children are particularly prone to crawling in the sand on the beach and risking contamination by the organisms that cause leptospirosis and toxocara (visceral larva migrans). These are the two most serious diseases that can result from animal soiling of the sand because these diseases are potentially fatal.

In addition, human beings are at risk of picking up other types of intestinal parasites and even heart worm infection if they are exposed to these organisms in the sand at beach sites.

I will be happy to cooperate in any way I can to have these laws enacted and enforced.

Sincerely yours,
William J. Holloway, M.D.
Director, Infectious Disease
Research Laboratory

The roll call vote on HB 417 w HA 2, SA 1 was then taken and revealed 17 Senators voting YES, 1 (Vaughn) NOT VOTING, and 3 (Bair, Knox, Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

SB 499 was lifted from the table for consideration under suspension of the necessary rules on motion of Senator Vaughn:

SB 499 - AN ACT TO AMEND CHAPTER 9, TITLE 7 OF THE DELAWARE CODE RELATING TO THE USE OF GILL NETS TO TAKE FISH AND THE USE OF FIXED GILL NETS, 200 FEET OR LESS, IN INTERNAL TIDAL WATERS OTHER THAN THE DELAWARE RIVER AND BAY.

SA 1 to the Bill was introduced and considered for adoption on motion of Senator Vaughn. The roll call vote on the Amendment was taken and revealed 17 Senators voting YES and 4 (Bair, Holloway, Knox, Zimmerman) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 499 w SA 1 was then taken and revealed 19 Senators voting YES and 2 (Bair and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 3:44 p.m. on motion of Senator Sharp the Senate recessed for Party Caucus and reconvened at 4:17 p.m., Senator Cordrey presiding.

The following Committee reports were announced:

From the Administrative Services/Energy Committee: SB 486 - 1 Favorable, 4 Merits; SB 487 - 1 Favorable, 4 Merits; SB 488 - 1 Favorable, 4 Merits; SB 490 - 1 Favorable, 4 Merits; SB 491 - 1 Favorable, 4 Merits; HB 197 - 5 Merits.

From the Public Safety Committee: HB 556 w HA 1 - 5 Merits; HB 567 - 5 Merits.

From the Agriculture Committee: SB 493 - 5 Merits; HB 513 - 5 Merits.

From the Executive Committee: SB 494 - 5 Merits; HB 566 - 5 Merits.

From the Community Affairs Committee: HB 569 - 3 Merits; SB 501 - 3 Merits; SB 498 - 3 Merits; SB 477 - 3 Merits; SB 495 - 3 Merits; SB 476 - 3 Merits; SB 497 - 3 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 578 and adopted HCR 213.

The following legislation was introduced:

SB 504 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE, RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS; CHAPTER 55, TITLE 30 OF THE DELAWARE CODE, RELATING TO PUBLIC UTILITIES TAXES; CHAPTER 50, TITLE 29 OF THE DELAWARE CODE, RELATING TO INDUSTRIAL TRAINING FOR ECONOMIC DEVELOPMENT; AND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Senator Marshall, Representative Gilligan; Representatives Sills, Campanelli, Oberle; Senator Bair. Assigned to Revenue and Taxation Committee.

SB 505 - AN ACT TO AMEND SUBCHAPTER VIII, CHAPTER 41, TITLE 21 OF THE DELAWARE CODE RELATING TO SPEED RESTRICTIONS TO PROVIDE LIMITATIONS UPON THE USE OF RADAR AND VASCAR. Sponsors: Senators Citro, Arnold, Marshall, McDowell, Sharp; Representatives Roy, Dixon, Hebner, Oberle, Spence, Boykin, Maroney. Assigned to Public Safety Committee.

SB 506 - AN ACT TO AMEND SUBCHAPTER II, TITLE 30 OF THE DELAWARE CODE RELATING TO CHILD CARE DEDUCTION FOR PERSONAL INCOME TAX PURPOSES OF RESIDENT INDIVIDUALS. Sponsors: Senators Minner, Holloway; Representative West.

SB 507 - AN ACT AMENDING SECTION 4013(A) CHAPTER 40, TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATION ON DAMAGES ARISING OUT OF COUNTY AND MUNICIPAL TORT CLAIMS. Sponsors: Senator Sharp; Representatives Dixon, Terry. Assigned to Judiciary Committee.

SB 508 - AN ACT TO AMEND CHAPTER 21, TITLE 14 OF THE DELAWARE CODE RELATING TO POWER OF SCHOOL DISTRICTS TO ISSUE BONDS. Sponsors: Senators Adams, Littleton; Representatives Fallon, Barnes, C. Cordrey. Assigned to Education Committee.

SB 509 - AN ACT TO AMEND CHAPTER 45, TITLE 21 OF THE DELAWARE CODE RELATING TO ISSUANCE OF MULTI-TRIP PERMITS. Sponsor: Senator Minner. Assigned to Highways and Transportation Committee.

SJR 14 - PROVIDING FOR THE ESTABLISHMENT OF AN AD HOC COMMITTEE TO RECOMMEND A COMPREHENSIVE PLAN IN ORDER TO MINIMIZE AND MITIGATE THE EFFECTS OF LEAKING UNDERGROUND STORAGE TANKS. Sponsors: Senators McDowell, Zimmerman, Bair, Berndt, Knox, Martin, Minner; Representatives Terry, Barnes, Meconi, Smith, Soles, Spence, VanSant. Assigned to Administrative Services/Energy Committee.

HB 578 - AN ACT TO AMEND ARTICLE 9, SUBTITLE I, TITLE 6 OF THE DELAWARE CODE RELATING TO SECURITY INTERESTS. Sponsors: Representatives B. Ennis, Barnes, Clark, Clendaniel, Outten, Roy, West; Senators Torbert, Vaughn. Assigned to Banking Committee.

SA 2 to SB 408. Sponsor: Senator McDowell. Placed with the Bill.

SA 2 to SB 449. Sponsor: Senator McDowell. Placed with the Bill.

SA 3 to SB 449. Sponsor: Senator Neal. Placed with the Bill.

SA 1 to SB 436. Sponsors: Senators Adams, Cook. Placed with the Bill.

SA 1 to HB 572. Sponsor: Senator McDowell. Placed with the Bill.

SENATE CONSENT CALENDAR #19 was taken up for consideration on motion of Senator Minner. The Consent Calendar consisted of the following:

SCR 141 - CONGRATULATING THE NEWARK HIGH SCHOOL YELLOWJACKETS BASEBALL TEAM ON WINNING THE 1984 STATE CHAMPIONSHIP. Sponsors: Senators Neal, Martin, Arnold; Representatives Soles, Anderson, Petrilli, Roy, Meconi, Oberle, Buckworth.

SCR 142 - REQUESTING THE INSURANCE COMMISSIONER TO DEVELOP BASIC READABILITY REGULATIONS FOR LIFE AND HEALTH INSURANCE POLICIES. Sponsors: Senators Bair, McDowell; Representatives Soles, D. Ennis.

SCR 143 - CONGRATULATING JOHN FISHER AND HOWARD READ FOR BEING SELECTED AS AWARD WINNERS BY THE DELAWARE MUSIC EDUCATORS ASSOCIATION. Sponsors: Senators Bair, Cordrey, Neal, Connor, McBride; Representatives Free, Fallon, Jester, Soles, Mack, Spence, Houghton.

SCR 144 - COMMENDING AND CONGRATULATING THE DELAWARE STATE FUNERAL DIRECTOR'S ASSOCIATION FOR THEIR PERFORMANCE IN THE BEST PUBLIC INTEREST AND THEIR COMMITMENT TO COMPLY WITH AND SUPPORT THE FEDERAL TRADE COMMISSIONS "RULE FOR FUNERAL PRACTITIONERS." Sponsors: Senators Bair, Cordrey, Minner, Knox, Cook, McBride, Connor; Representatives Hebner, Brady, Jester, Terry.

SCR 145 - EXPRESSING CONDOLENCES UPON LEARNING OF THE DEATH OF JAMES J. DEPUTY, FORMER COMPTROLLER AND SECRETARY OF THE DELAWARE HIGHWAY DEPARTMENT. Sponsors: Senator Minner; Representative Clendaniel.

HCR 209 - THANKING A. RODNEY DANIELS, BAND DIRECTOR FOR THE SMYRNA SCHOOL DISTRICT, WHO IS RETIRING AFTER 28 YEARS OF INSPIRATIONAL LEADERSHIP. Sponsors: Representatives B. Ennis, Clark, Jester; Senators Cook, Vaughn.

HCR 210 - MOURNING THE DEATH OF FORMER DELAWARE HIGHWAY DEPARTMENT COMPTROLLER AND SECRETARY JAMES J. DEPUTY OF MILFORD, DELAWARE. Sponsor: Representatives VanSant, Bennett.

HCR 211 - COMMENDING APPQUINIMINK SCHOOL BOARD PRESIDENT JOHN E. PICKETT OF ODESSA FOR 19 YEARS OF DEDICATED SERVICE TO THE PEOPLE OF THE STATE OF DELAWARE, AND HONORING HIM UPON HIS RETIREMENT FROM THE BOARD ON JULY 1, 1984. Sponsors: Representative Jester; Senator Vaughn.

HCR 212 - SUPPORTING THE DESIGNATION OF AUGUST 18, 1984, AS NATIONAL VOLUNTEER FIREFIGHTER RECOGNITION DAY. Sponsors: Representatives B. Ennis, Barnes, Clark, Davis, Gilligan, Jester, Outten, Spence, Terry, Bennett; Senators Torbert, Cook, McBride, Minner, Vaughn, Zimmerman.

HCR 213 - COMMENDING WALTER H. WRIGHT OF HOLLY OAK FOR HIS DEDICATED COMMUNITY SERVICE IN THE CLAYMONT AREA AND HIS WORTHWHILE CONTRIBUTIONS TO SENIOR CITIZENS PROGRAMS THROUGHOUT THE STATE. Sponsors: Representatives Brady, D. Ennis, Hebner, Smith; Senator Bair, Berndt.

SR 153 - WISHING A SPEEDY RECOVERY TO TED STEGURA. Sponsors: Senators Arnold, Knox, Bair, Berndt, Citro, Connor, Littleton, Neal.

The roll call vote on the Consent Calendar was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the House Concurrent Resolutions were declared adopted by the Senate and returned to the House, the Senate Concurrent Resolutions were declared adopted and sent to the House for consideration and the Senate Resolution was declared adopted.

At 4:35 p.m., Lt. Governor Castle presiding.

SR 154 was introduced and considered for adoption on motion of Senator Sharp:

SR 154 - CONGRATULATING MICHELE K. DEMATTEIS UPON HER SELECTION AS MISS DELAWARE TEEN-AGER FOR 1984 AND WISHING HER THE BEST OF LUCK IN REPRESENTING OUR STATE IN THE NATIONAL COMPETITION IN AUGUST. Sponsor: Senator Sharp.

Michele DeMatteis was introduced to the Senate by Senator Sharp after which the roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

SB 449 was taken up for consideration on motion of Senator McDowell.

SB 449 - AN ACT TO AMEND PART I, TITLE 31 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF THE DELAWARE CHILDREN'S TRUST FUND; TO ESTABLISH A BOARD OF DIRECTORS, AND TO PROVIDE THE POWERS AND DUTIES OF THE BOARD OF DIRECTORS.

SA 1 to the Bill which was placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

SA 2 to the Bill which had been placed with the Bill was laid on the table on motion of Senator McDowell.

SA 3 to the Bill which had been placed with the Bill was laid on the table on motion of Senator Neal.

SA 4 to the Bill was introduced by Senator McDowell and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed:

YES: Senators Adams, Arnold, Connor, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senator Berndt - 1.

ABSENT: Senators Bair, Citro, Knox - 3.

Therefore, the Amendment was declared adopted.

SB 449 w SA 1, 4 was then laid on the table on motion of Senator McDowell.

Senator Connor was added as co-sponsor of SB 467 at his request.

At 5:12 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 12, 1984.

The Senate reconvened at 3:20 p.m., June 12, 1984, Senator Cordrey presiding.

The following Committee reports were announced:

From the Administrative Services/Energy Committee: SB 416 - 6 Merits; SB 489 - 1 Favorable, 4 Merits; SJR 14 - 2 Favorable, 2 Merits.

The following legislation was introduced:

SB 510 - AN ACT TO AMEND PART II, TITLE 16 OF THE DELAWARE CODE TO PROVIDE FOR A NO-SMOKING IN SPECIFIED PUBLIC PLACES ACT. Sponsors: Senators Holloway, McDowell, Bair; Representatives Free, VanSant. Assigned to Health-Social Services/Aging Committee.

SB 511 - AN ACT TO AMEND CHAPTERS 1, 4, AND 21, TITLE 21 OF THE DELAWARE CODE AUTHORIZING THE SECRETARY OF PUBLIC SAFETY TO ASSESS FEES, PERMITS OR TAXES ON MOTOR VEHICLES FROM OTHER STATES WHICH IMPOSE EXTRA FEES, PERMITS OR TAXES ON DELAWARE REGISTERED VEHICLES. Sponsors: Senators Minner, Torbert; Representative B. Ennis. Assigned to Public Safety Committee.

SB 512 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID. Sponsors: Senators Cook, Berndt, Holloway, McBride, Neal, Vaughn; Representatives Bennett, Corrozi, Meconi, Petrilli, Soles, Wingate. Assigned to Finance Committee.

SA 1 to SB 473. Sponsor: Senator Vaughn. Placed with the Bill.

At 3:22 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 39th Legislative Day.

39TH LEGISLATIVE DAY June 12, 1984

The Senate convened at 3:22 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senator Littleton marked PRESENT.

The Secretary announced that a message from the House informed the Senate that it had passed SB 499 w SA 1 and SB 468.

Legislative Advisory #32 received from the Office of the Counsel to the Governor was read which informed the Senate of the Governor's action on passed legislation as follows: On June 4, 1984 the Governor signed HB 550 (Volume 64, Chapter 267, Laws of Delaware), HB 497 w HA 1, 2 (Volume 64, Chapter 268, Laws of Delaware); On June 5, the Governor signed HB 144 w HA 1 (Volume 64, Chapter 269, Laws of Delaware), HB 157 w HA 1, 2 (Volume 64, Chapter 270, Laws of Delaware), HB 209 (Volume 64, Chapter 271, Laws of Delaware), SB 36 w HA 2 (Volume 64, Chapter 272, Laws of Delaware), SB 354 w SA 1 (Volume 64, Chapter 273, Laws of Delaware), SB 369 (Volume 64, Chapter 274, Laws of Delaware).

The following communication was read:

UNITED STATES SENATE
Office of the Secretary
Washington, D. C. 20510
June 4, 1984

The Honorable Betty Jean Caniford
Secretary of the Senate
Delaware State Senate
Legislative Hall, Dover, Delaware 19901

Dear Madam Secretary:

Receipt is acknowledged of Senate Concurrent Resolution No. 134 adopted by The Senate and The House of Representatives of the 132nd General Assembly of the State of Delaware.

This Resolution will be presented to the United States Senate.

Sincerely,
William F. Hildenbrand
Secretary

* * * * *

Senator McBride marked PRESENT.

HB 385 w HA 1, 2, 3, 4 was taken up for consideration on motion of Senator McBride:

HB 385 w HA 1, 2, 3, 4 - AN ACT TO AMEND TITLE 14, CHAPTER 10 OF THE DELAWARE CODE TO PROVIDE FOR INDEMNITY OF MEMBERS OF SCHOOL BOARDS OF EDUCATION AND CERTAIN EMPLOYEES OF THOSE BOARDS AGAINST DAMAGES, LOSSES AND EXPENSES OF DEFENSE OF CIVIL ACTION.

The privilege of the floor was extended to Dr. Edward W. Goate (Capital School District) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 390 was taken up for consideration on motion of Senator Knox:

SB 390 - AN ACT TO AMEND TITLE 24, CHAPTER 17, SUBCHAPTER IX OF THE DELAWARE CODE RELATING TO INTERFERENCE WITH LAWFUL TERMINATIONS OF HUMAN PREGNANCY

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Knox and the roll call vote taken which revealed 20 Senators voting YES and 1 (Marshall) voting NO; therefore, the Amendment was declared adopted.

During discussion of the Bill the privilege of the floor was extended to Kathy Connor (Delaware Women's Health Organization), Penny Coon (Reproduction Care Center, Ltd.), Henry Ridgely (Senate Attorney), John Grady, (The Life Care Center, Inc.) and Patricia Balaguer (Sidewalk Pickers, Wilmington).

At 3:58 p.m., Senator Sharp presiding.

At 3:59 p.m., Lt. Governor Castle presiding.

The Senate recessed from 5:22 p.m to 5:25 p.m for change of Tape.

The roll call vote on SB 390 w SA 1 was then taken and revealed:

YES: Senators Bair, Berndt, Cook, Cordrey, Holloway, Knox, McBride, Neal - 8.

NO: Senators Adams, Arnold, Citro, Connor, Littleton, Marshall, Martin, McDowell, Minner, Sharp, Torbert, Zimmerman - 12.

NOT VOTING: Senator Vaughn - 1.

Therefore, the Bill was declared defeated.

At 5:49 p.m. on motion of Senator Cordrey, the Senate recessed until 2:00 p.m., June 13, 1984.

The Senate reconvened at 2:15 p.m., June 13, 1984, Senator Cordrey presiding.

The following Committee reports were announced:

From the Revenue and Taxation Committee: SB 465 - 4 Merits; SB 466 - 4 Merits; SB 474 - 4 Merits; SB 471 - 4 Merits; SB 403 - 4 Merits; SB 463 - 4 Merits; SB 464 - 4 Merits; SB 483 - 4 Merits.

The following legislation was introduced:

SB 513 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, TO PROVIDE FOR THE RECRUITING, TRAINING AND SUPPORTING OF PROFESSIONAL EDUCATORS IN ORDER TO ENSURE THE AVAILABILITY OF SUCH EDUCATORS FOR CRITICAL CURRICULAR AREAS
Sponsors: Senator Cook, Representative Bennett, Senator Bair, Representatives Anderson, Bunting, Campanelli, Clark, Clendaniel, C. Cordrey, Dixon, Fallon, Free, Gilligan, Jester, Jonkier, Outten, Plant, Roy, Sills, Soles, Wingate; Senators Connor, Knox, McBride, Neal, Torbert, Zimmerman. Assigned to Education Committee.

SB 514 - AN ACT TO AMEND CHAPTERS 27, 42, AND 83, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE, RENEWAL, SUSPENSION OR REVOCATION OF DRIVER'S LICENSES. Sponsors: Senator Torbert, Representative B. Ennis. Assigned to Public Safety Committee.

SB 515 - AN ACT TO AMEND CHAPTERS 3, 21, 23, 25, 27, 63, AND 80, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION, TITLING AND LIENING OF MOTOR VEHICLES AND TO THE TRANSFER OF REGISTRATIONS AND TITLES OF, AND LIENS ON, MOTOR VEHICLES. Sponsors: Senator Torbert, Representative D. Ennis. Assigned to Public Safety Committee.

SB 516 - AN ACT TO AMEND TITLE 29, §5933 OF THE DELAWARE CODE RELATING TO DIVISION OF STATE POLICE EMPLOYEES BENEFITS WHILE QUALIFIED FOR WORKERS COMPENSATION. Sponsors: Senators Adams, Vaughn, Zimmerman, Torbert, Minner; Representatives Dixon, VanSant. C. Cordrey. Assigned to Labor and Industrial Relations Committee, reassigned to Insurance and Elections Committee.

SB 517 - AN ACT TO AMEND CHAPTER 5, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES INVOLVING THE USE OF COMPUTERS AND DATABASES. Sponsor: Senator Bair. Assigned to Corrections Committee.

SA 1 to SB 434. Sponsor: Senator Vaughn. Placed with the Bill.

SA 2 to SB 434. Sponsors: Senators Vaughn, Sharp. Placed with the Bill.

SJR 15 - DESIGNATING THE MONTH OF AUGUST 1984 AS POLISH-AMERICAN HERITAGE MONTH HERE IN DELAWARE AND RECOGNIZING THE MANY IMPORTANT CONTRIBUTIONS MADE BY POLISH-AMERICANS TO OUR STATE AND NATION. Sponsors: Senator Marshall, Representative Jonkiert. Assigned to Executive Committee.

The Secretary announced that a message from the House informed the Senate that it had passed **HB 657 w HA 1**; **HB 315 w HA 1, 2**; **HB 340**; **HB 636 w HA 1**; **SB 401**; **HB 526 w HA 1**; **HB 625**; **HB 421 w HA 1**; **HB 570**.

The following legislation was introduced:

HB 315 w HA 1, 2 - AN ACT TO AMEND CHAPTER 100, TITLE 29 OF THE DELAWARE CODE TO PROVIDE PENALTIES FOR VIOLATIONS OF THE FREEDOM OF INFORMATION LAW. Sponsor: Representative Clendaniel. Assigned to Executive Committee.

HB 340 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE PROHIBITING THE GOVERNOR FROM MAKING AMENDMENTS OR ALTERATIONS TO ITEMS OF APPROPRIATIONS. Sponsors: Representatives Jonkiert, Anderson, Meconi; Senator Marshall. Assigned to Executive Committee.

HB 421 w HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF TAXICAB ENDORSEMENTS ON DRIVER LICENSES. Sponsors: Representatives Free, Fallon, Soles, Davis, B. Ennis, Bennett, Boykin. Assigned to Public Safety Committee.

HB 526 w HA 1 - AN ACT TO AMEND CHAPTER 82, TITLE 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF PUBLIC SAFETY. Sponsors: Representative Houghton and Senator McDowell. Assigned to Public Safety Committee.

HB 570 - AN ACT TO AMEND CHAPTER 63, TITLE 18 OF THE DELAWARE CODE RELATING TO NON-PROFIT HEALTH SERVICE CORPORATIONS, AND PROVIDING FOR A STANDARD FORM FINANCIAL STATEMENT TO BE FILED BY SUCH CORPORATIONS ON AN ANNUAL BASIS. Sponsors: Representatives Dixon, D. Ennis. Assigned to Insurance and Elections Committee.

HB 625 - AN ACT TO AMEND CHAPTER 11, TITLE 22 AND CHAPTER 80, PART V, TITLE 9 OF THE DELAWARE CODE RELATING TO TRUTH IN TAXATION BY REQUIRING THE CALCULATION AND PUBLICATION OF ROLLED-BACK TAX RATES AND THE PERCENTAGE INCREASE BY WHICH A NEW TAX RATE TO BE LEVIED EXCEEDS THE ROLLED-BACK RATE UPON TOTAL REASSESSMENT OF TAXABLE PROPERTIES WITHIN MUNICIPAL CORPORATIONS OR COUNTIES. Sponsor: Representative George. Assigned to Revenue and Taxation Committee.

HB 636 w HA 1 - AN ACT TO AMEND CHAPTER 9, TITLE 3 OF THE DELAWARE CODE RELATING TO AGRICULTURAL LANDS PRESERVATION. Sponsors: Representatives Clark, Fallon, Jester; Senator Adams. Assigned to Agriculture Committee.

HB 657 w HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 18 OF THE DELAWARE CODE, BY DEFINING UNOCCUPIED FOR PURPOSES OF FIRE PROTECTION INSURANCE. Sponsors: Representatives West, Dixon, Buckworth. Assigned to Insurance and Elections Committee.

SR 155 was introduced and considered for adoption on motion of Senator Neal:

SR 155 - COMMENDING CHARLES F. EASTMAN ON ACHIEVING FIFTY YEARS OF SERVICE TO LOCAL TROOPS OF THE BOY SCOUTS OF AMERICA. Sponsor: Senator Neal.

The roll call vote on the Resolution was taken and revealed 17 Senators voting YES and 4 (Connor, Holloway, Littleton, Zimmerman) ABSENT; therefore, the Resolution was declared adopted.

SR 156 was introduced and considered for adoption on motion of Senator Neal:

SR 156 - CONGRATULATING JEFFREY RAYMOND WOLTERS OF NEWARK ON WINNING A SCHOLARSHIP IN THE DELAWARE HERITAGE COMMISSION CONSTITUTIONAL PROGRAM. Sponsor: Senator Neal.

The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Connor, Holloway, Zimmerman) ABSENT; therefore, the Resolution was declared adopted.

SCR 147 was introduced and considered for adoption on motion of Senator McDowell:

SCR 147 - CHANGING THE DATE FOR WHICH THE PUBLIC RAIL TRANSPORTATION TASK FORCE HAS TO REPORT ITS FINDINGS TO THE GENERAL ASSEMBLY. Sponsor: Senator McDowell.

The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Connor, Holloway, Zimmerman) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

At 2:32 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 40th Legislative Day.

40TH LEGISLATIVE DAY
June 13, 1984

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

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

The following Committee reports were announced:

From the Public Safety Committee: SB 505 - 2 Favorable, 2 Merits; SB 511 - 2 Favorable, 3 Merits.

HB 449 was lifted from the table for consideration on motion of Senator Citro.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) and Representative Barnes.

At 3:43 p.m., Lt. Governor Castle presiding.

Senators Holloway and Zimmerman marked PRESENT.

The roll call vote on HB 449 was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 435 was taken up for consideration on motion of Senator Berndt:

SB 435 - AN ACT TO AMEND CHAPTER 55, TITLE 16 OF THE DELAWARE CODE RELATING TO ELECTIVE MEDICAL PROCEDURES FOR MENTALLY RETARDED PERSONS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 458 was taken up for consideration on motion of Senator Zimmerman:

SB 458 - AN ACT TO AMEND CHAPTER 282 OF VOLUME 21 OF THE LAWS OF DELAWARE RELATING TO THE TOWN OF LEIPSIK BY PROVIDING FOR AN INCREASE IN THE LIMIT OF TAXATION.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (McBride) voting NO and 2 (Connor and Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 472 was taken up for consideration on motion of Senator Minner:

SB 472 - AN ACT TO AMEND CHAPTER 215, VOLUME 64, LAWS OF DELAWARE, BEING AN "AN ACT TO RE-INCORPORATE THE CITY OF HARRINGTON" RELATING TO THE CONDUCT OF COUNCIL MEETINGS.

The roll call vote on the Bill was taken and revealed 17 Senators voting YES, 2 (Arnold and Neal) voting NO and 2 (Connor and Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 484 w HA 1 was taken up for consideration on motion of Senator Minner:

HB 484 w HA 1 - AN ACT TO AMEND CHAPTER 3, TITLE 22 OF THE DELAWARE CODE RELATING TO BOARDS OF ADJUSTMENT.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES and 3 (Connor, Holloway and Martin) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 479 was taken up for consideration on motion of Senator Cordrey:

SB 479 - AN ACT TO ALLOW FOR THE EXCHANGE OF LANDS LOCATED IN BALTIMORE HUNDRED, SUSSEX COUNTY, DELAWARE, BETWEEN THE STATE OF DELAWARE AND EVA M. WILLIAMS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 482 was taken up for consideration on motion of Senator Cordrey:

SB 482 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION TO REIMBURSE A RETIRED CORRECTIONAL OFFICER FOR PAYMENT OF A JUDGMENT RENDERED AGAINST HIM IN THE UNITED STATES DISTRICT COURT.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Connor and Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 475 was taken up for consideration on motion of Senator Vaughn:

SB 475 - AN ACT AMENDING §6606, TITLE 16 DELAWARE CODE RELATING TO THE POWERS OF THE STATE FIRE MARSHAL.

Senator Connor marked PRESENT.

The roll call vote on the Bill was taken and revealed:
YES: Senators Adams, Berndt, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 15.

NO: Senators Bair, Connor, Neal - 3.

NOT VOTING: Senators Arnold, Citro, Knox - 3.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 481 was taken up for consideration on motion of Senator Vaughn:

SB 481 - AN ACT TO AMEND CHAPTER 83, TITLE 29, DELAWARE CODE, RELATING TO JUDICIAL REVIEW OF DECISIONS OF THE BOARD OF PENSION TRUSTEES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 519 was taken up for consideration on motion of Senator Torbert:

HB 519 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE INFORMATION ON DRIVER LICENSES.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HS 1 for HB 420 w HA 1, 2 was taken up for consideration on motion of Senator Sharp:

HS 1 for HB 420 w HA 1, 2 - AN ACT TO AMEND CHAPTER 31, TITLE 15 OF THE DELAWARE CODE TO PROVIDE FOR NOMINATING CONVENTIONS FOR STATEWIDE ELECTIVE OFFICES.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Zimmerman.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Zimmerman and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Knox, Littleton, Marshall, Minner, Neal, Torbert, Vaughn, Zimmerman - 15.

NO: Senators Cordrey, Martin, McBride, McDowell, Sharp - 5.

NOT VOTING: Senator Holloway - 1.

Therefore, the Amendment was declared adopted.

The roll call vote on HS 1 for HB 420 w HA 1, 2, SA 2 was then taken and revealed:

YES: Senators Adams, Berndt, Citro, Cordrey, Littleton, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 11.

NO: Senators Arnold, Bair, Connor, Cook, Holloway, Knox, Marshall, Martin, McBride, McDowell - 10.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

On motion of Senator Zimmerman the roll call vote on SB 391 w SA 1, 5 was lifted; however, before being announced the roll call was again tabled on further motion of the Senator.

SB 493 was taken up for consideration on motion of Senator Adams:

SB 493 - AN ACT TO AMEND CHAPTER 23, TITLE 3, DELAWARE CODE, RELATING TO THE TRIMMING OF DIVISION HEDGES AND CUTTING OF CANADA THISTLE BY STRIKING SAME.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, and 2 (Citro and Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 4:00 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:45 p.m., Lt. Governor Castle presiding.

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

STATE OF DELAWARE
Office of the Governor
June 12, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Earp F. Jennings, Jr., Rt. 4, Box 250 B-5-A, Hockessin, Delaware, 19707, to be reappointed as a member of the Board of Trustees of the Delaware Solid Waste Authority for a term of three years to expire June 26, 1986.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 12, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Gloria Upshur Crosse, 700 West Twenty-Ninth Street, Wilmington, Delaware 19802, to serve as a member of the State Personnel Commission, filling the unexpired term of Lozelle DeLuz, resigned. Term to expire June 10, 1985.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 12, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Jeannette Clayton Gebhart, P. O. Box 413, (50 East 4th Street), New Castle, Delaware, 19720, to be appointed as a member of the Unemployment Insurance Appeals Board to fill the unexpired term of Walter A. Gebhart, deceased. Term to expire May 20, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 12, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Raymond K. Arzinger, 1 Bridle Brook Lane, Covered Bridge Farms, Newark, Delaware 19711, to be appointed as a member of the Board of Trustees of the University of Delaware for a term of six years, replacing Preston C. Townsend, deceased.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 12, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William H. McFadden, 39 S. Bradford Street, Dover, Delaware, 19901, to be reappointed as a member of the State Personnel Commission for a term of three years to expire June 30, 1987.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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The following legislation was introduced:

SB 518 - AN ACT TO AMEND CHAPTER 94, TITLE 16 OF THE DELAWARE CODE RELATING TO THE PROVISION OF STAFF SERVICES TO THE ADVISORY COUNCIL FOR THE COORDINATION OF SERVICES TO THE HANDICAPPED AND TO THE COUNCIL ON DEAF EQUALITY, ONE OF ITS CONSTITUENT ORGANIZATION MEMBERS. Sponsor: Senator Sharp. Assigned to Health-Social Services/Aging Committee.

SB 519 - AN ACT TO AMEND TITLE 10, TITLE 13, TITLE 16, TITLE 29 AND TITLE 31 OF THE DELAWARE CODE RELATING TO THE PRESENT DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES; AND PROVIDING A NEW NAME FOR SAID DEPARTMENT AND A NEW NAME FOR THE SAID DEPARTMENT'S ADVISORY COUNCIL. Sponsors: Senators McDowell, Bair, Marshall, Vaughn, Connor. Assigned to Health-Social Services/Aging Committee.

SB 520 - AN ACT AWARDING SPECIAL PENSION BENEFITS TO RUTH E. HAGGERTY; APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsors: Senators Cook, Minner, Zimmerman, Berndt; Representatives Gilligan, Terry, Bennett. Assigned to Finance Committee.

SB 521 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, §1703 (i), RELATING TO THE CALCULATION OF VOCATIONAL UNITS FOR STUDENTS ATTENDING SHARED-TIME VOCATIONAL-TECHNICAL SCHOOLS. Sponsors: Senators Adams, Cordrey, Cook, McBride, Minner; Representatives Clendaniel, Barnes, West, Fallon, C. Cordrey. Assigned to Finance Committee.

SB 494 was taken up for consideration on motion of Senator Adams:

SB 494 - AN ACT TO AMEND CHAPTER 59, TITLE 29, SECTION 5903 (17) RELATING TO THE TERM OF EMPLOYMENT OF TEMPORARY, CASUAL AND SEASONAL EMPLOYEES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 476 was taken up for consideration on motion of Senator Minner:

SB 476 - AN ACT AUTHORIZING THE SUSSEX COUNTY COUNCIL TO AWARD A PENSION BENEFIT TO FORMER SPECIFIC EMPLOYEES.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 495 was taken up for consideration on motion of Senator Cordrey:

SB 495 - AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVING IT AUTHORITY TO ISSUE BONDS", RELATING TO THE POWER OF THE TOWN TO BORROW MONEY AND ISSUE BONDS, AND FURTHER RELATING TO THE AUTHORITY OF THE TOWN COMMISSIONERS TO ANNEX ADDITIONAL TERRITORY ADJOINING THE CORPORATE LIMITS OF THE TOWN.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 449 w SA 1, 4 was lifted from the table for consideration on motion of Senator McDowell and the roll call vote taken which revealed:

YES: Senators Adams, Citro, Connor, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 16.

NO: Senators Arnold, Neal - 2.

NOT VOTING: Senators Bair, Berndt, Knox - 3.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Cordrey introduced to the Senate Alan V. Sokolow and Representative George J. Pott of the Council of State of Pennsylvania.

The following legislation was introduced:

SA 2, SA 3 and SA 4 to SB 436. Sponsors: Senator Holloway, Representative Davis. Placed with the Bill.

SA 1 to SB 460. Sponsor: Senator McDowell. Placed with the Bill.

SA 3 to SB 449 was stricken at the request of the sponsor, Senator Neal.

SA 2 to SB 317. Sponsor: Senator Holloway. Placed with the Bill.

SCR 146 was introduced and considered for adoption on motion of Senator Connor:

SCR 146 - COMMENDING JOSEPH B. SCHULZE AND PAUL T. PTAKE, TWO DELAWAREANS WHO PARTICIPATED IN THE NATIONAL CEREMONIES FOR THE UNKNOWN SOLDIER AT ARLINGTON NATIONAL CEMETERY ON MAY 28, 1984. Sponsors: Senator Connor; Representatives Mack, Houghton.

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

SCR 148 was introduced and laid on the table on motion of Senator McBride:

SCR 148 - OBSERVING FLAG DAY TODAY, JUNE 14, 1984. Sponsors: Senator McBride; All Senators; All Representatives.

SCR 149 was introduced and considered for adoption on motion of Senator Marshall:

SCR 149 - EXPRESSING SUPPORT OF DELAWARE'S UKRAINIAN COMMUNITY IN COMMEMORATING THE 51ST ANNIVERSARY OF THE GREAT FAMINE IN UKRAINE. Sponsors: Senator Marshall, Representative Jonkiert.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SA 2 to SB 449 was stricken at the request of the sponsor, Senator McDowell.

The following legislation was introduced:

SA 1 to SB 505. Sponsors: Senators Torbert, Cook, Minner, Vaughn. Placed with the Bill.

SA 1 HB 555. Sponsor: Senator Zimmerman. Placed with the Bill.

SA 5 to SB 436. Sponsors: Senator Holloway, Representative Davis. Placed with the Bill.

SA 1 to SS 3 for SB 89. Sponsor: Senator Neal. Placed with the Bill.

SA 2 to SB 505. Sponsor: Senator Cordrey. Placed with the Bill.

SB 477 was stricken at the request of the sponsor, Senator Cordrey.

SB 57 was stricken at the request of the sponsor, Senator Bair.

At 5:28 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 14, 1984.

The Senate reconvened at 2:10 p.m., June 14, 1984, Senator Cordrey presiding.

The following legislation was introduced:

HS 1 for HB 486 w HA 1, 2, 4, 5, 6 - AN ACT TO AMEND TITLE 24 CHAPTER 7 OF THE DELAWARE CODE RELATING TO CHIROPRACTIC, AND PROVIDING FOR A BOARD OF CHIROPRACTIC, AND AMENDING TITLE 29, CHAPTER 101 ADDING THE BOARD OF CHIROPRACTIC TO THE ADMINISTRATIVE PROCEDURES ACT. Sponsors: Representatives VanSant, Dixon, Gilligan, Clendaniel, B. Ennis, D. Brady, Clark, Plant, Anderson, West, C. Cordrey, Roy, Corrozi, Spence, Boykin, Buckworth, Quillen, Barnes, Petrilli; Senators Cook, Vaughn, McBride, Citro, Torbert, Holloway, Minner, Arnold. Assigned to Administrative Services/Energy Committee.

SA 2 to SB 473. Sponsor: Senator Vaughn. Placed with the Bill.

SA 3 to SB 505. Sponsor: Senator Citro. Placed with the Bill.

HB 468 - AN ACT TO AMEND CHAPTER 11, TITLE 30 OF THE DELAWARE CODE TO EXEMPT BENEFITS RECEIVED UNDER THE FEDERAL RAILROAD RETIREMENT ACT FROM DELAWARE PERSONAL INCOME TAX. Sponsor: Representative Campanelli. Assigned to Revenue and Taxation Committee.

HB 582 - AN ACT TO AMEND CHAPTER 62, TITLE 7 OF THE DELAWARE CODE RELATING TO LIABILITY AND FINANCIAL RESPONSIBILITY OF VESSELS AND FACILITIES INVOLVED IN THE TRANSPORTATION, STORAGE OR TRANSFER OF OIL AND RELATED PETROLEUM PRODUCTS. Sponsor: Representative Smith. Assigned to Natural Resources and Environmental Control Committee.

HB 597 w HA 1 - AN ACT TO AMEND CHAPTER 60, TITLE 7, DELAWARE CODE, RELATING TO THE OBLIGATION OF PERSONS WHO POLLUTE WATER SUPPLIES. Sponsors: Representatives Mack, Terry, Oberle, Brady, VanSant, Davis, C. Cordrey, Dixon, Barnes, Bunting, Houghton, D. Ennis, Smith, Jester, Spence; Senators Vaughn, Connor. Assigned to Natural Resources and Environmental Control Committee.

HB 602 w HA 2 - AN ACT TO AMEND CHAPTER 51, PART V, TITLE 29 OF THE DELAWARE CODE RELATING TO ADOPTION LEAVE FOR STATE EMPLOYEES. Sponsors: Representatives VanSant, Campanelli, Dixon, Jonkiert. Assigned to Health-Social Services/Aging Committee.

HB 609 - AN ACT TO AMEND CHAPTER 45, PART V, TITLE 12 OF THE DELAWARE CODE RELATING TO FIDUCIARY RELATIONS; AND PROVIDING FOR A UNIFORM TRANSFERS TO MINORS ACT. Sponsors: Representatives Bunting, Jonkiert, Barnes; Senators Minner, McBride, Connor. Assigned to Judiciary Committee.

HB 656 - AN ACT TO AMEND CHAPTER 60, TITLE 7 AND CHAPTER 1, TITLE 16 OF THE DELAWARE CODE RELATING TO SEWAGE SYSTEM CLEANSERS, ADDITIVES AND INSPECTIONS OF DRINKING WATER. Sponsor: Representative Terry. Assigned to Natural Resources and Environmental Control Committee.

HJR 22 - EXTENDING THE DEADLINE FOR THE PRISON INDUSTRY TASK FORCE TO FILE A PROGRESS REPORT ON ITS EFFORTS TO LOCATE SMALL INDUSTRIES WHICH CAN OPERATE IN DELAWARE PRISONS AND EMPLOY PRISON LABOR. Sponsor: Representative Anderson. Assigned to Corrections Committee.

HCR 215 was introduced and considered for adoption on motion of Senator Torbert:

HCR 215 - MOURNING THE UNTIMELY DEATH OF DOVER CITY POLICE OFFICER CARLTON E. PHILLIPS, JR. Sponsors: Representatives Terry, Bennett, Outten, Buckworth; Senators Torbert, Zimmerman.

The roll call vote on the Resolution was taken and revealed 17 Senators voting YES and 4 (Connor, Holloway, Neal, Zimmerman) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

HCR 214 was introduced and considered for adoption on motion of Senator Torbert:

HCR 214 - CONGRATULATING BRUCE HARRIS OF DOVER HIGH SCHOOL ON HIS MANY SUCCESSES AS A TRACK STAR AND ENCOURAGING THE CITIZENS OF DELAWARE TO SUPPORT HIS CONTINUING EFFORTS AT EXCELLENCE. Sponsors: Representatives Outten, Bennett; Senator Zimmerman.

The roll call vote on the Resolution was taken and revealed 18 Senators voting YES and 3 (Connor, Holloway and Zimmerman) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

The following Committee reports were announced:

From the Banking Committee: SB 500 - 4 Merits; HB 349 - 4 Merits; HB 578 - 5 merits.

From the Agriculture Committee: HB 636 w HA 1 - 2 Favorable, 3 Merits.

From the Executive Committee: SB 502 - 2 Favorable, 4 Merits; HB 340 - 5 Merits.

At 2:20 p.m., on motion of Senator Sharp, the Senate adjourned to immediately convene for the 41st Legislative Day.

41ST LEGISLATIVE DAY
June 14, 1984

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

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

The following Committee reports were announced:

From the Executive Committee: HB 315 w HA 1, 2 - 6 Merits; SJR 15 - 6 Merits.

At 2:24 p.m., Senator Sharp presiding.

SB 368 was taken up for consideration on motion of Senator Cordrey:

SB 368 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELMARVA ADVISORY COUNCIL.

Senators McDowell and Zimmerman marked PRESENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 569 was taken up for consideration on motion of Senator Minner:

HB 569 - AN ACT TO REINCORPORATE THE TOWN OF LAUREL.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 434 was taken up for consideration on motion of Senator Vaughn:

SB 434 - AN ACT AMENDING CHAPTER 65, TITLE 11, DELAWARE CODE TO CREATE A SENTENCING ACCOUNTABILITY COMMISSION, AND TO ESTABLISH THE POWERS AND DUTIES THEREOF.

SA 1 to the Bill which had been placed with the Bill was stricken on motion of Senator Vaughn.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Vaughn and the roll call vote taken which revealed 19 Senators voting YES and 2 (Connor and Marshall) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 434 w SA 2 was then taken and revealed 18 Senators voting YES and 3 (Connor, Martin, McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 473 was taken up for consideration on motion of Senator Vaughn:

SB 473 - AN ACT TO AMEND CHAPTER 81, TITLE 9, OF THE DELAWARE CODE RELATING TO REAL PROPERTY TAX EXEMPTIONS FOR PARTICULAR PURPOSE PROPERTY IN NEW CASTLE COUNTY.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Vaughn and the roll call vote taken which revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Amendment was declared adopted.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Vaughn and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 473 w SA 1, 2 was then taken and revealed 20 Senators voting YES and 1 (Neal) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 513 was taken up for consideration on motion of Senator Adams:

HB 513 - AMEND CHAPTER 24, TITLE 3 OF THE DELAWARE CODE RELATING TO NOXIOUS WEED CONTROL BY THE DEPARTMENT OF TRANSPORTATION.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (McDowell) voting NO and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

At 3:00 p.m., Lt. Governor Castle presiding.

HB 566 was taken up for consideration on motion of Senator Adams:

HB 566 - AN ACT TO AMEND CHAPTER 23, TITLE 30 OF THE DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES AND FEES FOR TAXICAB OPERATORS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Littleton) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SS 1 for SB 436 was adopted in lieu of the Original on motion of Senator Holloway and taken up for consideration under suspension of the necessary rules:

SS 1 for SB 436 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE TO PROVIDE EMPLOYEES WITH ACCESS TO INFORMATION RELATING TO HAZARDOUS CHEMICALS TO WHICH THEY MAY BE EXPOSED DURING THEIR EMPLOYMENT.

During discussion of the Bill and the various Amendments offered to it, the privilege of the floor was extended to Dr. Paul Wilkinson (DuPont Company), Sherman G. Stevenson (Delaware Farm Bureau), Representative Richard Davis and Dr. Lawrence R. Valencourt (Professional Resource Committee of the University of Delaware).

SA 1 to the Bill was introduced by Senator Holloway and considered for adoption on his motion.

The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; Placed with the Bill.

The Bill was then laid on the table on further motion of the Senator.

SCR 148 was lifted from the table for consideration on motion of Senator McBride:

SCR 148 - OBSERVING FLAG DAY TODAY, JUNE 14, 1984.

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

On motion of Senator McBride the Senate rose for a moment of silence honoring the memory of all those who died in defense of the Flag.

SS 1 for SB 436 w SA 1 was lifted from the table for consideration on motion of Senator Holloway.

SA 2 to the Bill was introduced by Senator Adams and considered for adoption on his motion.

The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SS 1 for SB 436 w SA 1, 2 was then taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Cook introduced to the Senate her niece and nephew who were present in the chamber.

On motion of Senator Zimmerman, the roll call vote on SB 391 w SA 1, 5 was lifted and announced:

YES: Senators Berndt, Citro, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 11.

NO: Senators Adams, Arnold, Bair, Connor, Cook, Cordrey, Knox, Littleton, Neal - 9.

NOT VOTING: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 524 was introduced and considered for passage under suspension of the necessary rules on motion of Senator McBride (without objection):

SB 524 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO EQUALITY OF RIGHTS. Sponsors: Senators McBride, Cook, Holloway, McDowell, Minner, Torbert, Bair, Berndt, Connor, Knox, Neal; Representatives Clark, C. Cordrey, Dixon, B. Ennis, George, Houghton, Jester, Meconi, Outten, Plant, Sills, Soles, VanSant, West, Wingate, Boykin, Corrozi, Fallon, Mack, Maroney, Quillen, Smith.

At 4:40 p.m., Senator Cordrey presiding.

SA 1 to the Bill was introduced by Senator McDowell.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) and Henry Ridgely (Senate Attorney) after which SA 1 was laid on the table on motion of Senator McDowell.

The roll call vote on SB 524 was then taken and revealed:

YES: Senators Bair, Berndt, Citro, Cook, Cordrey, Holloway, Knox, Marshall, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 16.

NO: Senators Adams, Arnold, Connor, Littleton - 4.

ABSENT: Senator Martin - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SA 1 to SB 524 was stricken on motion of the sponsor, Senator McDowell.

The following Committee reports were announced:

From the Public Safety Committee: SB 514 - 4 Merits; SB 515 - 4 Merits.

From the Finance Committee: HB 328 - 6 Merits; HB 488 - 2 Favorable, 4 Merits; HB 599 - 6 Merits.

At 5:20 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 19, 1984.

The Senate reconvened at 2:10 p.m., June 19, 1984, Senator Cordrey presiding.

The following legislation was introduced:

SB 522 - AN ACT TO AMEND CHAPTERS 65 AND 43 OF TITLE 11 AND CHAPTER 9 OF TITLE 10 OF THE DELAWARE CODE RELATING TO PROBATION SUPERVISION RESULTING FROM FAMILY COURT ORDERS. Sponsor: Senator Sharp. Assigned to Judiciary Committee.

SB 523 - AN ACT TO AMEND TITLE 11, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A DELAWARE COUNTY AND MUNICIPAL POLICE PENSION PLAN. Sponsors: Senators Adams, Zimmerman; Representative Bennett. Assigned to Judiciary Committee.

SB 525 - AN ACT TO AMEND CHAPTERS 3, 21, 23, 25, 27, 63, AND 80, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION, TITLING AND LIENING OF MOTOR VEHICLES AND TO THE TRANSFER OF REGISTRATIONS AND TITLES OF, AND LIENS ON, MOTOR VEHICLES. Sponsors: Senator Torbert, Representative D. Ennis. Assigned to Public Safety Committee.

SB 526 - AN ACT TO AMEND SUBCHAPTERS 1 AND 2, TITLE 26 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES TO FURTHER DEFINE THE TERM "PUBLIC UTILITY" AND THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION WITH RESPECT TO DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE PROVIDED BY CELLULAR TECHNOLOGY. Sponsors: Senators Cordrey, Sharp, Knox; Representatives Anderson, Quillen, Clendaniel. Assigned to Administrative Services/Energy Committee.

SB 527 - AN ACT TO AMEND TITLE 18, DELAWARE CODE BY ADDING A NEW CHAPTER RELATING TO CAPTIVE INSURANCE COMPANIES. Sponsors: Senator Sharp, Representative Dixon. Assigned to Insurance and Elections Committee.

SB 528 - AN ACT TO AMEND CHAPTER 39, TITLE 14, DELAWARE CODE, RELATING TO DEATH BENEFITS FOR RETIRED AND DISABLED TEACHERS. Sponsors: Senators Cook, Minner; Representative Terry. Assigned to Education Committee.

SA 2 to SB 371. Sponsor: Senator McBride. Placed with the Bill.

SA 1 to SB 445. Sponsor: Senator McDowell. Placed with the Bill.

SA 1 to SB 487. Sponsor: Senator McDowell. Placed with the Bill.

SA 4 to SB 505. Sponsors: Senators Torbert, Cook, Minner, Adams, Vaughn. Placed with the Bill.

SA 5 to SB 505. Sponsor: Senator Citro. Placed with the Bill.

At 2:15 p.m., Lt. Governor Castle presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 24; HB 686; HB 647; HB 645; HB 644; HB 643; HB 642; HB 654; HB 617; HB 596; HB 594; HB 593; HB 681; HB 682; HB 685; HB 687; HB 688; HB 360; HB 365; HB 436 w HA 1; HB 633 w HA 1, 2; HB 615 w HA 1; HB 374 w HA 1; HB 668 w HA 1; HB 443 w HA 1; HB 538; HB 542 w HA 1 and adopted SCR 148.

The following legislation was introduced:

HB 24 - AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE TO REQUIRE AFFIRMATIVE ACTION ON PUBLIC WORKS. Sponsors: Representatives Plant, Holloway; Senator Holloway. Assigned to Judiciary Committee.

HB 360 - AN ACT TO AMEND CHAPTER 35, TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSING TO PRACTICE PSYCHOLOGY. Sponsors: Representatives Maroney, Jester, Soles. Assigned to Administrative Services/Energy Committee.

HB 365 - AN ACT TO AMEND CHAPTER 86, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF THE DIVISION OF VOLUNTEER SERVICES. Sponsors: Representatives Anderson, Clark, Cordrey, Mack, Quillen; Senators Minner, Bair, Connor, McDowell, Torbert. Assigned to Executive Committee.

HB 374 w HA 1 - AN ACT TO AMEND CHAPTER 13, TITLE 25, DELAWARE CODE RELATING TO FENCES. Sponsor: Representative Spence. Assigned to Administrative Services/Energy Committee.

HB 436 w HA 1 - AN ACT TO AMEND PART VI, TITLE 29 OF THE DELAWARE CODE RELATING TO APPROPRIATIONS FOR PUBLIC LIBRARY SERVICES. Sponsors: Representatives Soles, Maroney, Anderson, Barnes, Brady, Bunting, Corrozi, B. Ennis, Fallon, Hebner, Houghton, Outten, Roy, Sills, VanSant, Wingate, Petrilli; Senators Martin, Neal, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Holloway, Knox, Littleton, Marshall, McBride, Minner, Torbert, Vaughn. Assigned to Finance Committee.

HB 443 w HA 1 - AN ACT TO AMEND DELAWARE CODE, TITLE 14 IN ORDER TO MANDATE THE OFFERING OF KINDERGARTEN IN ALL SCHOOL DISTRICTS AND REQUIRING ATTENDANCE OF ALL CHILDREN AT A KINDERGARTEN PROGRAM. Sponsors: Representatives Petrilli, Roy, Maroney, Corrozi, Meconi. Assigned to Education Committee.

HB 538 - AN ACT TO AMEND CHAPTER 16, TITLE 24, DELAWARE CODE, RELATING TO THE REQUIREMENTS OF THE OCCUPATION OF MASSAGIST. Sponsor: Representative Bennett (By request). Assigned to Administrative Services/Energy Committee.

HB 542 w HA 1 - AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE RELATING TO THE STATE EMPLOYEES' PENSION PLAN. Sponsors: Representative Boykin, Senator Berndt; Representatives Barnes, Terry, Corrozi, Spence, Sills, Soles, VanSant, Brady, Outten, Davis, Hebner, Petrilli, Free, Quillen, Fallon, West, Buckworth, Smith, D. Ennis, Maroney, Campanelli, Clark, Bunting, Mack, Plant; Senators Neal, Arnold, Holloway. Assigned to Finance Committee.

HB 593 - AN ACT TO AMEND TITLE 26, SUBCHAPTERS I AND III OF THE DELAWARE CODE RELATING TO THE DEPRECIATION OF CONTRIBUTIONS IN AID OF CONSTRUCTION. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators McDowell, Torbert, Marshall, Citro, Connor. Assigned to Administrative Services/Energy Committee.

HB 596 - AN ACT CREATING A MANDATORY PRELIMINARY REVIEW OF REGULATORY LEGISLATION PROPOSED FOR PROFESSIONS AND OCCUPATIONS. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith, Bennett, Soles, Oberle; Senators McDowell, Torbert, Marshall, Bair. Assigned to Administrative Services/Energy Committee.

HB 594 - AN ACT TO AMEND TITLES 24 AND 29 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS. Sponsors: Representatives Houghton, B. Ennis, D. Brady, Roy, Smith; Senators McDowell, Marshall, Torbert, Citro, Connor. Assigned to Administrative Services/Energy Committee.

HB 615 w HA 1 - AN ACT TO AMEND CHAPTER 59, TITLE 18, OF THE DELAWARE CODE, BY ADDING SUMMARY PROCEDURES FOR SUPERVISION OF INSURANCE COMPANIES BY THE INSURANCE COMMISSIONER TO PERMIT IMMEDIATE RESPONSE TO FINANCIAL/MANAGEMENT PROBLEMS WHICH WOULD JEOPARDIZE POLICY HOLDERS AND OTHERS. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators McDowell, Torbert, Marshall, Citro, Connor. Assigned to Insurance and Elections Committee.

HB 617 - AN ACT TO AMEND CHAPTER 9, TITLE 5 OF THE DELAWARE CODE RELATING TO AVAILABILITY OF FUNDS. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators McDowell, Torbert, Marshall, Citro, Connor. Assigned to Finance Committee.

HB 633 w HA 1, 2 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO LAWS REGULATING THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE. Sponsors: Representative Sills, Senator Zimmerman; Representatives Barnes, Clark, Outten. Assigned to Executive Committee.

HB 642 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO ANTIQUE VEHICLES. Sponsors: Representative B. Ennis; Senators Torbert, Minner. Assigned to Public Safety Committee.

HB 643 - AN ACT TO AMEND CHAPTERS 51 AND 52, TITLE 30 OF THE DELAWARE CODE RELATING TO THE BONDING OF LICENSED DISTRIBUTORS OF GASOLINE AND SPECIAL FUELS AND MOTOR CARRIERS. Sponsors: Representative B. Ennis; Senators Torbert, Minner. Assigned to Revenue and Taxation Committee.

HB 644 - AN ACT TO AMEND CHAPTER 23, TITLE 21 OF THE DELAWARE CODE RELATING TO FEES COLLECTED BY THE DIVISION OF MOTOR VEHICLES FOR DUPLICATE TITLES. Sponsors: Representative B. Ennis; Senator Torbert. Assigned to Public Safety Committee.

HB 645 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL LICENSE PLATES FOR TOWED VEHICLES. Sponsors: Representative B. Ennis; Senator Torbert. Assigned to Public Safety Committee.

HB 647 - AN ACT TO AMEND CHAPTERS 51 AND 52, TITLE 30 OF THE DELAWARE CODE RELATING TO CERTAIN FEES AND PENALTIES COLLECTED PURSUANT TO THE MOTOR FUEL TAX LAW AND THE MOTOR CARRIER FUEL PURCHASE LAW. Sponsors: Representative B. Ennis, Senator Torbert. Assigned to Revenue and Taxation Committee.

HB 654 - AN ACT TO AMEND TITLES 23, 24, 28 AND 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF BUSINESS AND OCCUPATIONAL REGULATION. Sponsor: Representative Houghton. Assigned to Administrative Services/Energy Committee.

HB 668 w HA 1 - AN ACT TO AMEND TITLE 6, CHAPTER 21 OF THE DELAWARE CODE RELATING TO ANITRUST VIOLATIONS AND TO ANTIBID-RIGGING PROVISIONS CONCERNING CONTRACTS FOR AN IN CONNECTION WITH PUBLIC WORKS AND ALSO CONCERNING CONTRACTS FOR AND IN CONNECTION WITH THE PURCHASE BY GOVERNMENTAL AGENCIES OF ITEMS, MATERIALS, COMPONENTS, EQUIPMENT, GOODS, SUPPLIES OR SERVICES OTHER THAN SERVICES OF A CONTRACTOR. Sponsors: Representatives Gilligan, Anderson, Dixon, Roy, Mack, Spence; Senators Minner, Martin, Marshall, Arnold, Berndt, Citro, Connor. Assigned to Finance Committee.

HB 681 - AN ACT TO REPEAL CHAPTER 37, TITLE 30 OF THE DELAWARE CODE RELATING TO THE IMPOSITION OF A TAX ON THE BUSINESS OF TRANSPORTING PASSENGERS BY STEAM POWER. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

HB 682 - AN ACT TO REPEAL CHAPTER 35, TITLE 30 OF THE DELAWARE CODE RELATING TO EXPRESS COMPANIES. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

HB 685 - AN ACT TO AMEND CHAPTER 43, TITLE 30 OF THE DELAWARE CODE RELATING TO THE USE TAX ON LEASES OF TANGIBLE PERSONAL PROPERTY. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

HB 686 - AN ACT TO AMEND SECTION 2901, CHAPTER 29, TITLE 30 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF GROSS RECEIPTS FOR WHOLESALER AND RETAILER LICENSE TAX PURPOSES. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

HB 687 - AN ACT TO AMEND SECTION 1504, CHAPTER 15, TITLE 30 OF THE DELAWARE CODE RELATING TO TIME FOR PAYMENT OF THE DELAWARE ESTATE TAX. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

HB 688 - AN ACT TO AMEND SECTION 1102, CHAPTER 11, TITLE 30 OF THE DELAWARE CODE RELATING TO IMPOSITION AND RATE OF TAX, TO AUTHORIZE THE ISSUANCE OF TAX COMPUTATION TABLES APPLICABLE TO TAXABLE INCOMES UP TO \$20,000. Sponsors: Representatives Bennett, Corrozi, Dixon. Assigned to Revenue and Taxation Committee.

SB 509 was reported out of the Highways and Transportation Committee: 5 Merits.

SCR 150 was introduced and considered for adoption on motion of Senator Neal:

SCR 150 - REQUESTING THE CITIZENS' STAMP ADVISORY COMMITTEE TO RECOMMEND THE ISSUANCE OF A COMMEMORATIVE STAMP IN 1988 ON THE OCCASION OF THE 350TH ANNIVERSARY OF THE LANDING OF THE SWEDES AND FINNS IN DELAWARE AND THE ESTABLISHMENT OF THE COLONY OF NEW SWEDEN. Sponsors: Senators Neal, Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn; Representatives Anderson, Barnes, Bennett, Boykin, Brady, Buckworth, Bunting, Clark, Campanelli, Clendaniel, Cordrey, Corrozi, Davis, Dixon, B. Ennis, D. Ennis, Fallon, Free, George, Gilligan, Hebner, Houghton, Jester, Jonklert, Mack, Maroney, Meconi, Oberle, Outten, Petrilli, Plant, Quillen, Roy, Sills, Smith, Soles, Spence, Terry, West, VanSant, Wingate.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Resolution was declared adopted.

From 2:35 p.m. to 2:36 p.m. there was a short recess for change of tape, Lt. Governor Castle presiding.

SCR 151 was introduced:

SCR 151 - REQUESTING THAT THE CONTROLLER GENERAL OF THE STATE OF DELAWARE ORDER A RESUMPTION ON THE GRANT-IN-AID REFORM STUDY BEING CONDUCTED BY THE UNIVERSITY OF DELAWARE. Sponsors: Senators McBride, Neal, Berndt.

Senator McDowell moved that the Resolution be assigned to Executive Committee.

Senator Berndt objected to the motion and the roll call vote was therefore taken which revealed:

YES: Senators Citro, Cordrey, Marshall, McDowell, Sharp, Torbert, Vaughn - 7.

NO: Senators Adams, Arnold, Bair, Berndt, Knox, Littleton, McBride, Minner, Neal - 9.

NOT VOTING: Senators Cook, Holloway, Martin, Zimmerman - 4.

ABSENT: Senator Connor - 1.

Therefore, the motion failed and the Resolution was before the Senate.

The privilege of the floor was extended to Duane Olsen, Controller General.

At 3:19 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 3:39 p.m., Senator Cordrey presiding.

SCR 151 was still before the Senate; however, the Resolution was laid on the table on motion of Senator McBride.

At 3:40 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 42nd Legislative Day.

42ND LEGISLATIVE DAY June 19, 1984

The Senate convened at 3:40 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

HB 486 w HA 1, 2, 4, 5, 6 was reported out of the Administrative Services/Energy Committee: 6 Merits.

SB 381 was taken up for consideration on motion of Senator Sharp:

SB 381 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PERSONAL ACTIONS.

During discussion of the Bill and the Amendment offered to it, the privilege of the floor was extended to Horace C. Sherrill, Jr. (P.I.A.), John R. Walters (Harleyville Mutual Insurance Company), Clifford B. Hearn, Jr. (American Insurance Association), B. Wilson Redfearn (State Farm Insurance Company) and John E. Babiarz, Jr. (Delaware Trust Lawyers).

Sensors Holloway, McDowell, Marshall, Vaughn marked PRESENT.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Berndt and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

At 3:49 p.m., Lt. Governor Castle presiding.

The roll call vote on SB 381 w SA 1 was then taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Zimmerman - 13.

NO: Senators Adams, Cook, Cordrey, Knox, Littleton, Neal, Vaughn - 7.

ABSENT: Senator Connor - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 502 was taken up for consideration on motion of Senator Cordrey:

SB 502 - AN ACT TO AMEND CHAPTER 1, TITLE 23 OF THE DELAWARE CODE RELATING TO PILOTS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 403 was taken up for consideration on motion of Senator Adams:

SB 403 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE RELATING TO A TAX DEDUCTION FOR HEALTH INSURANCE PREMIUMS PAID BY SELF-EMPLOYED TAXPAYER.

SA 1 to the Bill was introduced by Senator Adams and considered for adoption on his motion. The privilege of the floor was extended to Duane Olsen (Controller General) after which the roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 403 w SA 1 was then taken and revealed:

YES: Senators Adams, Citro, Connor, Cook, Cordrey, Holloway, Littleton, Martin, McBride, McDowell, Minner, Torbert, Vaughn, Zimmerman - 14.

NO: Senators Arnold, Bair, Knox, Marshall, Neal, Sharp - 6.

NOT VOTING: Senator Berndt - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 486 was taken up for consideration on motion of Senator McDowell:

SB 486 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO LICENSES FOR TAPROOMS.

The privilege of the floor was extended to Richard Sincok (Division of Alcoholic Beverage Control) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 487 was taken up for consideration on motion of Senator McDowell:

SB 487 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE RELATING TO THE AGE FOR EMPLOYMENT BY A LICENSED IMPORTER OF ALCOHOLIC BEVERAGES.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell. The privilege of the floor was extended to Richard Sincok (Division of Alcoholic Beverage Control) after which the roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 487 w SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 488 was taken up for consideration on motion of Senator McDowell:

SB 488 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE RELATING TO THE ESTABLISHING A NEW LICENSE CLASSIFICATION FOR THE SALE OF WINE AT A RESTAURANT AND ESTABLISHING A FEE THEREFORE.

The privilege of the floor was extended to Richard Sincok (Division of Alcoholic Beverage Control) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Littleton and Minner) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 489 was taken up for consideration on motion of Senator McDowell:

SB 489 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE RELATING TO THE ESTABLISHMENT OF ADDITIONAL GROUNDS FOR REFUSAL OF ALCOHOLIC BEVERAGE LICENSE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 490 was laid on the table on motion of Senator McDowell.

SB 491 was taken up for consideration on motion of Senator McDowell:

SB 491 - AN ACT TO AMEND CHAPTER 1 AND 5, TITLE 4, DELAWARE CODE, BY ESTABLISHING DEFINITION OF CABARET AND ESTABLISHING A LICENSE FEE THEREFORE.

The privilege of the floor was extended to Richard Sincok (Division of Alcoholic Beverage Control) after which the roll call vote on the Bill was taken and revealed 18 Senators voting YES and 3 (Arnold, Littleton, Minner) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 317 was taken up for consideration on motion of Senator Holloway:

SB 317 - AN ACT TO AMEND CHAPTER 5, TITLE 4, DELAWARE CODE, RELATING TO GROUNDS FOR REFUSAL OF LICENSE.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Holloway.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Holloway. The privilege of the floor was extended to Richard Sincok (Division of Alcoholic Beverage Control) after which the roll call vote on the Amendment was taken and revealed:

YES: Senators Adams, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McDowell, Sharp, Vaughn - 14.

NO: Senators Arnold, Littleton, Minner, Neal, Torbert - 5.

NOT VOTING: Senator Zimmerman - 1.

ABSENT: Senator McBride - 1.

Therefore, the Amendment was declared adopted.

The roll call vote on SB 317 w SA 2 was then taken and revealed:

YES: Senators Bair, Berndt, Citro, Connor, Holloway, Knox, Marshall, Martin, McBride, McDowell, Sharp, Vaughn - 12.

NO: Senators Adams, Cook, Cordrey, Littleton, Minner, Neal, Torbert - 7.

NOT VOTING: Senators Arnold, Zimmerman - 2.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SJR 14 was taken up for consideration on motion of Senator McDowell:

SJR 14 - PROVIDING FOR THE ESTABLISHMENT OF AN AD HOC COMMITTEE TO RECOMMEND A COMPREHENSIVE PLAN IN ORDER TO MINIMIZE AND MITIGATE THE EFFECTS OF LEAKING UNDERGROUND STORAGE TANKS.

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

SB 483 was taken up for consideration on motion of Senator Minner:

SB 483 - AN ACT TO AMEND CHAPTER 52, TITLE 30, OF THE DELAWARE CODE RELATING TO THE DEFINITION OF "MOTOR VEHICLE" UNDER THE MOTOR CARRIER FUEL PURCHASE LAW.

The privilege of the floor was extended to Dale A. Sherman (Director, Division of Motor Fuel Tax) after which the Bill was laid on the table on motion of Senator Minner.

SB 511 was taken up for consideration on motion of Senator Minner:

SB 511 - AN ACT TO AMEND CHAPTERS 1, 4, AND 21, TITLE 21 OF THE DELAWARE CODE AUTHORIZING THE SECRETARY OF PUBLIC SAFETY TO ASSESS FEES, PERMITS OR TAXES ON MOTOR VEHICLES FROM OTHER STATES WHICH IMPOSE EXTRA FEES, PERMITS OR TAXES ON DELAWARE REGISTERED VEHICLES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 505 was laid on the table on motion of Senator Citro.

SB 432 was taken up for consideration on motion of Senator Holloway:

SB 432 - AN ACT TO AMEND CHAPTER 38, TITLE 31 OF THE DELAWARE CODE, RELATING TO THE DEFINITION OF CHILD.

SA 1 to the Bill which had been placed with the Bill was stricken on motion of the sponsor, Senator Holloway.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Holloway.

The privilege of the floor was extended to Nancy McKenna (Foster Care Review Board), Barbara Brown (Foster Care Review Board) and Elizabeth C. Anderson (Children's Bureau of Delaware).

The Bill and the Amendment were then laid on the table on motion of Senator Holloway.

SA 1 to SB 505 was stricken at the request of the sponsor, Senator Vaughn.

At 7:23 p.m. on motion of Senator Sharp, the Senate recessed until 2:00 p.m., June 20, 1984.

The Senate reconvened at 3:19 p.m., June 20, 1984, Lt. Governor Castle presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 563 w HA 1; HB 545 w HA 1, 2; HB 501 w HA 1, 2; HB 600 w HA 1; HB 611 w HA 1, 2, 3; HB 610; HB 623 w HA 1; HB 637 w HA 1.

The following Committee reports were announced:

From the Judiciary Committee: SB 392 - 4 Merits; SB 425 - 1 Favorable, 3 Merits; SB 492 - 1 Favorable, 3 Merits; SB 457 - 4 Merits.

From the Finance Committee: SB 371 - 6 Merit; SB 485 - 6 Merits; SB 520 - 6 Merits; SB 358 - 1 Favorable, 6 Merits; HB 436 w HA 1 - 6 Merits.

From the Education Committee: SB 508 - 5 Merits.

From the Health- Social Services/Aging Committee: SB 510 - 6 Merits; HB 602 w HA 2 - 5 Merits.

From the Corrections Committee: HJR 22 - 4 Merits.

From the Administrative Services/Energy Committee: SB 73 - 1 Favorable, 3 Merits.

From the Revenue and Taxation Committee: SB 405 - 2 Favorable, 3 Merits.

The following legislation was introduced:

SB 529 - AN ACT TO AMEND TITLE 11 AND TITLE 14, OF THE DELAWARE CODE RELATING TO CERTAIN SEXUAL OFFENSES. Sponsor: Senator Sharp. Assigned to Judiciary Committee.

SB 530 - AN ACT TO AMEND TITLE 11, TITLE 16, TITLE 29 AND TITLE 31 OF THE DELAWARE CODE TO CHANGE THE NAME OF THE DIVISION OF MENTAL HEALTH TO THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH AND TO CREATE A NEW ADVISORY COUNCIL FOR THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH. Sponsor: Senator Holloway. Assigned to Health- Social Services/Aging Committee.

SB 531 - AN ACT TO AMEND CHAPTER 87, TITLE 10 OF THE DELAWARE CODE RELATING TO THE KENT COUNTY PROTHONOTARY; AND PERMITTING THE KENT COUNTY LEVY COURT TO SET THE FEES FOR THE PROTHONOTARY. Sponsors: Senators Cook, Minner, Torbert, Vaughn, Zimmerman; Representatives Bennett, Clark, B. Ennis, Outten, Buckworth, Quillen. Assigned to Judiciary Committee.

SB 532 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PRESENTENCE INVESTIGATION REPORTS. Sponsor: Senator Holloway. Assigned to Judiciary Committee.

SB 533 - AN ACT TO AMEND SECTION 5307, CHAPTER 53, TITLE 25 OF THE DELAWARE CODE, WITH REFERENCE TO LANDLORD-TENANT RELATIONSHIPS; INCREASING THE ABATEMENT FOR RENT FOR PERIODS IN WHICH HEAT OR WATER OR HOT WATER IS NOT PROVIDED BY A LANDLORD. Sponsors: Senators Holloway, Berndt; Representatives Soles, D. Ennis. Assigned to Health- Social Services/Aging Committee.

SB 534 - AN ACT TO AMEND CHAPTER 13, TITLE 17, OF THE DELAWARE CODE, RELATING TO THE CLOSURE OF PUBLIC ROADS, BRIDGES AND OTHER RIGHTS OF WAY. Sponsor: Senator Bair. Assigned to Highways and Transportation Committee.

SB 535 - AN ACT TO AMEND PART III OF TITLE 25 OF THE DELAWARE CODE BY EXCLUDING LEASES FOR CERTAIN COMMERCIAL UNITS FROM APPLICATION OF CERTAIN PROVISIONS OF THE LANDLORD-TENANT CODE. Sponsor: Senator Vaughn. Assigned to Administrative Services/Energy Committee.

SB 536 - AN ACT TO AMEND CHAPTER 50, SUBCHAPTER XI, SCIRE FACIAS ON MORTGAGE, TITLE 10 OF THE DELAWARE CODE RELATING TO OCCASION FOR SUING OUT WRITS OF SCIRE FACIAS; PARTIES AND NOTICE. Sponsor: Senator Vaughn. Assigned to Judiciary Committee.

SB 537 - AN ACT TO AMEND CHAPTER 7, TITLE 4, DELAWARE CODE, RELATING TO FINANCIAL RESPONSIBILITY REQUIREMENTS OF ALCOHOLIC BEVERAGE LICENSEES. Sponsors: Senator Adams, Representative Jonkiert. Assigned to Administrative Services/Energy Committee.

SS 1 for SB 447 - AN ACT TO AMEND CHAPTER 27, TITLE 6 OF THE DELAWARE CODE TO REQUIRE THAT CONSUMER CONTRACTS, SUCH AS LOAN AGREEMENTS, LEASES OR PROFESSIONAL SERVICES CONTRACTS, BE WRITTEN IN PLAIN LANGUAGE THAT CAN BE EASILY UNDERSTOOD BY THE AVERAGE CONSUMER. Sponsor: Senator Bair. Adopted in lieu of the Original and assigned to Community Affairs Committee.

SA 3 to SB 425. Sponsor: Senator McBride. Placed with the Bill.

SA 1 to SB 527. Sponsor: Senator Sharp. Placed with the Bill.

SA 1 to HB 297. Sponsors: Senator Adams, Representative Gilligan. Placed with the Bill.

SA 1 to SA 1 to HB 297. Sponsor: Senator Adams. Placed with the Bill.

HB 501 w HA 1, 2 - AN ACT TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 5, RELATING TO THE ISSUANCE OF BONDS BY COUNTIES OF THE STATE FOR PURPOSES OF SUBURBAN COMMUNITY IMPROVEMENTS; TO AMEND DELAWARE CODE, TITLE 9 §1163 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR GENERAL PURPOSES; TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 22, RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING THE COST OF SEWERAGE SYSTEMS; TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 23 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING THE COST OF CONSTRUCTING SEWAGE DISPOSAL FACILITIES; AND TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 28 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING WATER SUPPLY SYSTEMS. Sponsor: Representative Gilligan. Assigned to Finance Committee.

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

STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: A. Wayne Burton, P.O. Box 135, Millsboro, DE 19966, to be reappointed as a member of the Delaware Advisory Council on Natural Areas for a term of four years, to expire July 1, 1988

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Elizabeth D. Elliott, P.O. Box 212, Delmar, DE 19940, to be appointed as a member of the Board of Elections of Sussex County to fill the unexpired term of Mary P. Pierson, resigned. Term to expire April 10, 1987.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William A. Fintel, 6 Point Circle, Lewes, DE 19958, to be appointed as a member of the Delaware Advisory Council on Natural Areas for a term of four years, to fill a vacancy.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Loretta Charnell Gartman, 2003 Oaklane Road, Wilmington, DE 19803, to be appointed as a member of the Delaware Advisory Council on Natural Areas for a term of four years, to fill a vacancy.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Holger H. Harvey, 502 Main Street, Odessa, DE 19730, to be reappointed as a member of the Environmental Appeals Board for a term of three years.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Kent Sparks Price, Jr., 71 Sussex Dr., Lewes, DE 19958, to be reappointed as a member of the Atlantic States Marine Fisheries Commission for a term of three years, to expire June 30, 1987.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Alfred A. Stango, P. O. Box 227, Lewes, DE 19958, to be reappointed as a member of the Commission on Adult Entertainment Establishments for a term of three years to expire June 30, 1987.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Donald J. Verrico, 17 Harvest Lane, Newark, DE 19711, to be appointed as a member of the Delaware Advisory Council on Natural Areas for a term of four years, to fill a vacancy.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

STATE OF DELAWARE
Office of the Governor
June 19, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Ray K. Woodward, Box 165, Middletown, DE 19709, to be reappointed as a member of the Environmental Appeals Board for a term of three years.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

At 3:34 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 43rd Legislative Day.

43RD LEGISLATIVE DAY
June 20, 1984

The Senate convened at 3:34 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senators Connor and Citro marked PRESENT.

The following legislation was introduced:

SB 531 - AN ACT TO AMEND CHAPTER 87, TITLE 10 OF THE DELAWARE CODE RELATING TO THE KENT COUNTY PROTHONOTARY; AND PERMITTING THE KENT COUNTY LEVY COURT TO SET THE FEES FOR THE PROTHONOTARY. Sponsors: Senators Cook, Minner, Torbert, Vaughn, Zimmerman; Representatives Bennett, Clark, B. Ennis, Outten, Buckworth, Quillen. Assigned to Judiciary then laid on the table on motion of Senator Cook.

HB 545 w HA 1, 2 - AN ACT TO AMEND CHAPTER 103, TITLE 29 OF THE DELAWARE CODE RELATING TO BUSINESS REGISTRATION AND LICENSING SYSTEM. Sponsors: Representatives Outten, Barnes, Bennett, Buckworth, Clark, Dixon, Ffree, Meconi, Petrilli, Sills, Soles, VanSant, Wingate; Senators Neal, Torbert, Zimmerman. Assigned to Small Business Committee.

HB 563 w HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 14, DELAWARE CODE TO PROVIDE A THREE-YEAR PILOT PROGRAM FOR LECTURER IN RESIDENCE. Sponsors: Representatives Bennett, Wingate, Anderson, Bunting, Clark, Clendaniel, Cordrey, Dixon, Gilligan, Jester, Jonkiert, Outten, Plant, Sills, Soles. Assigned to Education Committee.

SB 405 was taken up for consideration on motion of Senator Sharp:

SB 405 - AN ACT ENTITLED "THE TAX REFORM ACT OF 1984", WHICH AMENDS CHAPTER 11, TITLE 30 OF THE DELAWARE CODE, TO INCREASE THE ALLOWABLE DEDUCTION FOR PERSONAL EXEMPTION FROM \$600 TO \$800, AND RELATING TO REQUIREMENT TO FILE ON DELAWARE STATE INCOME TAX.

Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton and Neal were added as co-sponsors of the Bill after which the roll call vote was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senators Littleton, McBride and Zimmerman marked PRESENT.

SB 432 was lifted from the table for consideration on motion of Senator Holloway.

The privilege of the floor was extended to Gary C. Koch (U. S. Department of Health and Social Services) after which the Bill was again laid on the table on motion of Senator Holloway.

The Secretary announced that a message from the House informed the Senate that it had passed HS 2 for HB 500 w HA 1.

HS 2 for HB 500 w HA 1 was introduced and considered for passage under suspension of the necessary rules on motion of Senator Cordrey:

HS 2 for HB 500 w HA 1 - AN ACT ENTITLED "THE TAX REFORM ACT OF 1984", WHICH AMENDS CHAPTER II, TITLE 30 OF THE DELAWARE CODE, RELATING TO THE REDUCTION OF PERSONAL INCOME TAX RATES APPROXIMATING TEN PERCENT (10%); AND WHICH AMENDS CHAPTER 5, TITLE 8 OF THE DELAWARE CODE, RELATING TO AN INCREASE IN CORPORATION FRANCHISE TAX RATES AND PENALTIES, AND WHICH AMENDS CHAPTER 1, TITLE 8 OF THE DELAWARE CODE, RELATING TO AN INCREASE IN MISCELLANEOUS TAXES AND FEES PAYABLE TO THE SECRETARY OF STATE; AND WHICH AMENDS CHAPTER 23, TITLE 29 OF THE DELAWARE CODE, RELATING TO AN INCREASE IN FEES CHARGED BY THE SECRETARY OF STATE. Sponsors: Representative George and Senator Cordrey; Representative Gilligan, Senator Sharp; Representative Clendaniel, Senator McDowell; Representative Bennett, Senator Cook; Representatives Anderson, Brady, Bunting, Campanelli, Clark, Cordrey, Dixon, B. Ennis, Houghton, Jester, Jonkiert, Meconi, Outten, Plant, Sills, Soles, Terry, VanSant, West, Wingate; Senators Adams, Holloway, Marshall, Martin, McBride, Minner, Torbert, Vaughn, Zimmerman.

Senators Arnold, Bair, Berndt, Citro, Connor, Knox and Littleton were added as co-sponsors of the Bill after which the roll call vote was taken which revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 505 was lifted from the table for consideration on motion of Senator Citro.

SA 3 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Citro and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Citro, Cook, Cordrey, Littleton, McBride, Minner, Neal, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Knox, Marshall, Martin, McDowell, Sharp - 5.

NOT VOTING: Senators Berndt, Connor - 2.

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared adopted.

At 4:25 p.m., Senator Cordrey presiding.

SA 4 to the Bill which had been placed with the Bill was stricken on motion of Senator Torbert.

SA 2 to the Bill which had been placed with the Bill was stricken on motion of Senator Cordrey.

SA 5 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Citro and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Littleton, Neal, Torbert, Zimmerman - 9.

NO: Senators Connor, Cook, Cordrey, Knox, Marshall, Martin, McBride, McDowell, Minner, Sharp, Vaughn - 11.

NOT VOTING: Senator Holloway - 1.

Therefore, the Amendment was declared defeated.

The privilege of the floor was extended to Captain Michael J. Capriglione (Newport Police Department).

At 4:42 p.m., Senator Holloway presiding.

From 5:20 p.m. to 5:22 p.m., the Senate took a recess for change of tape.

The roll call vote on SB 505 w SA 3 was taken; however, the roll call was laid on the table before being announced on motion of Senator Citro.

SJR 13 was taken up for consideration on motion of Senator McDowell:

SJR 13 - PROVIDING FOR APPROVAL OF THE STATE OF DELAWARE PLAN OF OPERATION FOR THE FEDERAL SURPLUS PROPERTY PROGRAM.

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

SB 531 was lifted from the table for consideration under suspension of the necessary rules on motion of Senator Cook.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 498 was taken up for consideration on motion of Senator Cook:

SB 498 - AN ACT TO AMEND CHAPTER 41 OF TITLE 9, DELAWARE CODE RELATING TO AUTHORIZING KENT COUNTY TO LEND CERTAIN UNAPPROPRIATED FUNDS TO SEWER DISTRICTS WITHIN THE COUNTY.

At 5:30 p.m., Senator Cordrey presiding.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

The Secretary announced that a message from the House informed the Senate that it had passed HB 334 w HA 1; HB 456 w HA 1; HB 235 w HA 3; HB 261 w HA 1; SB 405; HB 665; HB 673; HB 678 w HA 1; 2; HB 692 w HA 1; HB 648 w HA 1; 3; HB 653; HB 655 w HA 2.

The following legislation was introduced:

HB 610 - AN ACT TO AMEND CHAPTER 19, TITLE II OF THE DELAWARE CODE RELATING TO THE RIGHT OF THE POLICE TO ARREST WITHOUT A WARRANT. Sponsors: Representatives Dixon, Outten, Roy, Spence, Terry, VanSant. Assigned to Judiciary Committee.

HB 611 w HA 1, 2, 3 - AN ACT TO AMEND CHAPTERS 21 AND 27 OF TITLE 21 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF A MOTORCYCLE RIDER EDUCATION PROGRAM AND PROVIDING INITIAL FUNDING THEREFOR. Sponsors: Representatives B. Ennis, Buckworth, Bunting, Corrozi, D. Ennis, Houghton, Maroney, Oberle, Spence, West; Senators Torbert, Adams, Minner, Vaughn. Assigned to Public Safety Committee.

HB 623 w HA 1 - AN ACT TO AMEND PART V, TITLE 16 OF THE DELAWARE CODE RELATING TO PHARMACEUTICAL RESEARCH. Sponsor: Representative Meconi. Assigned to Health-Social Services/Aging Committee.

HB 600 w HA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 23 OF THE DELAWARE CODE RELATING TO PILOTS. Sponsors: Representatives Wingate, Barnes, Bunting; Senators Berndt, Cordrey, Minner. Assigned to Banking Committee.

HB 637 w HA 1 - AN ACT TO AMEND CHAPTER 5, TITLE II, DELAWARE CODE RELATING TO THE FAILURE TO RENDER ASSISTANCE OR CARE TO PERSONS EXPOSED TO PHYSICAL HARM AND PROVIDING A PENALTY THEREFOR. Sponsors: Representatives D. Ennis, Spence, Fallon, Petrilli, Roy, Oberle, Quillen, Davis, Buckworth, Corrozi, Anderson, VanSant, Free, B. Ennis. Assigned to Judiciary Committee.

Former State Senator J. Donald Isaacs was introduced to the Senate by Senator Vaughn.

The following legislation was introduced:

SB 538 - AN ACT TO ALLOW THE HARVEST YEARS SENIOR CENTER TO BE EXEMPT FROM CERTAIN RESTRICTIONS IN THE GRANT-IN-AID BILL. Sponsors: Senator Zimmerman, Representative Outten. The Bill was assigned to Finance Committee; however, on motion of Senator Zimmerman, the assignment was rescinded and the Bill was laid on the table.

SA 1 to HB 295. Sponsor: Senator Sharp. Placed with the Bill.

SA 1 to SB 392. Sponsor: Senator Arnold. Placed with the Bill.

SA 2 to HB 297. Sponsors: Senator Adams, Representative Gilligan. Placed with the Bill.

SA 1 to SB 492. Sponsor: Senator Berndt. Placed with the Bill.

SCR 152 was introduced and considered for adoption on motion of Senator Connor:

SCR 152 - HONORING MARGARET "PEG" ZACHEIS FOR HER SERVICE TO THE STATE OF DELAWARE, FOR HER SERVICE TO STUDENTS IN HER CAPACITY AS A MEMBER OF THE BOARD OF EDUCATION, AND HONORING HER UPON HER RETIREMENT FROM THE COLONIAL BOARD OF EDUCATION ON JULY 1, 1984. Sponsors: Senators Connor, Vaughn; Representatives Mack, Jester.

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

SCR 153 was introduced and considered for adoption on motion of Senator Torbert:

SCR 153 - COMMENDING THE TEACHERS, ADMINISTRATORS AND SCHOOL BOARD OF THE CAESAR RODNEY SCHOOL DISTRICT FOR HAVING THEIR HIGH SCHOOL DESIGNATED AS ONE OF THE TOP 114 HIGH SCHOOLS IN THE NATION. Sponsors: Senators Torbert, Cook, Zimmerman, Minner, Adams, Vaughn; Representatives Buckworth, B. Ennis, Clark, Quillen, Outten, Bennett, Terry.

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

SR 157 was introduced and considered for adoption on motion of Senator McBride:

SR 157 - RECOGNIZING CAPTAIN WAYNE C. ANDERSON, UNITED STATES MARINE CORPS, FOR HIS MANY CONTRIBUTIONS TO HIS COMMUNITY AND STATE DURING HIS 3 YEAR ASSIGNMENT IN WILMINGTON, DELAWARE. Sponsor: Senator McBride.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted by the Senate.

The following Committee reports were announced:

From the Labor and Industrial Relations Committee: SB 496 - 5 Merits.

From the Public Safety Committee: SB 525 - 4 Merits; HB 642 - 4 Merits; HB 644 - 4 Merits; HB 645 - 4 Merits.

From the Administrative Services/Energy Committee: SB 526 - 4 Merits; HS 1 for HB 320 w HA 1 - 4 Merits.

From the Small Business Committee: HB 545 w HA 1, 2 - 5 Merits.
From the Natural Resources and Environmental Control Committee: HB 580 - 6 Merits; HB 579 - 7 Merits; HB 656 w HA 1 - 6 Merits; HB 606 - 6 Merits.
From the Education Committee: SB 513 - 1 Favorable, 2 Merits; SB 528 - 4 Merits; HB 443 w HA 1 - 4 Merits.

From the Health-Social Services/Aging Committee: SB 530 - 5 Merits; SB 533 - 5 Merits.

The following legislation was introduced:

HB 235 w HA 3 - AN ACT TO AMEND CHAPTER 59, PART V, TITLE 29 OF THE DELAWARE CODE RELATING TO THE PLACEMENT OF CERTAIN EMPLOYEES OF THE JUDICIAL BRANCH OF GOVERNMENT INTO THE MERIT SYSTEM OF PERSONNEL ADMINISTRATION. Sponsors: Representatives Meconi, Houghton, B. Ennis. Assigned to Judiciary Committee.

HB 261 w HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 15 OF THE DELAWARE CODE TO INCREASE THE COMPENSATION OF INSPECTORS, JUDGES AND CLERKS AT GENERAL, PRIMARY OR SPECIAL ELECTIONS AND INCREASING FEES PAID FOR OTHER ELECTION SERVICES. Sponsors: Representative Jonkiert, Senator Marshall. Assigned to Insurance and Elections Committee.

HB 648 w HA 1, 3 - AN ACT TO AMEND CHAPTER 86, TITLE 29 OF THE DELAWARE CODE RELATING TO A VOLUNTARY CONTRIBUTION TO BE ADDED TO STATE INCOME TAX PAYMENTS FOR THE SUPPORT OF EMERGENCY SHELTER FACILITIES FOR THE HOMELESS AND TO ESTABLISH A FUND FOR SAID FACILITIES. Sponsors: Representative Sills, Senators McDowell, Holloway; Representatives B. Ennis, D. Ennis, Plant, VanSant. Assigned to Revenue and Taxation Committee.

HB 655 w HA 2 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE JUDICIARY; AND PERMITTING TEMPORARY ASSIGNMENT OF CERTAIN STATUTORY COURT JUDGES TO CONSTITUTIONAL COURTS UNDER CERTAIN CIRCUMSTANCES. Sponsor: Representative Terry. Assigned to Judiciary Committee.

HB 665 - AN ACT TO AMEND CHAPTER 41, TITLE 18 OF THE DELAWARE CODE RELATING TO PROPERTY INSURANCE CONTRACTS. Sponsors: Representatives West, Buckworth, Dixon. Assigned to Insurance and Elections Committee.

HB 673 - AN ACT TO AMEND CHAPTER 11, TITLE 22 OF THE DELAWARE CODE RELATING TO ASSESSMENT BY MUNICIPALITIES OF LAND USED FOR AGRICULTURAL, HORTICULTURAL OR FOREST USE. Sponsor: Representative Jester. Assigned to Community Affairs Committee.

HB 678 w HA 1, 2 - AN ACT TO AMEND CHAPTER 39, TITLE 18 OF THE DELAWARE CODE RELATING TO UNINSURED VEHICLE COVERAGE. Sponsors: Representatives West, Buckworth, Clark, Dixon. Assigned to Insurance and Elections Committee.

HB 692 w HA 1 - AN ACT TO AMEND CHAPTERS 31 AND 33, TITLE 19, OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsor: Representative Campanelli. Assigned to Labor and Industrial Relations Committee.

HB 334 w HA 1 - AN ACT TO AMEND CHAPTER 23, TITLE 24 OF THE DELAWARE CODE RELATING TO PAWNBROKERS AND JUNK DEALERS. Sponsor: Representative Quillen. Assigned to Community Affairs Committee.

HB 456 w HA 1 - AN ACT TO AMEND 19 DEL., §2101 RELATING TO THE COMPENSATION OF MEMBERS OF THE INDUSTRIAL ACCIDENT BOARD. Sponsor: Representative Campanelli. Assigned to Insurance and Elections Committee.

SA 1 to SB 425. Sponsor: Senator Arnold. Placed with the Bill.

SA 2 to SB 425. Sponsor: Senator Arnold. Placed with the Bill.

SB 470, SB 480, SB 469 and SB 471 were stricken at the request of the sponsor, Senator Torbert.

At 5:53 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 21, 1984.

The Senate reconvened at 1:37 p.m., June 21, 1984, Senator Cordrey presiding.

HB 600 w HA 1 was reported from the Banking Committee - 3 Favorable, 1 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 509 w HA 1 and adopted HCR 216; HCR 217; HCR 218; HCR 219; SCR 150.

The following legislation was introduced:

HB 509 w HA 1 - AN ACT TO AMEND CHAPTER 43, PART II, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE; AND PROVIDING FOR A VICTIM IMPACT STATEMENT. Sponsors: Representative Jonkiert, Senator Marshall. Assigned to Judiciary Committee.

HB 653 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE BY ESTABLISHING HUNTING SAFETY ZONES. Sponsors: Representatives Clark, Anderson, Buckworth, Clendaniel, Jester, Sills. Assigned to Natural Resources and Environmental Control Committee.

At 1:40 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 44th Legislative Day.

44TH LEGISLATIVE DAY
June 21, 1984

The Senate convened at 1:40 p.m., Senator Cordrey presiding.

At 1:41 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

The Senate recessed at 1:41 p.m. for lack of a quorum and reconvened at 1:45 p.m., Lt. Governor Castle presiding.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Cordrey.

SB 526 was taken up for consideration on motion of Senator Cordrey:

SB 526 - AN ACT TO AMEND SUBCHAPTERS 1 AND 2, TITLE 26 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES TO FURTHER DEFINE THE TERM "PUBLIC UTILITY" AND THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION WITH RESPECT TO DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE PROVIDED BY CELLULAR TECHNOLOGY.

Senators Littleton, Minner and Adams marked PRESENT.

The roll call vote on the Bill was taken and revealed 17 Senators voting YES and 4 (Citro, Connor, Holloway, Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 285 w SA 1, 2, 3, 4 was taken up for consideration on motion of Senator McDowell.

SA 5 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Neal and the roll call vote taken which revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Knox, Littleton, Neal, Zimmerman - 8.

NO: Senators Adams, Cook, Cordrey, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn - 10.

ABSENT: Senators Citro, Holloway, Marshall - 3.

Therefore, the Amendment was declared defeated.

Senator Connor marked PRESENT.

The roll call vote on SB 285 w SA 1, 2, 3, 4 was then taken; however, the roll call was laid on the table before being announced on motion of Senator McDowell.

SB 520 was taken up for consideration on motion of Senator Cook:

SB 520 - AN ACT AWARDED SPECIAL PENSION BENEFITS TO RUTH E. HAGGERTY; APPROPRIATING MONIES INTO THE SPECIAL PENSION FUND CREATED BY VOLUME 61, CHAPTER 455, LAWS OF DELAWARE, AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER PAYMENT OF THE PENSION PROVIDED BY THIS ACT AS IF THE AWARD WERE PURSUANT TO CHAPTER 55, TITLE 29, DELAWARE CODE.

Senators Holloway and Marshall marked PRESENT.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Citro and Cordrey) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 521 was taken up for consideration under suspension of the necessary rules on motion of Senator Adams:

SB 521 - AN ACT TO AMEND DELAWARE CODE, TITLE 14, §1703 (i), RELATING TO THE CALCULATION OF VOCATIONAL UNITS FOR STUDENTS ATTENDING SHARED-TIME VOCATIONAL-TECHNICAL SCHOOLS.

The privilege of the floor was extended to Peter Ross (Controller General's Office) after which the Bill was laid on the table on motion of Senator Adams.

SB 492 was taken up for consideration on motion of Senator Vaughn:

SB 492 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMPUTER OFFENSES.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Berndt and the roll call vote taken which revealed 19 Senators voting YES and 2 (Citro and McDowell) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 492 w SA 1 was then taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 509 was taken up for consideration on motion of Senator Minner:

SB 509 - AN ACT TO AMEND CHAPTER 45, TITLE 21 OF THE DELAWARE CODE RELATING TO ISSUANCE OF MULTI-TRIP PERMITS.

SA 1 to the Bill was introduced by Senator Minner and considered for adoption on her motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 509 w SA 1 was then taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 371 was taken up for consideration on motion of Senator McBride:

SB 371 - AN ACT ENTITLED "THE EDUCATION IMPROVEMENT ACT OF 1984", WHICH AMENDS TITLE 14 OF THE DELAWARE CODE IN ORDER TO MANDATE THE OFFERING OF KINDERGARTEN IN ALL SCHOOL DISTRICTS AND REQUIRING ATTENDANCE OF ALL CHILDREN AT A KINDERGARTEN PROGRAM, AND WHICH FURTHER AMENDS TITLE 14 OF THE DELAWARE CODE BY REDUCING THE SIZE OF THE FUNDING UNIT FOR GRADES 1 THROUGH 3 TO A LEVEL OF 15 PUPILS PER UNIT WITH THE GOAL OF REDUCING CLASS SIZE, AND WHICH FURTHER AMENDS TITLE 14 OF THE DELAWARE CODE BY ESTABLISHING A REMEDIAL EDUCATION UNIT.

During discussion of the Bill and the Amendments offered to it, the privilege of the floor was extended to Gary Dalton (Senate Attorney).

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McBride and the roll call vote taken which revealed 19 Senators voting YES and 2 (Citro and Holloway) ABSENT; therefore, the Amendment was declared adopted.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator McBride.

The roll call vote on SB 371 w SA 2 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senator Berndt - 1.

NOT VOTING: Senator Holloway - 1.

ABSENT: Senators Citro and McDowell - 2.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 457 was taken up for consideration on motion of Senator Zimmerman:

SB 457 - AN ACT TO AMEND §845, SUB. PART D, CHAPTER 5 OF TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT OF SERVICES; AND PROVIDING FOR THE INCLUSION OF CABLE TELEVISION COMPANY SERVICES UNDER THE PROVISIONS THEREOF.

The privilege of the floor was extended to John E. Babiarez, Jr. (Maryland-Delaware Cable T.V. Association, Inc.) after which the Bill was laid on the table on motion of Senator Zimmerman.

Senator McBride moved that the roll call vote on SB 371 w SA 2 be rescinded; however, the Senator then withdrew his motion.

SB 521 was lifted from the table for consideration on motion of Senator Adams:

SA 1 to the Bill was introduced by Senator Cook and considered for adoption on her motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Amendment was declared adopted.

Senator Citro marked PRESENT.

The roll call vote on SB 521 w SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 462 was taken up for consideration on motion of Senator Torbert:

SB 462 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO EXEMPTION FROM THE MOTOR CARRIER FUEL PURCHASE LAW.

The privilege of the floor was extended to Dale A. Shurman (Division of Motor Fuel Tax) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, McDowell, Neal, Sharp, Torbert, Vaughn - 17.

NO: Senators Citro, Minner, Zimmerman - 3.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 463 was taken up for consideration on motion of Senator Torbert:

SB 463 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO THE INSPECTION OF THE BUSINESS RECORDS OF THE SPECIAL FUEL DEALERS, USERS, SUPPLIERS AND OTHER SELLERS AND TRANSPORTERS OF DISTILLATE FUELS.

The privilege of the floor was extended to Dale A. Shurman (Division of Motor Fuel Tax) after which the roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Citro and Minner) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 392 was taken up for consideration on motion of Senator Arnold:

SB 392 - AN ACT TO AMEND CHAPTER 85, TITLE 11, DELAWARE CODE, TO ESTABLISH A MISSING CHILDREN INFORMATION CLEARINGHOUSE WITHIN THE DIVISION OF STATE POLICE; PROVIDING DUTIES OF THE CLEARINGHOUSE; REQUIRING NOTIFICATION OF CHILDREN LOCATED; PROVIDING FOR THE PURGING OF INFORMATION; AND PROVIDING FOR THE RETURN OF FINGERPRINTS.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Arnold and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Gary K. Phillips (Friends of Childfind of Delaware) after which the roll call vote on SB 392 w SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 457 was lifted from the table for consideration on motion of Senator Zimmerman:

SB 457 - AN ACT TO AMEND §845, SUB-PART D, CHAPTER 5 OF TITLE 11 OF THE DELAWARE CODE RELATING TO THEFT OF SERVICES; AND PROVIDING FOR THE INCLUSION OF CABLE TELEVISION COMPANY SERVICES UNDER THE PROVISIONS THEREOF.

SA 1 to the Bill was introduced by Senator McDowell and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 457 w SA 1 was then taken and revealed 16 Senators voting YES and 5 (Citro, McBride, McDowell, Neal, Sharp) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 3:53 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 5:03 p.m., Senator Cordrey presiding.

The following Committee reports were announced:

From the Public Safety Committee: HB 611 w HA 1, 2, 3 - 4 Merits.

From the Community Affairs Committee: HB 295 - 3 Merits; HB 673 - 3 Merits.

From the Revenue and Taxation Committee: HB 685 - 6 Merits; HB 686 - 6 Merits; HB 687 - 6 Merits; HB 688 - 6 Merits.

From the Natural Resources and Environmental Control Committee: HB 653 - 6 Merits.

From the Labor and Industrial Relations Committee: HB 692 w HA 1 - 7 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HB 607; HB 560 w HA 1 w HA 1, HA 2; HB 658; HB 679; HB 683; HB 537; HB 621 w HA 1; HB 624 w HA 1; HB 715.

The following legislation was introduced:

SB 539 - AN ACT TO AMEND TITLE 12, CHAPTER 39, OF THE DELAWARE CODE RELATING TO APPOINTMENT OF GUARDIANS FOR MINORS. Sponsor: Senator Holloway. Assigned to Judiciary Committee.

SB 540 - AN ACT TO AMEND TITLE 12, CHAPTER 39, OF THE DELAWARE CODE RELATING TO THE TERM OF GUARDIANSHIP. Sponsor: Senator Holloway. Assigned to Health-Social Services/Aging Committee.

SB 541 - AN ACT TO AMEND CHAPTER 11, TITLE 24, DELAWARE CODE, RELATING TO THE STATE BOARD OF DENTAL EXAMINERS. Sponsors: Senator McBride, Representative VanSant; Senator Holloway; Representative Maroney. Assigned to Administrative Services/Energy Committee.

SA 2 to SB 73. Sponsor: Senator Bair. Placed with the Bill.

HB 560 w HA 1 w HA 1, HA 2 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS; AND INCLUDING CERTAIN PRODUCTS WITHIN THE JURISDICTION OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSION. Sponsors: Representatives Outten, Barnes, Anderson, Bennett, Brady, Bunting, Clark, Clendaniel, C. Cordrey, Dixon, B. Ennis, Gilligan, Houghton, Jester, Sills, Soles, Terry, VanSant, West, Wingate, Boykin, Buckworth, Davis, Fallon, Mack, Maroney, Quillen, Spence; Senators Adams, Cook, Minner, Vaughn, Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton. Assigned to Community Affairs Committee.

HB 607 - AN ACT TO AMEND CHAPTER 68, TITLE 7 OF THE DELAWARE CODE RELATING TO BEACH EROSION CONTROL. Sponsors: Representatives Wingate, Bunting; Senator Cordrey. Assigned to Natural Resources and Environmental Control Committee.

HB 658 - AN ACT TO AMEND CHAPTER 9, TITLE 4, DELAWARE CODE RELATING TO PROHIBITING CONSUMPTION OF ALCOHOLIC LIQUOR ON PUBLIC SCHOOL PROPERTY. Sponsor: Representative Hebner. Assigned to Administrative Services/Energy Committee.

HB 679 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE RELATING TO THE DISCHARGE OF FIREARMS ON OR NEAR PUBLIC ROADS AND PUBLIC RIGHTS-OF-WAY. Sponsors: Representatives Clark, Anderson, Buckworth, Clendaniel, Jester, Sills. Assigned to Natural Resources and Environmental Control Committee.

HB 683 - AN ACT TO AMEND CHAPTER 8, TITLE 29 OF THE DELAWARE CODE BY MAKING A TECHNICAL CHANGE TO THE REAPPORTIONMENT ACT OF 1981. Sponsors: Representatives Bennett and Outten. Assigned to Executive Committee.

HB 537 - AN ACT TO AMEND CHAPTER 90, TITLE 29 OF THE DELAWARE CODE, TO ESTABLISH A MISSING CHILDREN INFORMATION CLEARINGHOUSE WITHIN THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES; PROVIDING DUTIES OF THE CLEARINGHOUSE; REQUIRING NOTIFICATION OF CHILDREN LOCATED; PROVIDING FOR THE PURGING OF INFORMATION; AND PROVIDING FOR THE RETURN OF FINGERPRINTS. Sponsors: Representatives VanSant, Dixon, Boykin, Brady, Clark, Cordrey, Corrozi, Jonkiert, Meconi, Outten, Soles, Terry, West, Wingate; Senators Bair, Holloway, McDowell. Assigned to Health-Social Services/Aging Committee.

HB 621 w HA 1 - AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE RELATING TO ADOPTION LEAVE FOR SCHOOL EMPLOYEES. Sponsor: Representative Petrilli. Assigned to Education Committee.

HB 624 w HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A UNITED STATES OLYMPICS ACCOUNT WITHIN THE DIVISION OF THE TREASURY; FURTHER PROVIDING THAT INDIVIDUALS MAY DESIGNATE A PORTION OF THEIR INCOME TAX REFUND OR IN THE CASE OF A TAX LIABILITY DONATE AN AMOUNT IN EXCESS OF THE LIABILITY TO BE PLACED IN THE UNITED STATES OLYMPICS ACCOUNT; AUTHORIZING THE DIVISION OF REVENUE TO PROVIDE SPACE ON THE FACE OF THE DELAWARE INCOME TAX RETURN FORM WHEREBY AN INDIVIDUAL MAY VOLUNTARILY DESIGNATE AN AMOUNT TO BE DONATED TO SUCH AN ACCOUNT AND DIRECTING THE DIVISION OF REVENUE TO DETERMINE THE TOTAL AMOUNT DESIGNATED PURSUANT TO THIS SECTION AND TO REPORT SUCH AMOUNT TO THE STATE TREASURER WHO SHALL PLACE SUCH AMOUNT IN THE UNITED STATES OLYMPICS ACCOUNT; FURTHER AUTHORIZING THE STATE AUDITOR TO DRAW WARRANTS ON THE ACCOUNT PAYABLE TO THE UNITED STATES OLYMPICS COMMITTEE. Sponsors: Representatives Bennett, Corrozi; Senator Cook. Assigned to Revenue and Taxation Committee.

HB 715 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PUBLIC AND PRIVATE SWIMMING POOLS WHICH ARE ABANDONED OR UNUSED DUE TO SEASONAL DEMAND. Sponsors: Representatives Clark, Bennett, Buckworth, Clendaniel, B. Ennis, Jester, Quillen, Silks. Assigned to Judiciary Committee.

Senate Consent Calendar #20 was taken up for consideration on motion of Senator Minner. The Consent Calendar was comprised of the following Resolutions:

HCR 217 - CONGRATULATING RACHEL ELAINE SCOTT, OF SMYRNA, FOR WINNING THE MISS DELAWARE NATIONAL PRE-TEEN COMPETITION AT THE FOURTH ANNUAL PAGEANT AT CLAYMONT ON MAY 26, 1984. Sponsors: Representative B. Ennis, Senator Vaughn.

HCR 218 - CONGRATULATING AND COMMENDING THE FIRST STATE BOARD OF THE ANCIENT ORDER OF HIBERNIANS AND ITS FIRST PRESIDENT, DAN SCANLON. Sponsors: Representative Bunting and Senator Cordrey.

HCR 219 - CONGRATULATING BECKY YENCHARIS OF CLAYMONT FOR FINISHING FIRST IN THE 60-AND-OVER AGE GROUP IN THE SAINT ANTHONY'S ITALIAN FESTIVAL 10 KILOMETER RACE ON JUNE 10, 1984. Sponsors: Representatives Brady, D. Ennis, Hebner, Smith; Senator Bair, Berndt.

SCR 154 - CONGRATULATING THE MANY DEDICATED VOLUNTEERS AND ORGANIZERS OF THE ANNUAL ST. ANTHONY'S ITALIAN FESTIVAL AND THE MANY FUCTIONS AFFILIATED WITH THAT GREAT EVENT. Spnsors: Senators Marshall, Cook; Representative Free.

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The roll call vote on Senate Consent Calendar #20 was taken and revealed 21 Senators voting YES; therefore, the House Concurrent Resolutions were declared adopted by the Senate and returned to the House and the Senate Concurrent Resolution was declared adopted and sent to the House for consideration.

SJR 16 was introduced and considered for adoption under suspension of the necessary rules on motion of Senator Zimmerman:

SJR 16 - DIRECTING THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL TO CHANGE THE NAME OF THE LOGLAN LANE TRACT TO THE EDMUND H. HARVEY CONSERVATION AND WILDLIFE AREA. Sponsors: Senator Zimmerman, Representative Terry.

Senator Knox was added as co-sponsor of the Resolution at his request and the roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Resolution was declared adopted by the Senate and sent to the House for consideration.

SB 73 was taken up for consideration on motion of Senator Bair:

SB 73 - AN ACT TO AMEND CHAPTER 53, TITLE 25, DELAWARE CODE, RELATING TO A LANDLORD'S OBLIGATION TO SUPPLY A FIT RENTAL AGREEMENT, BY REQUIRING THAT LANDLORDS MAINTAIN A DELAWARE TELEPHONE NUMBER TO RECEIVE AND TO GENERATE SERVICE FOR COMPLAINTS.

SA 1 to the Bill was stricken at the request of the sponsor, Senator Bair.

SA 2 to the Bill was taken up for consideration on motion of Senator Bair.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

SB 73 w SA 2 was then laid on the table on motion of Senator Bair.

SB 408 was taken up for consideration on motion of Senator McDowell:

SB 408 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO REGISTRATION BY MAIL.

SA 1 to the Bill which had been placed with the Bill was laid on the table on motion of Senator McDowell.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on **SB 408 w SA 2** was taken and revealed 18 Senators voting YES, 1 (Citro) voting NO and 2 (Arnold and Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 425 was taken up for consideration on motion of Senator McBride:

SB 425 - AN ACT TO AMEND PART I OF CHAPTER 83, TITLE II, DELAWARE CODE, RELATING TO A QUOTA SYSTEM WITH RESPECT TO THE ISSUANCE OF CITATIONS OR TICKETS BY LAW ENFORCEMENT OFFICIALS OF THE STATE.

SA 3 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator McBride.

The Bill was then laid on the table on further motion of the Senator.

SA 1 to SB 408 was stricken at the request of the sponsor, Senator McDowell.

SB 453 was taken up for consideration on motion of Senator Holloway:

SB 453 - AN ACT TO AMEND TITLE 19, CHAPTER 7, SUBCHAPTER II, §711 OF THE DELAWARE CODE RELATING TO UNLAWFUL EMPLOYMENT PRACTICES TO INCLUDE THE CATEGORY "MARITAL STATUS".

The roll call vote on the Bill was taken and revealed 17 Senators voting YES, 1 (Citro) NOT VOTING and 3 (Arnold, Littleton, Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Marshall moved that the necessary rules be suspended for consideration of SB 467. The roll call vote on the motion was taken and revealed:

YES: Senators Adams, Connor, Holloway, Marshall, McDowell, Sharp, Torbert - 7.

NO: Senators Bair, Berndt, Citro, Cook, Cordrey, Knox, Martin, McBride, Minner, Vaughn - 10.

NOT VOTING: Senator Zimmerman - 1.

ABSENT: Senators Arnold, Littleton, Neal - 3.

Therefore, the motion to suspend the rules was defeated.

SB 484 was stricken at the request of the sponsor, Senator Minner.

HCR 216 was introduced and considered for adoption on motion of Senator Minner:

HCR 216 - REQUIRING THE STATE BOARD OF EDUCATION TO HOLD PUBLIC HEARINGS ON THE PROPOSED REGULATIONS WHICH WOULD LENGTHEN THE STUDENT SCHOOL DAY AND TO DELAY FINAL IMPLEMENTATION OF THESE REGULATIONS UNTIL SEPTEMBER 1, 1985. Sponsors: Representative Gilligan and Senator Cordrey; Representative Oberle; Senators Knox, McBride.

SA 1 to the Resolution was introduced by Senator Knox and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HCR 216 w SA 1 was then taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House for consideration of the Senate Amendment.

SB 542 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator Vaughn:

SB 542 - AN ACT TO AMEND 29 DELAWARE CODE, §5602(b) RELATING TO ELIGIBILITY FOR RETIREMENT UNDER THE STATE JUDICIAL PENSION PLAN. Sponsors: Senators Vaughn, Knox; Representatives B. Ennis, Buckworth.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 485 was taken up for consideration on motion of Senator Adams:

SB 485 - AN ACT TO AMEND CHAPTER 60A, TITLE 29 OF THE DELAWARE CODE, TO CLARIFY CERTAIN PROVISIONS RELATING TO DEFERRED COMPENSATION FOR PUBLIC OFFICERS AND EMPLOYEES OF THE STATE.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 513 was taken up for consideration on motion of Senator Cook:

SB 513 - AN ACT TO AMEND TITLE 14, DELAWARE CODE, TO PROVIDE FOR THE RECRUITING, TRAINING AND SUPPORTING OF PROFESSIONAL EDUCATORS IN ORDER TO ENSURE THE AVAILABILITY OF SUCH EDUCATORS FOR CRITICAL CURRICULAR AREAS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 500 was taken up for consideration on motion of Senator Vaughn:

SB 500 - AN ACT TO AMEND CHAPTER II, TITLE 5 OF THE DELAWARE CODE RELATING TO TAXATION OF NET EARNINGS OF BANKS, TRUST COMPANIES AND NATIONAL BANKS.

The roll call vote on the Bill was taken and revealed:

YES: Senators Bair, Berndt, Connor, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McDowell, Minner, Sharp, Torbert, Vaughn - 14.

NO: Senators Adams, Citro, McBride, Zimmerman - 4.

ABSENT: Senators Arnold, Knox, Neal - 3.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 73 w SA 2 was lifted from the table for consideration on motion of Senator Bair.

The roll call vote on SA 2 to the Bill was rescinded on motion of Senator Bair (no objection).
SA 1 to SA 2 to SB 73 was introduced by Senator Zimmerman and considered for adoption on his motion. The roll call vote on the Amendment to the Amendment was taken and revealed:
YES: Senators Adams, Berndt, Cook, Cordrey, Littleton, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Bair, Citro, Connor, Knox, Marshall - 5.

NOT VOTING: Senator Holloway - 1.

ABSENT: Senators Arnold and Neal - 2.

Therefore, the Amendment was declared adopted.

The roll call vote on SA 2 w SA 1 to SB 73 was then taken and revealed 19 Senators voting YES and 2 (Arnold and Neal) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 73 w SA 2 w SA 1 was then taken and revealed 18 Senators voting YES, 1 (Cordrey) voting NO and 2 (Arnold and Neal) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 6:29 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 26, 1984.

The Senate reconvened at 1:55 p.m., June 26, 1984, Lt. Governor Castle presiding.

HB 560 w HA 1 w HA 1, HA 2 was reported out of the Community Affairs Committee: 3 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed HS 1 for HB 651 w HA 1, 2.

The following legislation was introduced:

SA 1 to SB 510. Sponsor: Senator Holloway. Placed with the Bill.

HS 1 for HB 651 w HA 1, 2 - AN ACT TO AMEND CHAPTER 25, TITLE 12 OF THE DELAWARE CODE, RELATING TO THE OFFICE OF REGISTER OF WILLS. Sponsors: Representatives Jonkiert and Roy. Assigned to Judiciary Committee.

SR 158 - THANKING THE STAFF OF ST. JOSEPH CENTER FOR PRAYER FOR THEIR COMMITMENT TO PERSONAL DEVELOPMENT AND FOR ORGANIZING THE CAMP FARTHEST OUT, TAKING PLACE THE WEEK OF JUNE 24TH, 1984. Sponsor: Senator McBride. Laid on the table.

At 1:57 p.m., on motion of Senator Sharp, the Senatē adjourned to immediately convene for the 45th Legislative Day.

45TH LEGISLATIVE DAY

June 26, 1984

The Senate convened at 1:58 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Vaughn.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator McDowell.

Legislative Advisory #33 received from the Office of Counsel to the Governor was read which informed the Senate of the Governor's action on passed legislation as follows: On June 19, 1984 the Governor signed HB 91 w HA 1 (Volume 64, Chapter 275, Laws of Delaware), HB 279 (Volume 64, Chapter 276, Laws of Delaware), SB 401 (Volume 64, Chapter 277, Laws of Delaware), SB 468 (Volume 64, Chapter 278, Laws of Delaware), SB 492 (Volume 64, Chapter 279, Laws of Delaware).

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The following communications from the Governor were read:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
June 20, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Dover, Delaware 19901

Dear Mr. President:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution, this is to notify you of my intention to submit to the Senate for confirmation the name of the Honorable Joseph T. Walsh for appointment as Vice Chancellor of the Court of Chancery.

Sincerely yours,
Pierre S. duPont, IV, Governor

cc: The Honorable Richard S. Cordrey
The Honorable Andrew Knox
The Honorable Thurman Adams
The Honorable Daniel L. Herrmann
The Honorable Joseph T. Walsh
Secretary of Senate

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STATE OF DELAWARE
OFFICE OF THE GOVERNOR
June 20, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Dover, Delaware 19901

Dear Mr. President:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution, this is to notify you of my intention to submit to the Senate for confirmation the name of the Honorable Clarence W. Taylor for reappointment as Associate Judge of the Superior Court.

Sincerely yours,
Pierre S. duPont, IV, Governor

cc: The Honorable Richard S. Cordrey
The Honorable Andrew Knox
The Honorable Thurman Adams
The Honorable Daniel L. Herrmann
The Honorable Clarence W. Taylor
Secretary of Senate

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SB 460 was taken up for consideration on motion of Senator McDowell:
SB 460 - AN ACT TO AMEND CHAPTERS 55 AND 85, TITLE 29, DELAWARE CODE, RELATING TO ESTABLISHMENT OF A REHABILITATION PROGRAM.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 16 Senators voting YES and 5 (Adams, Citro, Holloway, Littleton, McBride) ABSENT; therefore, the Amendment was declared adopted.

Senators Martin, Marshall, McBride marked PRESENT.

The roll call vote on SB 460 w SA 1 was then taken and revealed 19 Senators voting YES and 2 (Adams and Bair) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 464 was taken up for consideration on motion of Senator Torbert:

SB 464 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ENFORCEMENT OF THE MOTOR CARRIER FUEL PURCHASE LAW.

Senator Citro marked PRESENT.

The roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, McBride, McDowell, Neal, Sharp, Torbert, Vaughn - 16.

NO: Senators Citro, Minner, Zimmerman - 3.

ABSENT: Senators Adams, Holloway - 2.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 465 was taken up for consideration on motion of Senator Torbert:

SB 465 - AN ACT TO AMEND CHAPTER 52, TITLE 30 OF THE DELAWARE CODE RELATING TO MOTOR CARRIERS FUEL PURCHASE LAW AND PENALTIES FOR FAILURE TO COMPLY WITH THE MOTOR FUEL TAX LAW.

The privilege of the floor was extended to John C. Lewis (Division of Motor Fuel Tax) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Knox, Littleton, Martin, Neal, Sharp, Torbert, Lt. Governor Castle - 11.

NO: Senators Citro, Cook, Cordrey, Holloway, Marshall, McBride, McDowell, Minner, Vaughn, Zimmerman - 10.

ABSENT: Senator Adams - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

The Lt. Governor cast a vote on the SB 465 since there was a tie vote with one Senator being absent.

SB 466 was taken up for consideration on motion of Senator Torbert:

SB 466 - AN ACT TO AMEND CHAPTER 51, TITLE 30, OF THE DELAWARE CODE RELATING TO VIOLATIONS OF THE SPECIAL FUEL TAX LAW, PENALTIES THEREON, AND ENFORCEMENT THEREOF.

The privilege of the floor was extended to John C. Lewis (Division of Motor Fuel Tax) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Citro) voting NO and 1 (Adams) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator Holloway marked PRESENT.

SB 514 was taken up for consideration on motion of Senator Torbert:

SB 514 - AN ACT TO AMEND CHAPTERS 27, 42, AND 83, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE, RENEWAL, SUSPENSION OR REVOCATION OF DRIVER'S LICENSES.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Citro and Sharp) voting NO and 1 (Adams) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 528 was taken up for consideration on motion of Senator Cook:

SB 528 - AN ACT TO AMEND CHAPTER 39, TITLE 14, DELAWARE CODE, RELATING TO DEATH BENEFITS FOR RETIRED AND DISABLED TEACHERS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Adams) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SJR 15 was taken up for consideration on motion of Senator Marshall:

SJR 15 - DESIGNATING THE MONTH OF AUGUST 1984 AS POLISH-AMERICAN HERITAGE MONTH HERE IN DELAWARE AND RECOGNIZING THE MANY IMPORTANT CONTRIBUTIONS MADE BY POLISH-AMERICANS TO OUR STATE AND NATION.

Senator Adams marked PRESENT.

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

SB 386 was taken up for consideration on motion of Senator Holloway:

SB 386 - AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF TRANSPORTATION TO NAME THE BRIDGE LOCATED IN THE 700 BLOCK OF SOUTH HEALD STREET IN WILMINGTON THE PAUL F. LIVINGSTON BRIDGE IN HONOR OF THE LATE PAUL F. LIVINGSTON.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SA 1 to SB 386 which had been placed with the Bill was stricken at the request of Senator Holloway.

SB 496 was taken up for consideration on motion of Senator Holloway:

SB 496 - AN ACT AUTHORIZING THE TRANSFER OF GENERAL FUND POSITIONS FROM EXECUTIVE BRANCH AGENCIES TO THE STATE PERSONNEL OFFICE FOR PURPOSES OF PROVIDING EMPLOYMENT FOR QUALIFIED MENTALLY HANDICAPPED CITIZENS.

The privilege of the floor was extended to John A. Dillman, III (State Personnel Office) and Susie Betz (ARC/OJT Project) after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Littleton) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 446 was taken up for consideration under suspension of the necessary rules on motion of Senator McDowell:

SB 446 - AN ACT TO AMEND CHAPTER 41, TITLE 14, DELAWARE CODE RELATING TO DISCLOSURE OF PERSONAL RECORDS OF PUPILS.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Marshall, McDowell, Sharp, Torbert, Vaughn, Zimmerman - 9.

NO: Senators Bair, Citro, McBride, Minner, Neal - 5.

NOT VOTING: Senators Arnold, Berndt, Connor, Knox, Littleton, Martin - 6.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared defeated.

SB 508 was taken up for consideration on motion of Senator Adams:

SB 508 - AN ACT TO AMEND CHAPTER 21, TITLE 14 OF THE DELAWARE CODE RELATING TO POWER OF SCHOOL DISTRICTS TO ISSUE BONDS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Citro) NOT VOTING and 1 (McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 523 was taken up for consideration under suspension of the necessary rules on motion of Senator Adams:

SB 523 - AN ACT TO AMEND TITLE II, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A DELAWARE COUNTY AND MUNICIPAL POLICE PENSION PLAN.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (McDowell and Sharp) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 537 was taken up for consideration under suspension of the necessary rules on motion of Senator Adams:

SB 537 - AN ACT TO AMEND CHAPTER 7, TITLE 4, DELAWARE CODE, RELATING TO FINANCIAL RESPONSIBILITY REQUIREMENTS OF ALCOHOLIC BEVERAGE LICENSEES.

The privilege of the floor was extended to Fred VanSant (Division of Administrative Services) and Richard Kane (Delaware Alcoholic Beverage Wholesalers, Inc.) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Knox - 4.

NO: Senators Citro, Connor, Cook, Cordrey, Martin, McBride, McDowell, Minner, Neal, Sharp, Vaughn - 11.

NOT VOTING: Senators Berndt, Holloway, Littleton, Marshall, Torbert, Zimmerman - 6.

Therefore, the Bill was declared defeated.

SB 530 was taken up for consideration on motion of Senator Holloway:

SB 530 - AN ACT TO AMEND TITLE II, TITLE 16, TITLE 29 AND TITLE 31 OF THE DELAWARE CODE TO CHANGE THE NAME OF THE DIVISION OF MENTAL HEALTH TO THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH AND TO CREATE A NEW ADVISORY COUNCIL FOR THE DIVISION OF ALCOHOLISM, DRUG ABUSE AND MENTAL HEALTH.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES and 3 (McDowell, Minner, Torbert) NOT VOTING; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 4:19 p.m. on motion of Senator Sharp the recessed for Party Caucus and reconvened at 5:05 p.m., Senator Cordrey presiding.

SS 1 for SB 454 was introduced and adopted in lieu of the Original on motion of Senator Cook:

SS 1 for SB 454 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. Sponsors: Senators Cook, Holloway, McBride, Vaughn, Berndt, Neal; Representatives Bennett, Meconi, Soles, Wingate, Corrozi, Petrilli.

HB 549 w HA 1 which had been assigned to the Community Affairs Committee was reassigned to Judiciary Committee.

SB 543 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator Vaughn:

SB 543 - AN ACT TO AMEND CHAPTER 56, TITLE 29 DELAWARE CODE RELATING TO ELIGIBILITY FOR RETIREMENT UNDER THE STATE JUDICIAL PENSION PLAN. Sponsors: Senators Vaughn and Knox; Representatives B. Ennis, Clark, Buckworth.

At 5:09 p.m., Lt. Governor Castle presiding.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 544 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator Holloway:

SB 544 - AN ACT TO AMEND CHAPTER 38, TITLE 31, DELAWARE CODE, RELATING TO THE DEFINITION OF CHILD AND NOTICE REQUIREMENT. Sponsor: Senator Holloway.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 545 was introduced and laid on the table on motion of Senator Marshall:

SB 545 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING SENATE SUBSTITUTE NO. 1 TO SENATE BILL NO. 454 OF THE 132ND GENERAL ASSEMBLY OF THE STATE OF DELAWARE. Sponsors: Senators Marshall, Citro, Torbert; Representatives Campanelli, Jonkiert, Roy, Spence.

SB 425 was lifted from the table for consideration on motion of Senator McBride.

SA 1 to the Bill which had been placed with the Bill was laid on the table on motion of Senator Arnold.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Arnold. The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Amendment was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Neal - 9.

NO: Senators Cook, Cordrey, Marshall, Martin, McBride, McDowell, Minner, Zimmerman - 8.

NOT VOTING: Senators Sharp, Torbert, Vaughn - 3.

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared defeated.

SA 1 to the Bill was lifted from the table for consideration on motion of Senator Arnold and the roll call vote taken which revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Marshall, Neal - 9.

NO: Senators Adams, Cook, Cordrey, Martin, McBride, McDowell, Minner, Zimmerman - 8.

NOT VOTING: Senators Sharp, Torbert, Vaughn - 3.

ABSENT: Senator Holloway - 1.

Therefore, the Amendment was declared defeated.

The Bill was then laid on the table on motion of Senator McBride.

SR 161 was introduced and considered for adoption on motion of Senator Arnold:

SR 161 - CONGRATULATING TED AND CEIL STEGURA ON THE OCCASION OF THEIR 25TH WEDDING ANNIVERSARY. Sponsors: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Neal.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Resolution was declared adopted.

SR 159 was introduced and considered for adoption on motion of Senator Zimmerman:

SR 159 - EXTENDING BIRTHDAY GREETINGS TO JOE ULLRICH ON HIS 65TH BIRTHDAY. Sponsors: Senator Zimmerman and all Senators.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

Senator Marshall moved that the necessary rules be suspended for consideration of SB 545.

The roll call vote on the motion was taken and revealed:

YES: Senators Citro, Connor, Cordrey, Holloway, Littleton, Marshall, McBride, McDowell, Sharp, Torbert, Vaughn, Zimmerman - 12.

NO: Senators Adams, Arnold, Knox, Martin, Minner, Neal - 6.

NOT VOTING: Senators Bair, Berndt, Cook - 3.

Therefore, the motion prevailed and the Bill was before the Senate.

The roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Marshall.

HB 197 was taken up for consideration on motion of Senator McDowell:

HB 197 - AN ACT TO AMEND CHAPTER 57, TITLE 25 OF THE DELAWARE CODE RELATING TO LANDLORD/TENANT CODE APPEAL PROCEDURES.

The roll call vote on the Bill was taken and revealed 17 Senators voting YES and 4 (Cordrey, Littleton, McBride, Zimmerman) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 287 was taken up for consideration under suspension of the necessary rules on motion of Senator McDowell:

HB 287 - AN ACT TO AMEND CHAPTER 55, TITLE 25 OF THE DELAWARE CODE RELATING TO RETALIATORY EVICTIONS.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Cordrey and Zimmerman) voting NO and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 425 was lifted from the table for consideration on motion of Senator McBride.

SA 4 to the Bill was introduced by Senator McBride and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Littleton) ABSENT; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on SB 425 w SA 4 was taken and revealed:

YES: Senators Adams, Cook, Holloway, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 11.

NO: Senators Arnold, Bair, Berndt, Citro, Connor, Cordrey, Littleton, Marshall, Neal - 9.

NOT VOTING: Senator Knox - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HS 2 for HB 429 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator McBride:

HS 2 for HB 429 - AN ACT TO AMEND CHAPTER 17, TITLE 14 OF THE DELAWARE CODE RELATING TO THE DIVISION III FORMULA AND FUNDING. Sponsors: Representatives Outten, Jester, Bunting; Senator McBride; Representatives Barnes, Bennett, Buckworth, Campanelli, Clark, B. Ennis, Fallon, Mack, Petrilli, Quillen, Sills, Spence, Terry; Senators Littleton, Torbert.

The privilege of the floor was extended to Dr. James Sparta (Assistant Superintendent, Department of Public Instruction) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

SCR 155 was introduced and considered for adoption on motion of Senator Martin:

SCR 155 - COMMEMORATING ON THIS DATE THE 200TH ANNIVERSARY OF CAESAR RODNEY'S DEATH. Sponsors: Senator Martin, Representative Anderson.

WHEREAS, on this date, June 26, 1984, represents the 200th anniversary of Caesar Rodney's death; and

WHEREAS, it is most appropriate at this time to reflect back on the many historical contributions made by Caesar Rodney; and

WHEREAS, Caesar Rodney was a delegate to the Stamp Act Congress in 1765 which took place in New York to protest to the king of England their opposition to the Stamp Act of 1765 passed by Parliament; and

WHEREAS, Caesar Rodney was the last Speaker of the Delaware House of Representatives of the three lower counties when Delaware was a part of the State of Pennsylvania under old form of government; and

WHEREAS, Caesar Rodney was a delegate to both the first and second Continental Congress held in Philadelphia in 1774 and 1775 respectively to again protest to the Mother Country of England that the colonies rights had been trampled upon; and

WHEREAS, probably one of the most significant contributions Caesar Rodney accomplished during his public career was his famous ride to Philadelphia by horseback to sign the Declaration of Independence; and

WHEREAS, Caesar Rodney was also a Major General of the Delaware State Militia; and

WHEREAS, from 1778 to 1782, Caesar Rodney served as President and Governor of the State of Delaware; and

WHEREAS, Caesar Rodney's worthy leadership and his fight for liberty and independence as shown through his numerous contributions, both politically and militarily, will always be remembered and studied by generations of Delawareans to come.

NOW, THEREFORE:

BE IT RESOLVED by the members of the Senate of the 132nd General Assembly of the State of Delaware the House of Representatives concurring therein, that commemorations are hereby expressed and extolled on the 200th Anniversary of Caesar Rodney's death.

BE IT FURTHER RESOLVED that upon passage of this Resolution that copies be made a part of the Senate and House Journals and also a part of the 1984 Session Laws, of the State of Delaware.

* * * * *

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

SR 160 was introduced and considered for adoption on motion of Senator Martin:

SR 160 - EXTENDING BEST WISHES AND MANY THANKS TO DR. HELEN D. WISE, EXECUTIVE DIRECTOR OF DELAWARE STATE EDUCATION ASSOCIATION ON HER RETIREMENT. Sponsor: Senator Martin.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

At 7:30 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 27, 1984.

The Senate reconvened at 1:40 p.m., June 27, 1984, Senator Cordrey presiding.

HS 1 for HB 320 was recommitted to Administrative Services/Energy Committee.

The Secretary announced that a message from the House informed the Senate that it had passed HS 1 for HB 427; SB 520; HB 574 w HA 1, 2, 3; HB 584; HB 595 w HA 1, 4, 5, 6; HB 598; HB 601; HB 629 w HA 1; HB 649 w HA 1; HB 670 w HA 1; HB 701; HB 702; HB 717.

The following legislation was introduced:

HS 1 for HB 427 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO PRIMARY ELECTIONS AND PROVIDING A METHOD OF FUNDING THEREFOR. Sponsors: Representative Meconi, Senator McDowell; Representatives Bennett, Bunting, Jester, Soles, West, Wingate; Senators Adams, Martin, Minner, Vaughn. Assigned to Insurance and Elections Committee.

HB 574 w HA 1, 2, 3 - AN ACT TO AMEND CHAPTER 5, TITLE 9, OF THE DELAWARE CODE RELATING TO SUBURBAN COMMUNITY IMPROVEMENTS. Sponsors: Representative Oberle; Senators Martin, Neal. Assigned to Community Affairs Committee.

HB 584 - AN ACT TO AMEND 29 DEL. C. §6903 RELATING TO PUBLIC WORKS CONTRACTS BY CORRECTING AN ERROR. Sponsor: Representative Bennett. Assigned to Labor and Industrial Relations Committee.

HB 595 w HA 1, 4, 5, 6 - AN ACT TO AMEND TITLES 24 AND 29 OF THE DELAWARE CODE RELATING TO THE PRACTICE OF MEDICINE. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators McDowell, Torbert, Marshall, Citro, Connor. Assigned to Health-Social Services/Aging Committee.

The Secretary announced that a message from the House informed the Senate that it had passed HS 1 for HB 698; HB 716; HB 703 w HA 1; HB 704 w HA 1; HB 20 w HA 1; HB 431; HB 455 w HA 1, 2; HB 561; HB 587.

The following legislation was introduced:

HS 1 for HB 698 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE, RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS; CHAPTER 55, TITLE 30 OF THE DELAWARE CODE, RELATING TO PUBLIC UTILITIES TAXES; CHAPTER 50, TITLE 29 OF THE DELAWARE CODE, RELATING TO INDUSTRIAL TRAINING FOR ECONOMIC DEVELOPMENT; AND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. Sponsors: Representative Gilligan and Senator Marshall; Representative Sills and Senator Bair; Representatives Campanelli, Oberle, Anderson, Barnes, Boykin, Brady, Buckworth, Bunting, Clark, Clendaniel, Corrozi, Davis, Dixon, D. Ennis, Fallon, Free, George, Hebner, Jester, Jonkiert, Mack, Maroney, Petrilli, Quillen, Roy, Smith, Spence, VanSant. Assigned to Labor and Industrial Relations Committee.

HB 455 w HA 1, 2 - AN ACT TO AMEND PART VI, TITLE 16 OF THE DELAWARE CODE RELATING TO RAILROADS. Sponsor: Representative Campanelli. Assigned to Highways and Transportation Committee.

HB 598 - AN ACT TO RESTORE THE PRIOR PENSION CREDIT TO RONALD M. FINCH UNDER CHAPTER 55, TITLE 29, DELAWARE CODE. Sponsors: Representatives Boykin, Corrozi, Gilligan. Assigned to Finance Committee.

HB 601 - AN ACT TO AMEND CHAPTER 63, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF THE BUDGET COMMISSION. Sponsor: Representative Clark. Assigned to Finance Committee.

HB 629 w HA 1 - AN ACT TO AMEND CHAPTER 15, TITLE 16 AND CHAPTER 60, TITLE 7 DELAWARE CODE RELATING TO THE APPROVAL OF PLANS FOR THE CONSTRUCTION AND ALTERATION OF WATER SUPPLY SYSTEMS, WELLS, CESSPOOLS AND DRAINAGE SYSTEMS. Sponsor: Representative Terry. Assigned to Natural Resources and Environmental Control Committee.

HB 649 w HA 1 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE TO CLARIFY THE DEFINITION OF STREETS RECEIVING MUNICIPAL STREET AID. Sponsor: Representative Anderson. Assigned to Finance Committee.

HB 670 w HA 1 - AN ACT TO AMEND CHAPTER 17, SUBCHAPTER VI, TITLE 24, DELAWARE CODE, RELATING TO THE REQUIREMENT THAT PHYSICIANS NOTIFY THEIR PATIENTS WHEN CLOSING THEIR BUSINESS OR LEAVING THE STATE. Sponsors: Representatives Clark, West. Assigned to Health-Social Services/Aging Committee.

HB 701 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE REGULATION OF SECURITY SYSTEMS AND PROTECTIVE SERVICES AND THE DEFINITION OF SECURITY SYSTEMS. Sponsor: Representative Maroney. Assigned to Banking Committee.

HB 702 - AN ACT TO AMEND CHAPTER 5, TITLE 31 OF THE DELAWARE CODE TO PROVIDE JUDICIAL REVIEW OF ADMINISTRATIVE DECISIONS IN PUBLIC BENEFITS PROGRAMS. Sponsors: Representative Sills, Senator Holloway; Representatives Plant, VanSant; Senator McDowell. Assigned to Judiciary Committee.

HB 717 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO PROCUREMENT OF MATERIEL AND WORK BY STATE AGENCIES. Sponsors: Representative B. Ennis; Senator Minner. Assigned to Administrative Services/Energy Committee.

HB 20 w HA 1 - AN ACT TO AMEND CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO CREDIT FOR EXPENSES INCURRED BY ACTIVE FIRE COMPANY MEMBERS. Sponsors: Representatives Gilligan, Hebner. Assigned to Finance Committee.

HB 431 - AN ACT TO AMEND CHAPTER 23, TITLE 19, OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION INSURANCE COVERAGE FOR VOLUNTEER FIRE COMPANIES. Sponsors: Representative B. Ennis, Senator Torbert; Representatives Barnes, Clark, Davis, Dixon, Gilligan, Houghton, Mack, Oberle, Petrilli, Quillen, Spence, Terry, VanSant, West; Senators Littleton, McBride, Minner, Vaughn. Assigned to Finance Committee.

HB 561 - AN ACT TO AMEND CHAPTER 5, TITLE 31 OF THE DELAWARE CODE TO DETERMINE ELIGIBILITY OF POTENTIAL AFDC RECIPIENTS FOR MEDICAID COVERAGE FOR PRE-NATAL CARE. Sponsors: Representative Sills, Senators Holloway, McDowell; Representatives Maroney, Plant, VanSant. Assigned to Health-Social Services/Aging Committee.

HB 587 - AN ACT TO AMEND CHAPTER 17, TITLE 14, DELAWARE CODE AS IT RELATES TO THE BASIC SKILLS UNIT. Sponsors: Representative Bennett, Senator Cook. Assigned to Education Committee.

HB 703 w HA 1 - AN ACT TO AMEND CHAPTER 44, TITLE 18, DELAWARE CODE, RELATING TO THE DELAWARE LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION. Sponsor: Representative Bennett. Assigned to Insurance and Elections Committee.

HB 704 w HA 1 - AN ACT TO AMEND CHAPTER 44, TITLE 18, DELAWARE CODE, RELATING TO THE DELAWARE LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION. Sponsor: Representative Bennett. Assigned to Finance Committee.

HB 716 - AN ACT TO AMEND CHAPTER 9, TITLE 5 OF THE DELAWARE CODE RELATING TO LOANS BY BANKS OR TRUST COMPANIES TO EXECUTIVE OFFICERS AND DIRECTORS. Sponsors: Representative Bennett; Senator Cordrey. Assigned to Banking Committee.

The following Committee reports were announced:

From the Agriculture Committee: HB 489 - 4 Merits.

From the Executive Committee: HB 351 - 6 Merits; HB 365 - 4 Merits.

From the Highways and Transportation Committee: HB 354 w HA 2 - 6 Merits.

From the Insurance and Elections Committee: HB 456 w HA 1 - 3 Merits; HB 570 - 3 Merits.

From the Judiciary Committee: HB 504 - 4 Merits; HB 565 - 4 Merits.

From the Finance Committee: SS 3 for SB 89 - 4 Merits; HB 501 w HA 1, 2 - 4 Merits.

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

STATE OF DELAWARE
EXECUTIVE DEPARTMENT, DOVER
June 26, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Gerard A. Cain, 2 Stallion Drive, Newark, Delaware 19713, to be appointed as a member of the Board of Trustees of the Delaware Technical and Community College for a term of three years, replacing Mr. Gene Derrickson, deceased.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 26, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Robert B. Hopkins, 310 Laws Street, Bridgeville, Delaware 19933, to be reappointed as a member of the Sussex County Board of Elections for a term of four years to expire January 31, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 26, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Elwood S. Jones, 112 Nanticoke Estates, Seaford, Delaware 19973, to be reappointed as a member of the Sussex County Board of Elections for a term of four years to expire January 31, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
June 26, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Verdie B. West, R.D. #1, Box 55, Frankford, Delaware 19945, to be reappointed as a member of the Sussex County Board of Elections for a term of four years to expire January 31, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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The following legislation was introduced:

SB 546 - AN ACT TO AMEND CHAPTER 28, §2809, TITLE 21 OF DELAWARE CODE RELATING TO JUDICIAL REVIEW OF HABITUAL OFFENDER STATUS. Sponsor: Senator Torbert. Assigned to Judiciary Committee.

SB 547 - AN ACT TO AMEND CHAPTER 33, TITLE 24, OF THE DELAWARE CODE, RELATING TO VETERINARY MEDICINE. Sponsors: Senators Adams, Berndt. Assigned to Health-Social Services/Aging Committee.

SA 2 to SB 291. Sponsor: Senator Berndt. Placed with the Bill.

SA 3 to HB 23. Sponsor: Senator Bair. Placed with the Bill.

SA 3 and SA 4 to HB 549. Sponsor: Senator Torbert. Placed with the Bill.

SA 1 to SA 2 to HB 297. Sponsor: Senator Adams. Placed with the Bill.

SA 2 to HB 549. Sponsor: Senator Minner. Placed with the Bill.

At 1:59 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 46th Legislative Day.

46TH LEGISLATIVE DAY June 27, 1984

The Senate convened at 1:59 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Adams.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SA 1 to SB 417 was stricken at the request of the sponsor, Senator Knox.

SA 2 to HB 469 was stricken at the request of the sponsor, Senator Knox.

HB 328 was taken up for consideration on motion of Senator Cook:

HB 328 - AN ACT TO AMEND CHAPTER 85, TITLE 29 OF THE DELAWARE CODE TO PROVIDE FOR REIMBURSEMENT OF OUT-OF-POCKET EXPENSES FOR MEMBERS ATTENDING MEETINGS OF THE GOVERNOR'S COUNCIL ON LABOR.

Senators Marshall, McBride, Littleton marked PRESENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 297 was taken up for consideration on motion of Senator Torbert under suspension of the necessary rules:

HB 297 w HA 1 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO AN AMUSEMENT RIDES SAFETY ACT.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Adams.

SA 1 to SA 1 to the Bill was stricken at the request of Senator Adams.

SA 1 to SA 2 to the Bill was taken up for consideration on motion of Senator Adams and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Amendment was declared adopted.

SA 2 w SA 1 was then taken up for consideration on motion of Senator Adams and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Amendment was declared adopted.

At 2:16 p.m., Lt. Governor Castle presiding.

Senator Adams moved that HB 297 w HA 1, SA 2 w SA 1 be laid on the table. The roll call vote on the tabling motion was taken and revealed:

YES: Senators Arnold, Cook, Cordrey, McDowell, Minner, Sharp, Vaughn, Zimmerman - 8.

NO: Senators Bair, Berndt, Citro, Connor, Knox, Littleton, Marshall, Martin, McBride, Neal, Torbert - 11

NOT VOTING: Senator Adams - 1.

ABSENT: Senator Holloway - 1.

Therefore, the motion was defeated and the Bill remained before the Senate.

The roll call vote on HB 297 w HA 1, SA 2 w SA 1 was then taken and revealed 19 Senators voting YES, 1 (McBride) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

Senator Holloway marked PRESENT.

Senator Knox moved that the necessary rules be suspended for consideration of HB 103. The roll call vote on the motion was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Neal - 8.

NO: Senators Adams, Cook, Cordrey, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

NOT VOTING: Senator Holloway - 1.

Therefore, the motion was defeated.

Senator Connor introduced several guests present in the Chamber to the Senate.

The privilege of the floor was extended to Tony Mechinski.

HB 315 w HA 1, 2 was taken up for consideration on motion of Senator Adams:

HB 315 w HA 1, 2 - AN ACT TO AMEND CHAPTER 100, TITLE 29 OF THE DELAWARE CODE TO PROVIDE PENALTIES FOR VIOLATIONS OF THE FREEDOM OF INFORMATION LAW.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (Adams) voting NO, and 2 (Arnold and Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 351 was taken up for consideration on motion of Senator Adams:

HB 351 - AN ACT TO AMEND CHAPTER 59, TITLE 29, DELAWARE CODE, TO EXEMPT CERTAIN EMPLOYEES AT THE SMYRNA REST AREA FROM A MAXIMUM TEMPORARY EMPLOYMENT PERIOD.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 354 w HA 2 was taken up for consideration on motion of Senator Martin:

HB 354 w HA 2 - AN ACT TO AMEND CHAPTER 1, TITLE 17 AND CHAPTER 96, TITLE 9 OF THE DELAWARE CODE RELATING TO THE CONSTRUCTION AND MAINTENANCE OF PRIVATE ROADS AND THE CONVEYING OF REAL PROPERTY FRONTING PRIVATE ROADS.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Marshall, Martin, McDowell, Neal, Sharp, Torbert - 12.

NO: Senators Adams, Cook, Cordrey, Littleton, McBride, Minner, Vaughn, Zimmerman - 8.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

Senator Vaughn introduced Cheryl Ann Hurd (Pushmobile Derby Winner) and her parents, Mr. and Mrs. Wayne Hurd.

HB 365 was taken up for consideration on motion of Senator Adams:

HB 365 - AN ACT TO AMEND CHAPTER 86, TITLE 29 OF THE DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF THE DIVISION OF VOLUNTEER SERVICES.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 488 was taken up for consideration on motion of Senator Cook:

HB 488 - AN ACT TO AMEND CHAPTER 27, TITLE 29 OF THE DELAWARE CODE RELATING TO METHODS OF PAYMENT TO STATE EMPLOYEES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 489 was taken up for consideration on motion of Senator Adams:

HB 489 - AN ACT TO AMEND CHAPTER 77, TITLE 3 OF THE DELAWARE CODE RELATING TO STRAY LIVESTOCK.

The roll call vote on the Bill was taken and revealed 16 Senators voting YES and 5 (Adams, Arnold, Cordrey, McBride, Neal) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 501 w HA 1, 2 was taken up for consideration on motion of Senator Cook:

HB 501 w HA 1, 2 - AN ACT TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 5, RELATING TO THE ISSUANCE OF BONDS BY COUNTIES OF THE STATE FOR PURPOSES OF SUBURBAN COMMUNITY IMPROVEMENTS; TO AMEND DELAWARE CODE, TITLE 9 §1163 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR GENERAL PURPOSES; TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 22, RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING THE COST OF SEWERAGE SYSTEMS; TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 23 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING THE COST OF CONSTRUCTING SEWAGE DISPOSAL FACILITIES; AND TO AMEND DELAWARE CODE, TITLE 9, CHAPTER 28 RELATING TO THE ISSUANCE OF BONDS BY NEW CASTLE COUNTY FOR PURPOSES OF FINANCING WATER SUPPLY SYSTEMS.

The privilege of the floor was extended to Don Burawski (New Castle County Government) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (McDowell) voting NO and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 292 was taken up for consideration under suspension of the necessary rules on motion of Senator Torbert:

HB 292 - AN ACT TO AMEND CHAPTER 41, TITLE 21, DELAWARE CODE, BY EMPHASIZING THE PROVISION FOR LEGAL COUNSEL AND PROVIDING COMPENSATION TO CERTAIN PERSONS APPEARING AS WITNESSES IN THE CASE OF AN ALLEGED VIOLATION OF THE SCHOOL BUS STOP LAW.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) and Representative Corrozi after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Berndt, Citro, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Torbert, Vaughn - 16.

NO: Senators Connor, Littleton, Zimmerman - 3.

NOT VOTING: Senator Minner - 1.

ABSENT: Senator Bair - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

At 3:26 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:35 p.m., Senator Cordrey presiding.

On motion of Senator Adams, the Governor's nomination for appointment of Jonathan P. Mick was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 19 Senators voting YES and 2 (Berndt and Citro) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Benjamin Burton Betts, Jr., was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 19 Senators voting YES and 2 (Berndt and Citro) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Clyde Roberts was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the appointment was declared confirmed.

At 4:41 p.m., Lt. Governor Castle presiding.

On motion of Senator Adams, the Governor's nomination for appointment of Philip R. English was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Philip A. Messina was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Lloyd Cockran was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Andrew T. Manus was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the appointment was declared confirmed.

Senator Cook introduced Rachel Scott (Miss Pre-Teen Delaware) and her parents, Mrs. and Mrs. Bill Scott.

Lt. Governor Castle introduced to the Senate the Lt. Governor of the Girl's State, Dawn Comorat.

On motion of Senator Adams, the Governor's nomination for appointment of Rachel G. Draper was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 19 Senators voting YES and 2 (Citro and Zimmerman) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Anthony R. Goland was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of William H. McFadden was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Raymond K. Arzinger was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Ray K. Woodward was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed:

YES: Senators Adams, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senator Neal - 1.

NOT VOTING: Senators Arnold, Bair, Berndt - 3.

Therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of A. Wayne Burton was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Alfred A. Stango was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Kent Sparks Price, Jr., was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Holger H. Harvey was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Berndt) NOT VOTING; therefore, the appointment was declared confirmed.

SJR 18 was introduced and considered for adoption under suspension of the necessary rules on motion of Senator Holloway:

SJR 18 - DIRECTING THE SECRETARY OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO CONTINUE THE RIGHT TO KNOW ADVISORY COMMITTEE APPOINTED UNDER SENATE RESOLUTION NO. 87, JULY 6, 1983. Sponsor: Senator Holloway.

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

HB 504 was taken up for consideration on motion of Senator Sharp:

HB 504 - AN ACT TO AMEND CHAPTER 21, TITLE 12 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF DECEDENTS' ESTATES.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 546 was taken up for consideration under suspension of the necessary rules on motion of Senator Marshall:

HB 546 - AN ACT TO AMEND CHAPTER 50, TITLE 29 OF THE DELAWARE CODE RELATING TO THE HIRING OF DELAWARE RESIDENTS FOR PROJECTS FINANCED UNDER THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (Neal) voting NO and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 565 was taken up for consideration on motion of Senator Sharp:

HB 565 - AN ACT TO AMEND CHAPTER 1, TITLE 8 OF THE DELAWARE CODE RELATING TO THE DELAWARE GENERAL CORPORATION LAW.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (McDowell) voting NO and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 295 was taken up for consideration on motion of Senator Minner:

HB 295 - AN ACT TO AMEND CHAPTER 88, TITLE 29, DELAWARE CODE, RELATING TO LIMITATIONS ON THE PROCUREMENT OF PAPER PRODUCTS AND FILE CABINETS BY THE DIVISION OF SUPPORT OPERATIONS AND PURCHASING OF THE DEPARTMENT OF ADMINISTRATIVE SERVICES.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp and the roll call vote taken which revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HB 295 w SA 1 was then taken and revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

HB 570 was taken up for consideration on motion of Senator Sharp:

HB 570 - AN ACT TO AMEND CHAPTER 63, TITLE 18 OF THE DELAWARE CODE RELATING TO NON-PROFIT HEALTH SERVICE CORPORATIONS, AND PROVIDING FOR A STANDARD FORM FINANCIAL STATEMENT TO BE FILED BY SUCH CORPORATIONS ON AN ANNUAL BASIS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 579 was taken up for consideration on motion of Senator Zimmerman:

HB 579 - AN ACT TO AMEND CHAPTER 61, TITLE 7 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS UNDER THE UNDERWATER LANDS ACT.

Senator Zimmerman moved that the Bill be laid on the table. Senator Berndt objected; therefore, the roll call vote on the motion was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

NO: Senators Bair, Berndt, Citro, Connor, Littleton, Martin - 6.

NOT VOTING: Senator Neal - 1.

ABSENT: Senators Arnold, Knox - 2.

Therefore, the motion prevailed and the Bill was laid on the table.

HB 580 was taken up for consideration on motion of Senator Zimmerman:

HB 580 - AN ACT TO AMEND CHAPTER 66, TITLE 7 OF THE DELAWARE CODE TO TRANSFER THE DUTIES OF THE WETLANDS APPEALS BOARD TO THE ENVIRONMENTAL APPEALS BOARD.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Arnold and Knox) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 599 was taken up for consideration on motion of Senator Cook:

HB 599 - AN ACT TO AMEND CHAPTER 65, TITLE 29 OF THE DELAWARE CODE RELATING TO REVENUE ESTIMATES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 200 w HA 1, SA 1 was taken up for consideration on motion of Senator Marshall.

On motion of Senator Bair (without objection) the roll call vote on SA 1 was rescinded and the Amendment stricken.

The roll call vote on HB 200 w HA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 538 was taken up for consideration on motion of Senator McDowell under suspension of the necessary rules:

HB 538 - AN ACT TO AMEND CHAPTER 16, TITLE 24, DELAWARE CODE, RELATING TO THE REQUIREMENTS OF THE OCCUPATION OF MASSAGIST.

The privilege of the floor was extended to Suzie S. Stehle (Professional Massagist) after which the Bill was laid on the table on motion of Senator McDowell.

HB 607 was taken up for consideration on motion of Senator Cordrey:

HB 607 - AN ACT TO AMEND CHAPTER 68, TITLE 7 OF THE DELAWARE CODE RELATING TO BEACH EROSION CONTROL.

The Bill was then laid on the table on motion of Senator Cordrey.

At 6:31 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 28, 1984.

The Senate reconvened at 2:16 p.m. June 28, 1984, Senator Cordrey presiding.

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

STATE OF DELAWARE
Office of the Governor
June 27, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Winifred Toliver-Grant, 1519 W. 6th Street, Wilmington, DE 19805, to be appointed as a member of the Commission on Adult Entertainment Establishments to replace Beatrice C. Carroll, resigned. Term to expire March 31, 1986

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *

The Secretary announced that a message from the House informed the Senate that it had passed SS 1 for SB 436 w SA 1, 2; HB 684; HB 671 w HA 1; HB 652 w HA 1; HB 632 w HA 1; SB 227; SB 318; SB 365 w SA 1; SB 400; SB 404; SB 418; SB 420; SB 216 w HA 2; HB 691; SB 398; SB 228 w HA 1; SB 356 w SA 1; SB 389 w SA 1; SB 430; SB 509 w SA 1; HB 696; SB 164 w HA 1; SB 441; SB 453; SB 479; SB 493 and adopted HJR 24 w HA 1; HJR 25 w HA 1; HJR 26 w HA 1; HCR 220; HCR 221; HCR 222; HCR 223; HCR 224; SCR 152; SCR 153; SCR 154; SCR 155.

The following legislation was introduced:

SB 548 - AN ACT TO AMEND TITLE 15, CHAPTER 3 REQUIRING THE COMMISSIONER OF ELECTIONS TO AUDIT FOR THE NAMES OF PRIMARY ELECTION VOTERS AND TO MAKE THE LISTS THEREOF AVAILABLE TO POLITICAL PARTIES AND OTHER INTERESTED PARTIES. Sponsor: Senator McDowell. Assigned to Insurance and Elections Committee.

SB 549 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO PROVIDE FOR A DELAWARE COMPENSATION COMMISSION. Sponsors: Senators McDowell, Knox, Arnold; Representatives George, Bennett, Hebner, Oberle. Assigned to Judiciary Committee.

SB 550 - AN ACT TO PROVIDE A SUPPLEMENTAL APPROPRIATION TO THE AMERICAN INSTITUTE OF TECHNOLOGY FOR TUITION GRANTS FOR STUDENTS. Sponsors: Senator Holloway, McBride, Marshall; Representatives Plant and Sills. Assigned to Finance Committee.

SB 551 - AN ACT TO AMEND CHAPTER 81, TITLE 9 OF THE DELAWARE CODE RELATING TO EXEMPTION FROM TAXATION OF OFF-STREET PARKING FACILITIES. Sponsors: Senators Marshall, Arnold; Representatives Roy, Dixon. Assigned to Community Affairs Committee.

SB 552 - AN ACT TO AMEND CHAPTER 65, TITLE 11, OF THE DELAWARE CODE, TO CLARIFY THE CIRCUMSTANCES AND CONDITIONS OF INMATE CONTACTS OUTSIDE INSTITUTIONS. Sponsors: Senators Holloway, Minner, Citro, Littleton; Representatives Sills, Dixon, Jonkiert, Barnes, Spence, D. Brady. Assigned to Corrections Committee.

SJR 17 - DIRECTING THE SENATE COMMITTEE ON HEALTH AND SOCIAL SERVICES TO CONTINUE THE ADVISORY COMMITTEE APPOINTED UNDER SENATE RESOLUTION NO. 46, APRIL 23, 1983. Sponsors: Senators Holloway, Berndt, Neal; Representatives Davis, Brady. Assigned to Health-Social Services/Aging Committee.

SA 1 to HB 698. Sponsor: Senator Cook. Placed with the Bill.

SA 1 to HB 237. Sponsor: Senator Vaughn. Placed with the Bill.

HB 652 w HA 1 - AN ACT TO AMEND CHAPTER 15, TITLE 3 OF THE DELAWARE CODE RELATING TO GRASS SEED MIXTURES. Sponsors: Representatives Clark, Fallon, Jester; Senator Adams. Assigned to Agriculture Committee.

HB 671 - AN ACT TO AMEND CHAPTER 12, TITLE 3 OF THE DELAWARE CODE RELATING TO A PESTICIDE APPLICATOR CERTIFICATION FUND. Sponsors: Representatives Clark, Fallon, Jester. Assigned to Agriculture Committee.

HB 684 - AN ACT TO AMEND CHAPTER 50, TITLE 15, DELAWARE CODE RELATING TO THE REQUIREMENT OF VOTING MACHINES IN MUNICIPAL ELECTIONS. Sponsor: Representative Clark. Assigned to Insurance and Elections Committee.

HB 691 - AN ACT AWARDED A SERVICE CONNECTED DISABILITY PENSION TO LARRY C. JOHNSON AND DIRECTING THE BOARD OF PENSION TRUSTEES TO ADMINISTER THE PENSION PROVIDED AS IF THE AWARD WERE MADE PURSUANT TO SECTION 8324, CHAPTER 83, SUBCHAPTER II, TITLE 11 OF THE DELAWARE CODE. Sponsor: Representative Brady. Assigned to Finance Committee.

HB 696 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO LENGTHENING THE TERM OF ELECTED OFFICE FOR STATE SENATORS AND STATE REPRESENTATIVES. Sponsors: Representative Jonkiert, Senator McDowell; Representatives Anderson, Barnes, Bennett, Boykin, Bunting, Campanelli, Clark, Clendaniel, Cordrey, Corrozi, Davis, Dixon, B. Ennis, D. Ennis, George, Houghton, Jester, Maroney, Quillen, Plant, Roy, Sills, Spence, VanSant, West, Wingate; Senators Holloway, Littleton, Marshall, Torbert. Assigned to Insurance and Elections Committee.

HB 632 w HA 1 - AN ACT TO AMEND CHAPTER 11, TITLE 12, DELAWARE CODE RELATING TO UNCLAIMED PROPERTY HELD OR OWING BY BANKING ORGANIZATIONS. Sponsors: Representatives Maroney, Davis, Fallon, Corrozi, Barnes, Spence, Petrilli, Bunting, Boykin, Smith, D. Ennis, B. Ennis, Roy, Jonkiert, Jester; Senators Berndt, Arnold, Littleton, Knox, Torbert, Holloway, Neal. Assigned to Banking Committee.

The following Committee reports were announced:

From the Banking Committee: HB 701 - 4 Merits; HB 716 - 4 Merits.

From the Health-Social Services/Aging Committee: SB 518 - 4 Merits; SB 547 - 5 Merits; HB 561 - 4 Merits; HB 595 w HA 1, 4, 5, 6 - 4 Merits; HB 670 w HA 1 - 4 Merits.

From the Judiciary Committee: HB 568 w HA 1 - 4 Merits; HB 393 - 4 Merits; HB 90 w HA 1, 2, 4 - 4 Merits.

From the Insurance and Elections Committee: HB 300 - 4 Merits; HB 342 - 4 Merits; HB 321 - 4 Merits.

From the Administrative Services/Energy Committee: HB 411 - 4 Merits.

From the Public Safety Committee: HB 421 w HA 1 - 4 Merits.

From the Natural Resources and Environmental Control Committee: HB 629 w HA 1 - 5 Merits; HB 679 - 4 Merits.

From the Labor and Industrial Relations Committee: HB 527 w HA 1 - 4 Merits.

From the Community Affairs Committee: HB 334 w HA 1 - 3 Merits.

From the Executive Committee: HB 633 w HA 1, 2 - 4 Merits.

At the request of Senator Zimmerman, the privilege of the floor was extended to a visitor from Tanzania, Thomas Romunc.

SB 164 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules on motion of Senator Zimmerman as further amended by HA 1. The roll call vote on SB 164 w HA 1 was therefore taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 228 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules on motion of Senator Holloway as further amended by HA 1. The roll call vote on SB 228 w HA 1 was therefore taken and revealed 19 Senators voting YES, 1 (McDowell) NOT VOTING and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 216 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules on motion of Senator McDowell as further amended by HA 2. The roll call vote on SB 216 w HA 2 was therefore taken and revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Neal, Vaughn, Zimmerman - 15.

NO: Senators Adams, Cook, Minner - 3.

NOT VOTING: Senators Sharp and Torbert - 2.

ABSENT: Senator Citro - 1.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

At 2:40 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 47th Legislative Day.

47TH LEGISLATIVE DAY June 28, 1984

The Senate convened at 2:40 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Littleton.

Lt. Governor Castle now presiding.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senator Citro marked PRESENT.

HB 607 was lifted from the table for consideration on motion of Senator Cordrey.

Senator Martin was added as co-sponsor of the Bill after which the roll call vote was taken and revealed 18 Senators voting YES and 3 (Citro, Holloway, McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 20 w HA 1 was taken up for consideration under suspension of the necessary rules on motion of Senator Cook:

HB 20 w HA 1 - AN ACT TO AMEND CHAPTER II, TITLE 30, DELAWARE CODE, RELATING TO CREDIT FOR EXPENSES INCURRED BY ACTIVE FIRE COMPANY MEMBERS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 90 w HA 1, 2, 4 was taken up for consideration on motion of Senator Sharp:

HB 90 w HA 1, 2, 4 - AN ACT TO AMEND TITLE 24, DELAWARE CODE, RELATING TO EX-OFFENDERS AND THE RIGHT TO PURSUE AN OCCUPATION OR TRADE.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Holloway.

SA 2 to the Bill was introduced and immediately stricken on motion of the sponsor, Senator McBride.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Bair, Berndt, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Zimmerman - 18.

NOT VOTING: Senator Vaughn - 1.

ABSENT: Senators Arnold and Citro - 2.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 300 was taken up for consideration on motion of Senator Sharp:

HB 300 - AN ACT TO AMEND CHAPTER 42, TITLE 18 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF AN INSOLVENT INSURER.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Berndt and Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 321 was taken up for consideration on motion of Senator Sharp:

HB 321 - AN ACT TO AMEND CHAPTER 17, TITLE 18 OF THE DELAWARE CODE RELATING TO LICENSE RENEWAL PROCEDURES FOR APPOINTMENTS OF INSURANCE AGENTS AND LIMITED AND FRATERNAL INSURANCE REPRESENTATIVES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Minner) NOT VOTING, and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 421 w HA 1 was taken up for consideration on motion of Senator Torbert:

HB 421 w HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF TAXICAB ENDORSEMENTS ON DRIVER LICENSES.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 431 was taken up for consideration on motion of Senator Cook under suspension of the necessary rules:

HB 431 - AN ACT TO AMEND CHAPTER 23, TITLE 19, OF THE DELAWARE CODE RELATING TO WORKMEN'S COMPENSATION INSURANCE COVERAGE FOR VOLUNTEER FIRE COMPANIES.

Senator McBride marked PRESENT.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Littleton, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 17.

NOT VOTING: Senators Arnold, Knox, Neal - 3.

ABSENT: Senator Marshall - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 480 was taken up for consideration on motion of Senator Zimmerman:

HB 480 - AN ACT TO AMEND ARTICLE 3, SUBTITLE 1, TITLE 6 OF THE DELAWARE CODE RELATING TO DISHONORED CHECKS, DRAFTS OR ORDERS.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Connor, Cook, Cordrey, Knox, Littleton, Martin, McBride, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senators Holloway, Marshall, McDowell - 3.

ABSENT: Senator Citro - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 567 was taken up for consideration on motion of Senator Torbert:

HB 567 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES, PERSONAL INJURY PROTECTION LIMITS FOR FUNERAL EXPENSE.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Citro and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 568 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 568 w HA 1 - AN ACT TO AMEND CHAPTER 25, TITLE 29, DELAWARE CODE, TO ALLOW THE DEPARTMENT OF JUSTICE TO REPRESENT STATE WITNESSES OR PERSONS WHO HAVE COOPERATED WITH ANY STATE INVESTIGATIVE AGENCY WHO ARE SUED AS A RESULT OF THEIR TESTIMONY OR COOPERATION WITH THE STATE.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

At 3:45 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 3:46 p.m., Lt. Governor Castle presiding.

Senator McBride introduced Dr. and Mrs. Tollhouse (University of Delaware) and Dr. Johnny Johnson. The privilege of the floor was extended to Dr. Johnson.

At 3:53 p.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 4:50 p.m., Senator Cordrey presiding.

The following legislation was introduced:

HJR 24 w HA 1 - SUPPORTING THE RECOMMENDATION OF THE STATE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH TO DEVELOP A CAREER DEVELOPMENT AND ACCOUNTABILITY PROGRAM FOR SCHOOL EMPLOYEES. Sponsors: Representative Jester and Senator McBride; Representative Outten. Assigned to Education Committee.

HJR 25 w HA 1 - SUPPORTING THE OBJECTIVES OF THE REPORT PREPARED BY THE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH AND CHARGING CERTAIN SPECIFIC PARTIES WITH IMPLEMENTATION, WHERE FEASIBLE, OF ITS RECOMMENDATIONS. Sponsors: Representative Jester and Senator McBride; Representative Outten. Assigned to Education Committee.

HJR 26 w HA 1 - SUPPORTING THE RECOMMENDATION OF THE STATE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH BY ESTABLISHING A COMMITTEE TO STUDY THE FEASIBILITY OF A STATEWIDE MASTERY EXAMINATION PROGRAM. Sponsors: Representative Jester and Senator McBride; Representative Outten. Assigned to Education Committee.

HB 538 was lifted from the table for consideration on motion of Senator McDowell.

SA 1 to the Bill was introduced by Senator Bair and considered for adoption on her motion. The roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Suzie Stehle (professional massagist).

At 4:59 p.m., Lt. Governor Castle presiding.

The roll call vote on HB 538 w SA 1 was then taken and revealed:

YES: Senators Bair, Berndt, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McDowell, Neal, Sharp, Torbert, Vaughn, Zimmerman - 14.

NO: Senators Adams, Arnold, Citro, Connor, Littleton, McBride, Minner - 7.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

HB 411 was taken up for consideration on motion of Senator McDowell:

HB 411 - AN ACT TO AMEND CHAPTER 25, TITLE 24, OF THE DELAWARE CODE RELATING TO PHARMACIST CERTIFICATE REQUIREMENT EXCEPTIONS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HS 1 for HB 486 w HA 1, 2, 4, 5, 6 was taken up for consideration on motion of Senator McDowell:

HS 1 for HB 486 w HA 1, 2, 4, 5, 6 - AN ACT TO AMEND TITLE 24, CHAPTER 7 OF THE DELAWARE CODE RELATING TO CHIROPRACTIC, AND PROVIDING FOR A BOARD OF CHIROPRACTIC, AND AMENDING TITLE 29, CHAPTER 101 ADDING THE BOARD OF CHIROPRACTIC TO THE ADMINISTRATIVE PROCEDURES ACT.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 578 was taken up for consideration on motion of Senator Cordrey:

HB 578 - AN ACT TO AMEND ARTICLE 9, SUBTITLE 1, TITLE 6 OF THE DELAWARE CODE RELATING TO SECURITY INTERESTS.

Senator Cordrey yielded to Senator Vaughn to floor-manage the Bill. The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 600 w HA 1 was taken up for consideration on motion of Senator Cordrey:

HB 600 w HA 1 - AN ACT TO AMEND CHAPTER 1, TITLE 23 OF THE DELAWARE CODE RELATING TO PILOTS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 574 w HA 1, 2, 3 was taken up for consideration under suspension of the necessary rules on motion of Senator Minner:

HB 574 w HA 1, 2, 3 - AN ACT TO AMEND CHAPTER 5, TITLE 9, OF THE DELAWARE CODE RELATING TO SUBURBAN COMMUNITY IMPROVEMENTS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 342 was taken up for consideration on motion of Senator Sharp:

HB 342 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE BY ESTABLISHING A MEANS OF DETERMINING JURISDICTION OVER HEALTH CARE BENEFITS PROVIDERS.

Senator Sharp yielded to Senator Berndt to floor-manage the Bill. The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (McDowell and Zimmerman) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 611 w HA 1, 2, 3 was taken up for consideration on motion of Senator Torbert:

HB 611 w HA 1, 2, 3 - AN ACT TO AMEND CHAPTERS 21 AND 27 OF TITLE 21 OF THE DELAWARE CODE RELATING TO THE ESTABLISHMENT OF A MOTORCYCLE RIDER EDUCATION PROGRAM AND PROVIDING INITIAL FUNDING THEREFOR.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) and Representative Bruce Ennis.

The roll call vote on the Bill was then taken; however, the roll call was laid on the table before being announced on motion of Senator Torbert.

HB 625 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 625 - AN ACT TO AMEND CHAPTER 11, TITLE 22 AND CHAPTER 80, PART V, TITLE 9 OF THE DELAWARE CODE RELATING TO TRUTH IN TAXATION BY REQUIRING THE CALCULATION AND PUBLICATION OF ROLLED-BACK TAX RATES AND THE PERCENTAGE INCREASE BY WHICH A NEW TAX RATE TO BE LEVIED EXCEEDS THE ROLLED-BACK RATE UPON TOTAL REASSESSMENT OF TAXABLE PROPERTIES WITHIN MUNICIPAL CORPORATION OR COUNTIES.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which the roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Marshall.

The Secretary announced that a message from the House informed the Senate that it had passed HB 639 w HA 1.

HB 639 w HA 1 was taken up for consideration on motion of Senator Sharp under suspension of the necessary rules:

HB 639 w HA 1 - AN ACT TO AMEND CHAPTER 66, TITLE 18, DELAWARE CODE RELATING TO LINE-OF-DUTY DEATH BENEFITS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

The roll call vote on HB 625 was lifted on motion of Senator Marshall and announced:

YES: Senators Adams, Arnold, Berndt, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 15.

NO: Senators Bair, Berndt, Connor, Knox, Neal - 4.

NOT VOTING: Senator Littleton - 1.

ABSENT: Senator Citro - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 656 w HA 1 was taken up for consideration on motion of Senator Zimmerman:

HB 656 w HA 1 - AN ACT TO AMEND CHAPTER 60, TITLE 7 AND CHAPTER 1, TITLE 16 OF THE DELAWARE CODE RELATING TO SEWAGE SYSTEM CLEANERS, ADDITIVES AND INSPECTIONS OF DRINKING WATER.

The privilege of the floor was extended to Robert J. Touhey (Delaware Division of Environmental Control) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 657 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 657 w HA 1 - AN ACT TO AMEND CHAPTER 41, TITLE 18 OF THE DELAWARE CODE, BY DEFINING UNOCCUPIED FOR PURPOSES OF FIRE PROTECTION INSURANCE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 701 was taken up for consideration on motion of Senator Cordrey:

HB 701 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE REGULATION OF SECURITY SYSTEMS AND PROTECTIVE SERVICES AND THE DEFINITION OF SECURITY SYSTEMS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HJR 22 was taken up for consideration on motion of Senator Vaughn:

HJR 22 - EXTENDING THE DEADLINE FOR THE PRISON INDUSTRY TASK FORCE TO FILE A PROGRESS REPORT ON ITS EFFORTS TO LOCATE SMALL INDUSTRIES WHICH CAN OPERATE IN DELAWARE PRISONS AND EMPLOY PRISON LABOR.

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

HB 584 was taken up for consideration on motion of Senator Marshall:

HB 584 - AN ACT TO AMEND 29 DE. C. §6903 RELATING TO PUBLIC WORKS CONTRACTS BY CORRECTING AN ERROR.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

On motion of Senator Adams, the Governor's nomination for appointment of Donald J. Verrico was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Robert B. Hopkins, was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Verdie B. West was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Elwood S. Jones was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Jeannette Clayton Gebhart was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Loretta Channell Gartman was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of William A. Fintel was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Elizabeth D. Elliott was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Gerald A. Cain was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

HCR 57 w HA 2 was taken up for consideration on motion of Senator Sharp:

HCR 57 w HA 2 - RATIFYING THE PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES GIVING WASHINGTON, D.C., REPRESENTATION IN THE HOUSE OF REPRESENTATIVES AND SENATE OF THE UNITED STATES.

The roll call vote on the Resolution was taken and revealed:

YES: Senators Berndt, Citro, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Torbert, Vaughn, Zimmerman - 15.

NO: Senators Adams, Arnold, Bair, Connor, Neal, Sharp - 6.

Therefore, the Resolution was declared adopted by the Senate and returned to the House.

Senate Consent Calendar #21 was taken up for consideration on motion of Senator Minner. The Resolutions comprising the Consent Calendar were:

SR 162 - PROVIDING FOR THE CREATION OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS TO THE MEMBERS OF THE DELAWARE GENERAL ASSEMBLY RELATIVE TO THE FEASIBILITY OF REGULATING SMOKING IN CERTAIN PUBLIC PLACES IN THE STATE OF DELAWARE. Sponsor: Senator Holloway.

SCR 156 - COMMENDING THE INDIVIDUALS INVOLVED AND THE CHRISTINA SCHOOL DISTRICT FOR ITS LONG RANGE PROJECT. Sponsors: Senator Neal, Representative Soles; Senators Arnold, Vaughn, Holloway, Martin; Representatives Petrilli, Anderson, Meconi, Free, Sills.

SCR 157 - CONGRATULATING ROY AND MAE STEWART OF NEW CASTLE ON THEIR GOLDEN WEDDING ANNIVERSARY. Sponsors: Senator Connor; Representative Mack.

SCR 158 - COMMENDING THE 42ND SESSION OF GIRLS STATE SPONSORED BY THE LADIES AUXILIARY OF AMERICAN LEGION. Sponsors: Senator Minner; Representatives Jester, Fallon.

HCR 220 - DECLARING JULY 20, 1984, AS POW/MIA RECOGNITION DAY IN THE STATE OF DELAWARE AND ACKNOWLEDGING WITH APPRECIATION THE SACRIFICES MADE BY OUR PRISONERS OF WAR. Sponsors: Representative Brady and all other Representatives.

HCR 221 - EXTENDING A SPEEDY RECOVERY TO WESLEY ATKINS OF DOVER. Sponsors: Representatives Bennett, Outten, Terry; Senators Zimmerman, Cook.

HCR 222 - REQUESTING GOVERNOR PIERRE S. DUPONT IV TO DESIGNATE THE WEEK OF OCTOBER 7, 1984, AS CHILDREN'S WEEK AS PART OF THE NATIONAL OBSERVANCE. Sponsors: Representative Maroney; Senator Bair.

HCR 223 - THANKING HELEN WISE, EXECUTIVE DIRECTOR OF THE DELAWARE STATE EDUCATION ASSOCIATION, FOR HER EFFORTS ON BEHALF OF PUBLIC EDUCATION AND WISHING HER A HAPPY RETIREMENT. Sponsors: Representatives Petrilli, Anderson, Bennett, Brady, Bunting, Campanelli, Clark, Clendaniel, Cordrey, Dixon, B. Ennis, George, Gilligan, Houghton, Jester, Jonkiert, Meconi, Outten, Plant, Sills, Soles, Terry, VanSant, West, Wingate, Barnes, Boykin, Buckworth, Corrozi, Davis, D. Ennis, Fallon, Free, Hebner, Mack, Maroney, Oberle, Quillen, Roy, Spence; Senators Adams, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman, Arnold, Bair, Berndt, Connor, Knox, Littleton, Neal.

HCR 224 - CONGRATULATING MR. AND MRS. THURMAN G. ADAMS, SR., OF BRIDGEVILLE, AS THEY CELEBRATE THEIR 68TH WEDDING ANNIVERSARY ON JUNE 28, 1984, AND WISHING THEM MANY MORE YEARS OF WEDDED HAPPINESS. Sponsor: Representative Clendaniel.

SR 163 - COMMENDING EAGLE SCOUTS FROM NEWARK AREA BOY SCOUT TROOPS. Sponsor: Senator Neal.

SR 164 - COMMENDING EAGLE SCOUTS FROM TROOPS 17, 30, 53, 660, AND 803 OF THE LENAPE DISTRICT. Sponsors: Senators Arnold, Neal, Citro.

SCR 159 - COMMENDING THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CROSSING GUARDS FOR ITS OPERATION OF SAFETY TOWN - NEW CASTLE COUNTY. Sponsors: Senators Connor, Sharp, Arnold; Representatives Gilligan, Mack, Spence.

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

Senator Cook introduced Marlyn Hayward to the Senate.

SB 516 and SB 46 were stricken at the request of Senator Adams.

At 7:15 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 29, 1984.

The Senate reconvened at 2:19 p.m., June 29, 1984, Senator Cordrey presiding.

The Secretary announced that a message from the House informed the Senate that it had passed HB 705; HB 720; SB 528; SB 500; SB 360 w SA 1; SB 473 w SA 1, 2, HA 1; SB 81 w HA 1, 2 w HA 1; SB 475; SB 482; SB 463; SB 462; HB 699; SB 350 w SA 1; SB 526; SB 368; SB 437; HB 635 w HA 1, 2, 3; SB 449 w HA 1, 2; SB 495 w HA 1; HB 554; SB 435; SB 450; SB 458; SB 472; SB 511; SB 387 w HA 1; SB 428 w SA 1, HA 1; SB 496; SB 498; SB 531; SB 513; HB 534 w HA 1, 2, 3.

The following legislation was introduced:

SB 553 - AN ACT TO AMEND CHAPTER 5, TITLE 17 OF THE DELAWARE CODE RELATING TO POSTING OF SECURITY ENSURING SATISFACTORY COMPLETION OF SUBDIVISION STREETS. Sponsor: Senator Minner. Assigned to Administrative Services/Energy Committee.

SB 554 - AN ACT TO AMEND CHAPTER 5, TITLE 9 OF THE DELAWARE CODE BY ADDING A NEW SUBCHAPTER RELATING TO SUBURBAN COMMUNITY IMPROVEMENTS AND POSTING OF BONDS FOR STREET CONSTRUCTION. Sponsor: Senator Minner. Assigned to Community Affairs Committee.

SB 555 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE, PROVIDING FOR A DELAWARE GOVERNMENTAL IMMUNITY ACT. Sponsor: Senator Sharp. Assigned to Insurance and Elections Committee.

SA 2 to SB 527. Sponsor: Senator Berndt. Placed with the Bill.

SA 1 to HB 635. Sponsor: Senator McDowell. Placed with the Bill.

SA 1 to SS 1 for SB 454. Sponsor: Senator Marshall. Placed with the Bill.

SA 1 to SB 549. Sponsors: Senators Neal, Citro. Placed with the Bill.

SA 2 to SB 549. Sponsors: Senators Neal, Citro, Sharp. Placed with the Bill.

SA 1 to HB 621. Sponsor: Senator Connor. Placed with the Bill.

The following Committee reports were announced:

From the Administrative Services/Energy Committee: SB 535 - 4 Merits.

From the Community Affairs Committee: SB 551 - 3 Merits.

From the Judiciary Committee: HB 153 w HA 1 - 4 Merits; HB 237 w HA 1 - 4 Merits; HB 278 - 4 Merits; HB 571 - 4 Merits; HB 610 - 3 Merits, 1 Unfavorable.

From the Insurance and Elections Committee: HB 615 w HA 1 - 3 Merits; HB 678 w HA 1, 2 - 3 Merits.

From the Finance Committee: HB 542 w HA 1 - 6 Merits; HB 601 - 6 Merits; HB 617 - 6 Merits; HB 704 w HA 1 - 6 Merits; SS 1 for SB 454 - 4 Merits.

SR 166 was introduced and considered for adoption on motion of Senator Zimmerman:

SR 166 - PROVIDING FOR THE CREATION OF A TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS TO THE MEMBERS OF THE SENATE RELATIVE TO THE FEASIBILITY OF MANDATORY SEAT BELT LEGISLATION. Sponsors: Senators Zimmerman, Holloway, Torbert, Vaughn, Martin, Marshall, Connor, Knox, Berndt, Neal.

The roll call vote on the Resolution was taken and revealed:

YES: Senators Arnold, Connor, Knox, Littleton, Marshall, Martin, Minner, Neal, Torbert, Zimmerman - 10.

NO: Senators Adams, Bair, Berndt, Citro, Cook, Cordrey, Holloway, McBride, McDowell, Sharp, Vaughn - 11.

Therefore, the Resolution was declared defeated.

SR 165 was introduced and laid on the table:

SR 165 - PRAISING DR. JAMES JOHNSON FOR HIS MANY ACCOMPLISHMENTS AND CONTRIBUTIONS AND THANKING HIM FOR SHARING HIS VAST TALENTS WITH DELAWAREANS THIS WEEK, JUNE 24-29, 1984. Sponsor: Senator McBride.

SB 81 w SA 1, 4 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as further amended by HA 1, HA 2 w HA 1 on motion of Senator Sharp. The roll call vote on SB 81 w SA 1, 4, HA 1, HA 2 w HA 1 was then taken and revealed 20 Senators voting YES and 1 (Zimmerman) voting NO; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

Senator Connor introduced Helen Harkins to the Senate.

SB 387 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as further amended by HA 1 on motion of Senator Adams. The roll call vote on SB 387 w HA 1 was then taken and revealed 19 Senators voting YES, 1 (Zimmerman) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

At 2:35 p.m., Senator Adams presiding.

SB 428 w SA 1 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as further amended by HA 1 on motion of Senator Cordrey. The roll call vote on SB 428 w SA 1, HA 1 was then taken and revealed 19 Senators voting YES and 2 (Holloway and Zimmerman) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

At 2:36 p.m., Lt. Governor Castle presiding.

SB 449 w SA 1, 4 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as now further amended by HA 1, 2. The roll call vote on SB 449 w SA 1, 4, HA 1, 2 was then taken and revealed:

YES: Senators Adams, Arnold, Connor, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Torbert, Vaughn - 14.

NO: Senators Neal and Zimmerman - 2.

NOT VOTING: Senators Bair, Berndt, Citro, Knox - 4.

ABSENT: Senator Sharp - 1.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 473 w SA 1, 2 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as now further amended by HA 1 on motion of Senator Vaughn. The roll call vote on SB 473 w SA 1, 2, HA 1 was then taken and revealed 19 Senators voting YES, 1 (Zimmerman) voting NO, and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 495 which had previously passed the Senate was taken up for reconsideration (under suspension of the necessary rules) as further amended by HA 1 on motion of Senator Cordrey. The roll call vote on SB 495 w HA 1 was then taken and revealed 20 Senators voting YES and 1 (Zimmerman) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

On motion of Senator Holloway (without objection) the roll call vote on SR 166 was rescinded, the Resolution was restored to the Calendar and laid on the table.

The following legislation was introduced:

HB 554 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE ELECTION, TERM, QUALIFICATIONS AND DUTIES OF THE LIEUTENANT-GOVERNOR. Sponsors: Representatives Corrozi, Hebner, Fallon, Barnes, Davis, Spence. Assigned to Executive Committee.

HB 635 w HA 1, 2, 3 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 20 AND CHAPTER II, PART II, TITLE 15 OF THE DELAWARE CODE RELATING TO VOTER REGISTRATION. Sponsors: Representative Sills, Senator Holloway; Representatives George, Plant; Senator McDowell. Assigned to Insurance and Elections Committee.

HB 699 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO DOMESTIC RELATIONS TO CREATE A FAMILY LAW COMMISSION. Sponsor: Representative Jester. Assigned to Judiciary Committee.

HB 705 - AN ACT TO AMEND CHAPTER 36, TITLE 18 OF THE DELAWARE CODE RELATING TO DISCLOSURE TO HEALTH INSURANCE POLICYHOLDERS CHOOSING EXEMPTION FROM WORKERS' COMPENSATION COVERAGE. Sponsors: Representatives Outten, Barnes, Bennett, Campanelli, Clark, Sills; Senators Neal, Zimmerman. Assigned to Insurance and Elections Committee.

HB 720 - AN ACT ACCEPTING A GIFT OF LAND FROM E. I. duPONT de NEMOURS AND COMPANY ALONG WHITE CLAY CREEK IN NEW CASTLE COUNTY, DELAWARE FOR USE AS A PARK IN CONCERT WITH THE COMMONWEALTH OF PENNSYLVANIA, ACCEPTING A SIMILAR GIFT IN CHESTER COUNTY, PENNSYLVANIA, AND FURTHER SUPPORTING A BI-STATE ADVISORY BODY. Sponsors: Representatives Petrilli, Senators Arnold, Martin, Neal; Representatives Anderson, Soles and all Representatives; Senators Adams, Bair, Citro, Connor, Cook, Holloway, Knox, Littleton, McBride, McDowell, Minner, Sharp, Torbert, Vaughn.

On motion of Senator Martin the necessary rules were suspended for consideration of HB 720. The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Berndt) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

The following legislation was introduced:

HB 534 w HA 1, 2, 3 - AN ACT TO AMEND TITLES 29 AND 30 OF THE DELAWARE CODE TO INCREASE THE MAXIMUM AMOUNT DISTRIBUTED TO MUNICIPALITIES UNDER THE STATE MUNICIPAL STREET AID FUND, AND TO EXEMPT THE STATE MUNICIPAL STREET AID FUND APPROPRIATION FROM THE GRANT-IN-AID AND SUPPLEMENTARY APPROPRIATION LIMITATIONS OF THE STATE BUDGET LAW. Sponsors: Representatives Jonkiert, Soles, Anderson, Quillen, Barnes, Senators Marshall, Martin, Neal, Vaughn; Boykin, Brady, Buckworth, Bunting, Campanelli, Clark, Clendaniel, Cordrey, Corrozi, Davis, Dixon, B. Ennis, D. Ennis, Fallon, Free, George, Gilligan, Houghton, Jester, Mack, Maroney, Outten, Plant, Spence, Terry, VanSant, West; Senators Adams, Citro, Connor, Holloway, Littleton, McBride, McDowell, Minner, Torbert. Assigned to Finance Committee.

SA 1 to SB 529. Sponsor: Senator Sharp. Placed with the Bill.

SA 3 to SB 527. Sponsor: Senator Bair. Placed with the Bill.

The following Committee reports were announced:

From the Administrative Services/Energy Committee: HB 594 - 7 Merits; HB 596 - 7 Merits; HB 654 - 7 Merits.

The following communications from the Governor were read:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
June 28, 1984

To the Senate of the 132nd General Assembly of the State of Delaware

The nomination of Jane Wall for Justice of the Peace, submitted to you on June 14, 1983, is hereby formally withdrawn.

Sincerely,
Pierre S. duPont, Governor

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STATE OF DELAWARE
OFFICE OF THE GOVERNOR
June 28, 1984

To the Senate of the 132nd General Assembly of the State of Delaware

The nomination of Robert S. Jackson, Sr. for Justice of the Peace, submitted to you on June 14, 1983, is hereby formally withdrawn.

Sincerely,
Pierre S. duPont, Governor

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

STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Andrew G. Ahern, Jr. 22 Wayne Drive, Wilmington, DE 19809, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term to expire June 27, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Norman A. Barron, 10 Crest Drive, R.D. 1, Box 460, Hockessin, DE 19707, to be reappointed as Chief Magistrate of the Justice of the Peace Court system for a term of four years to expire June 30, 1988

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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At 3:00 p.m. on motion of Senator Sharp, the Senate recessed for a short period and reconvened at 3:08 p.m., Senator Cordrey presiding.

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

STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Ronald E. Cheeseman, R.D. #1, Box 405, Middletown, DE 19709, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term to expire May 22, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Edward G. Davis, 205 8th Street, Laurel, DE 19956, to be reappointed as a Justice of the Peace for Sussex County for a term to expire July 2, 1987

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Robert F. Handy, 314 Burton Avenue, Lewes, DE 19958, to be reappointed as a Justice of the Peace for Sussex County for a four-year term to expire June 5, 1988

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Jeffrey W. Hague, R.D. 1, Box 198, Ellendale, DE 19941, to be reappointed as Justice of the Peace for the State of Delaware for a term of four years to expire July 1, 1988

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William J. Hopkins, Jr., 926 West Street, Laurel, DE 19956, to be reappointed as a Justice of the Peace for Sussex County for a four-year term from April 19, 1978 to April 19, 1982 and further to be reappointed for a four-year term to run from April 19, 1982 to expire April 19, 1986

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Aubrey T. Hudson, R.D. 4, Box 591, Georgetown, DE 19947, to be reappointed as a Justice of the Peace for Sussex County for a term to expire June 22, 1987

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Lorin P. Hunt, 115 Bunche Blvd., Wilmington, DE 19801, to be reappointed as Justice of the Peace for a term of four years for a term to expire June 27, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Thomas W. Hutson, Jr., Box P-241, Millsboro, DE 19966, to be reappointed as Justice of the Peace for Sussex County for a term of four years to expire June 27, 1987

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: John P. McLaughlin, 1004 Linda Road, Wilmington DE 19810, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term, to expire May 22, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: John H. McQuay, R.D. 4, Box 150-A, Millsboro, DE 19966, to be reappointed as Justice of the Peace for Sussex County for a term of four years to expire January 12, 1985

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Marc P. Niedzielski, 2625 Belaire Drive, Wilmington, DE 19808, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term to expire June 1, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Thomas E. Parmenter, 117 Hitching Post Dr., Wilmington, DE 19803, to be appointed as a Justice of the Peace for New Castle County for a four-year term.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Edward G. Pollard, Jr., 37 Cherry Court, Lewes, DE 19958, to be appointed as a Justice of the Peace for Sussex County for a four-year term.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William S. Rowe, Jr., 4203 Verona Drive, Wilmington, DE 19808, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term, to expire June 27, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Horace William Short, RFD #1, Box 491/2, Lewes, DE 19958, to be reappointed as a Justice of the Peace for Sussex County for a four-year term to expire May 29, 1988

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: David R. Skelley, 19 Silverside Road, Wilmington, DE 19809, to be appointed as Justice of the Peace for the State of Delaware for a four-year term, replacing Michael E. McLaughlin, resigned.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Charles M. Stump, 8 Railroad Avenue, Wyoming, DE 19934, to be reappointed as Justice of the Peace for the State of Delaware for a four-year term, to expire June 5, 1988.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Elaine I. Townsend, 539 Pennsylvania Avenue, Dover, DE 19901, to be appointed as a member of the Commission on Adult Entertainment Establishments for a term of three years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 28, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Abigayle E. Truitt, 24 Clayton Street, Dewey Beach, DE 19971, to be reappointed as a Justice of the Peace for Sussex County for a term to expire July 2, 1987

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
June 29, 1984

HCR 225 was introduced and considered for adoption on motion of Senator Sharp:

HCR 225 - EXPRESSING MANY THANKS TO HARRY "REESE" RAITRAY, CUSTODIAL WORKER IN LEGISLATIVE HALL WHO IS RETIRING FROM STATE SERVICE ON JUNE 30, 1984. Sponsors: Representatives Gilligan, George, Clendaniel, Hebner, Oberle; Senators Cordrey, Sharp, McDowell, Knox, Arnold.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Resolution was declared adopted by the Senate and returned to the House.

At 3:14 p.m., Lt. Governor Castle presiding.

SCR 160 was introduced and considered for adoption on motion of Senator McBride:

SCR 160 - REQUESTING THE GOVERNOR OF THE STATE OF DELAWARE TO DECLARE THE WEEK OF NOVEMBER 27TH THROUGH DECEMBER 3RD, 1984 AS NATIONAL HOME CARE WEEK. Sponsors: Senators McBride and Holloway; Representative VanSant.

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

SJR 19 was introduced and considered for adoption under suspension of the necessary rules on motion of Senator Cordrey:

SJR 19 - THE OFFICIAL ESTIMATE OF GENERAL FUND REVENUES FOR FISCAL YEAR 1984. Sponsors: Senators Cordrey, Cook, Berndt; Representatives George, Bennett, Dixon, Petrilli.

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

SJR 20 was introduced and considered for adoption under suspension of the necessary rules on motion of Senator Cordrey:

SJR 20 - THE OFFICIAL ESTIMATE GENERAL FUND REVENUES FOR FISCAL YEAR 1985. Sponsors: Senators Cordrey, Cook, Berndt; Representatives George, Bennett, Dixon, Petrilli.

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

At 3:22 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 48th Legislative Day.

48TH LEGISLATIVE DAY
June 29, 1984

The Senate convened at 3:22 p.m., Lt. Governor Castle presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

SS 1 for SB 454 was taken up for consideration on motion of Senator Cook:

SS 1 for SB 454 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

The privilege of the floor was extended to Duane Olsen (Controller General) and Henry Ridgely (Senate Attorney).

Senator McDowell marked PRESENT.

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Marshall.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

On motion of Senator Marshall, the roll call vote on SB 545 was lifted; however, the roll call was again laid on the table before being announced on motion of the Senator.

HB 237 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 237 w HA 1 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE, MERGING THE COUNCIL ON THE ADMINISTRATION OF JUSTICE AND THE DELAWARE CRIMINAL JUSTICE PLANNING COMMISSION INTO A CRIMINAL JUSTICE COUNCIL.

Senator Sharp yielded to Senator Vaughn to floor-manage the Bill.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Vaughn and the roll call vote taken which revealed 20 Senators voting YES and 1 (Citro) voting NO; therefore, the Amendment was declared adopted.

The roll call vote on HB 237 w HA 1, SA 1 was then taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

HB 679 was taken up for consideration on motion of Senator Zimmerman:

HB 679 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE RELATING TO THE DISCHARGE OF FIREARMS ON OR NEAR PUBLIC ROADS AND PUBLIC RIGHTS-OF-WAY.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Citro) voting NO and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 398 w HA 1 was taken up for consideration under suspension of the necessary rules on motion of Senator Marshall:

HB 398 w HA 1 - AN ACT TO AMEND SECTION 1109(a), CHAPTER 11, TITLE 30, DELAWARE CODE, RELATING TO ADDITIONAL DEDUCTION FOR CERTAIN EXPENSES INCURRED IN PERFORMING VOLUNTEER SERVICES FOR CHARITABLE ORGANIZATIONS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 436 w HA 1 was taken up for consideration on motion of Senator Cook:

HB 436 w HA 1 - AN ACT TO AMEND PART VI, TITLE 29 OF THE DELAWARE CODE RELATING TO APPROPRIATIONS FOR PUBLIC LIBRARY SERVICES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 623 w HA 1 was taken up for consideration on motion of Senator Holloway under suspension of the necessary rules:

HB 623 w HA 1 - AN ACT TO AMEND PART V, TITLE 16 OF THE DELAWARE CODE RELATING TO PHARMACEUTICAL RESEARCH.

The privilege of the floor was extended to Representative Meconi after which the roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (Torbert) NOT VOTING and 2 (McDowell and Zimmerman) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 153 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 153 w HA 1 - AN ACT TO AMEND TITLE 29, DELAWARE CODE, RELATING TO SEXUAL HARASSMENT BY PUBLIC EMPLOYEES.

The Bill was then laid on the table on further motion of the Senator.

HB 648 w HA 1, 3 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 648 w HA 1, 3 - AN ACT TO AMEND CHAPTER 86, TITLE 29 OF THE DELAWARE CODE RELATING TO A VOLUNTARY CONTRIBUTION TO BE ADDED TO STATE INCOME TAX PAYMENTS FOR THE SUPPORT OF EMERGENCY SHELTER FACILITIES FOR THE HOMELESS AND TO ESTABLISH A FUND FOR SAID FACILITIES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Berndt and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

At 4:35 p.m. Senator Cordrey presiding.

HB 503 was taken up for consideration on motion of Senator Sharp:

HB 503 - AN ACT TO AMEND TITLE 12, CHAPTER 39, OF THE DELAWARE CODE RELATING TO APPOINTMENT OF GUARDIANS FOR MINORS.

The privilege of the floor was extended to William Walls (Senate Attorney).

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 647 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 647 - AN ACT TO AMEND CHAPTERS 51 AND 52, TITLE 30 OF THE DELAWARE CODE RELATING TO CERTAIN FEES AND PENALTIES COLLECTED PURSUANT TO THE MOTOR FUEL TAX LAW AND THE MOTOR CARRIER FUEL PURCHASE LAW.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Cordrey and Minner) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 643 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 643 - AN ACT TO AMEND CHAPTERS 51 AND 52, TITLE 30 OF THE DELAWARE CODE RELATING TO THE BONDING OF LICENSED DISTRIBUTORS OF GASOLINE AND SPECIAL FUELS AND MOTOR CARRIERS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Cordrey and Minner) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 374 w HA 1 was taken up for consideration on motion of Senator McDowell under suspension of the necessary rules:

HB 374 w HA 1 - AN ACT TO AMEND CHAPTER 13, TITLE 25, DELAWARE CODE RELATING TO FENCES.

The roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Connor, Knox, Neal, Sharp - 5.

NO: Senators Adams, Bair, Berndt, Citro, Cook, Cordrey, Littleton, Marshall, Martin, McBride, McDowell, Minner, Torbert, Zimmerman - 14.

NOT VOTING: Senator Vaughn - 1.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared defeated.

At 4:55 p.m. on motion of Senator Sharp, the Senate recessed for change of tape and reconvened at 5:42 p.m., Lt. Governor Castle presiding.

On motion of Senator Adams, the Governor's nomination for appointment of Alexander L. Searl was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 18 Senators voting YES and 3 (Citro, Cordrey, Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Mark W. Diehl was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Charles M. Stump was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Norman A. Barron was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Abigayle E. Truitt was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Horace William Short was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of John H. McQuay was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Thomas W. Hutson, Jr., was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Aubrey T. Hudson, was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of William J. Hopkins, Jr., was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Robert F. Handy was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 19 Senators voting YES and 2 (Holloway and Sharp) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Jeffrey W. Hague was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 19 Senators voting YES and 2 (Berndt and Holloway) ABSENT; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Edward G. Davis was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Edward G. Pollard, Jr., was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Walter John Godwin was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the appointment was declared confirmed.

HB 514 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 514 w HA 1 - AN ACT TO AMEND SUBCHAPTER XV, CHAPTER 1, TITLE 8 OF THE DELAWARE CODE RELATING TO FOREIGN CORPORATIONS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Holloway and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 692 w HA 1 was taken up for consideration on motion of Senator Marshall:

HB 692 w HA 1 - AN ACT TO AMEND CHAPTERS 31 AND 33, TITLE 19, OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 540 was taken up for consideration on motion of Senator Vaughn:

HB 540 - AN ACT TO AMEND SUBCHAPTER I, CHAPTER 19, TITLE 11, DELAWARE CODE TO PROVIDE AUTHORITY AND IMMUNITY TO FEDERAL LAW ENFORCEMENT OFFICERS TO MAKE ARREST FOR STATE CRIMES UNDER CONDITIONS.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Holloway and Zimmerman) voting NO and 1 (McDowell) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 555 w HA 1, 2 was taken up for consideration on motion of Senator Marshall:

HB 555 w HA 1, 2 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO EMPLOYMENT PRACTICES.

SA 1 to the Bill which had been placed with the Bill was laid on the table on motion of Senator Zimmerman.

SA 2 to the Bill was introduced by Senator Zimmerman and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Vaughn) ABSENT; therefore, the Amendment was declared adopted.

SA 1 to the Bill was then stricken on motion of Senator Zimmerman.

The roll call vote on HB 555 w HA 1, 2, SA 2 was then taken; however, the roll call was laid on the table before being announced on motion of Senator Zimmerman.

HB 556 w HA 1 was taken up for consideration on motion of Senator Torbert:

HB 556 w HA 1 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTORCYCLE OPERATORS LEARNERS' PERMITS.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (McBride) voting NO, and 2 (Citro and Vaughn) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 571 was taken up for consideration on motion of Senator Sharp:

HB 571 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 4 OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO THE COMPOSITION OF GRAND JURIES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Berndt and McDowell) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

SR 166 which had been restored to the Calendar was taken up for consideration on motion of Senator Zimmerman and the roll call vote taken which revealed:'

YES: Senators Arnold, Bair, Berndt, Connor, Holloway, Knox, Marshall, Martin, McBride, McDowell, Neal, Sharp, Torbert, Vaughn, Zimmerman - 15.

NO: Cordrey, Littleton, Minner - 6.

Therefore, the Resolution was declared adopted.

HB 587 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

HB 587 - AN ACT TO AMEND CHAPTER 17, TITLE 14, DELAWARE CODE AS IT RELATES TO THE BASIC SKILLS UNIT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 443 w HA 1 was taken up for consideration on motion of Senator McBride:

HB 443 w HA 1 - AN ACT TO AMEND DELAWARE CODE, TITLE 14 IN ORDER TO MANDATE THE OFFERING OF KINDERGARTEN IN ALL SCHOOL DISTRICTS AND REQUIRING ATTENDANCE OF ALL CHILDREN AT A KINDERGARTEN PROGRAM.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) and Jack Varsalona (Department of Public Instruction) after which the Bill was laid on the table on motion of Senator McBride.

SR 168 was introduced and read in its entirety at the request of Senator Holloway:

SR 168 (sponsored by Senator Holloway and all Senators) - COMMENDING STATE SENATOR ROGER A. MARTIN FOR RESEARCHING AND PUBLISHING A DOCUMENTARY ON THE HISTORY OF DELAWARE'S GOVERNORS COMMENCING FROM 1776 TO THE PRESENT.

WHEREAS, our fellow colleague, Senator Roger A. Martin, has just released his book entitled "A History of Delaware Through Its Governors 1776-1984" which focuses and documents in somewhat detailed fashion the major accomplishments of our Governor's commencing in 1776 to the present; and

WHEREAS, the beautifully bound volume consisting of some 596 pages of interesting history surrounding the Governors of the First State should be read by all Delawareans, interested in the history of the State; and

WHEREAS, the research work alone conducted in most part by the affable Senator Roger A. Martin has involved a stupendous amount of time over the last 10 years; and

WHEREAS, the historical work on the part of Senator Martin is best described in the prologue written by Leon deValinger, Jr., former State Archivist and State Historian of Delaware when he said "the volume is a valuable contribution to the historical literature of Delaware and will long stand as the definitive work on the Governors of Delaware"; and

WHEREAS, the great Delaware historian, Dr. John A. Monroe, of the University of Delaware said of the book, "the book is both more detailed and more accurate than the most comprehensive histories of Delaware, the two multivolume works by J. Thomas Scharf and Henry C. Conrad"; and

WHEREAS, the Senator from Windy Hills has through his publication of the history of Delaware's Governors, carved a place in the historical annals of Delaware, a just reward for undertaking such a stupendous task.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 132nd General Assembly of the State of Delaware that Senator Roger A. Martin of Windy Hills is hereby extended many congratulations on his 596 page publication of "A History of Delaware Through Its Governors 1776-1984."

BE IT FURTHER RESOLVED that upon passage of this Resolution a suitably prepared copy be presented to Senator Roger A. Martin.

* * * * *

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Martin) NOT VOTING; therefore, the Resolution was declared adopted.

SA 1 to the Resolution which had been laid on the table was stricken at the request of the sponsor, Senator Zimmerman.

Senator Martin introduced his wife, Adele Martin, to the Senate and Senator Sharp acknowledged the Senate Reading Clerk, Lisa Martin (Senator Martin's daughter).

SR 165 was introduced and considered for adoption on motion of Senator McBride:

SR 165 - PRAISING DR. JAMES JOHNSON FOR HIS MANY ACCOMPLISHMENTS AND CONTRIBUTIONS AND THANKING HIM FOR SHARING HIS VAST TALENTS WITH DELAWAREANS THIS WEEK, JUNE 24-29, 1984. Sponsor: Senator McBride.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

SR 167 was introduced and considered for adoption on motion of Senator Berndt:

SR 167 - URGING THE COMMISSIONER OF CORRECTIONS IN COOPERATION WITH THE SECRETARY OF THE DEPARTMENT OF SERVICES TO CHILDREN, YOUTH AND THEIR FAMILIES TO PROVIDE SPACE FOR A HALF-WAY HOUSE IN THE MEHAFFEY HOUSE ON THE GROUNDS OF THE WOMEN'S CORRECTIONAL INSTITUTION IN CLAYMONT, DELAWARE. Sponsor: Senator Berndt.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

Senator Martin introduced Leon deValinger and Thomas Troy to the Senate.
At 7:53 p.m. on motion of Senator Sharp, the Senate recessed until 1:30 p.m., June 30, 1984.
The Senate reconvened at 1:33 p.m., June 30, 1984, Senator Cordrey presiding.
The following letter of nomination for appointment from the Governor was read and assigned to Executive Committee:

STATE OF DELAWARE
Office of the Governor
June 29, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Patricia Tucker Turk, 3917 Heather Drive, Wilmington, DE 19807, to be appointed as a member of the Board of Parole for a term of four years to replace Dr. Sara Jastak, resigned.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont, IV, Governor

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The following Committee reports were announced:

From the Insurance and Elections Committee: HB 261 - 4 Merits; HB 572 - 3 Merits.

From the Highways and Transportation Committee: HB 455 w HA 1, 2 - 3 Merits, 1 Unfavorable.

From the Judiciary Committee: HB 509 w HA 1 - 3 Merits; HS 1 for HB 651 w HA 1, 2 - 4 Merits.

The Secretary announced that a message from the House informed the Senate that it had passed SB 412 w HA 1; SB 301 w SA 2, HA 1, 3, 4; SB 53 w SA 1, 2, 3, 6, 7, 8, HA 1, 2, 3, 4, 6, 7, 10; HB 344 w HA 1, 3, 4; SB 408 w SA 2; HB 709; HB 708; HB 620 w HA 1; HB 528 w HA 1; HB 551 w HA 1; HB 710 w HA 1; HB 506 w HA 1.

The following legislation was introduced:

HB 344 w HA 1, 3, 4 - AN ACT TO AMEND CHAPTER 8, TITLE 22 AND CHAPTER 3, TITLE 9 OF THE DELAWARE CODE RELATING TO MUNICIPAL AND COUNTY REGULATION OF FIREARMS. Sponsors: Representatives VanSant, Anderson, Brady, Cordrey, Houghton, Jonkiert, Terry. Assigned to Community Affairs Committee.

HB 506 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO WATER WELL PERMITS AND LICENSING OF WATER WELL INSTALLERS. Sponsors: Representatives Clark, Barnes, B. Ennis, Fallon, Quillen; Senators Arnold, Knox, Adams, Littleton. Assigned to Natural Resources and Environmental Control Committee.

The Secretary announced that a message from the House informed the Senate that it had passed HB 725; SB 427 w HA 1; SB 465 w HA 1; SS 1 for SB 454; SB 258; SB 386; SB 385; SB 494; SB 508; SB 466; SB 464; SB 523 and adopted SJR 19 and SJR 20.

HB 23 was reported out of the Executive Committee: 1 Favorable, 1 Merits, 2 Unfavorable.

The following legislation was introduced:

HB 710 - AN ACT TO AMEND CHAPTER 28, TITLE 24 AND CHAPTER 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE PRACTICE OF PROFESSIONAL ENGINEERING. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators Citro, Connor, Marshall, McDowell, Torbert. Assigned to Community Affairs Committee.

HB 551 w HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE TO PROVIDE FOR FUNERAL EXPENSES FOR DECEASED VOLUNTEER FIREMEN. Sponsors: Representative VanSant, Senator Minner; Representatives Barnes, Boykin, Brady, Buckworth, Campanelli, Clark, Clendaniel, Cordrey, Corrozi, Dixon, B. Ennis, Fallon, Gilligan, Houghton, Jester, Mack, Outten, Roy, Spence, Terry, West; Senators Arnold, Connor, Holloway, Vaughn. Assigned to Public Safety Committee.

HB 528 w HA 1 - AN ACT TO AMEND CHAPTER 21, TITLE 21, DELAWARE CODE RELATING TO HANDICAPPED PERSONS' REGISTRATION PLATES OR DISABLED PERSONS' PARKING PERMITS. Sponsors: Representatives Smith, Anderson. Assigned to Public Safety Committee.

HB 709 - AN ACT TO AMEND CHAPTER 1, TITLE 5 OF THE DELAWARE CODE RELATING TO RESPONSIBILITIES AND DUTIES OF THE BANK COMMISSIONER. Sponsors: Representatives Houghton, Brady, B. Ennis, Roy, Smith; Senators Citro, Connor, Marshall, McDowell, Torbert. Assigned to Banking Committee.

HB 708 - AN ACT TO AMEND CHAPTER 3, TITLE 5 OF THE DELAWARE CODE RELATING TO LICENSES FOR PRENEED BURIAL CONTRACTS. Sponsor: Representative Houghton. Assigned to Community Affairs Committee.

HB 620 w HA 1 - AN ACT TO AMEND CHAPTER 27 OF TITLE 14, DELAWARE CODE TO UPDATE PENALTY PROVISIONS RELATING TO THOSE PERSONS HAVING CONTROL OF CHILDREN WHO DO NOT ABIDE BY THE COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS. Sponsors: Representatives Spence, Anderson, Cordrey, Houghton, Jester, Fallon, Campanelli, Roy, Petrilli, VanSant, Free, Dixon, Corrozi, B. Ennis, West, Maroney, Barnes, Oberle, Davis, Boykin, Hebner, D. Ennis, Quillen, Mack, Jonkiert, Buckworth, Brady; Senators McBride, Arnold, Littleton, Citro. Assigned to Education Committee.

SA 3 to SB 549. Sponsor: Senator Cordrey. Placed with the Bill.

SA 1 to HA 1 to HB 153. Sponsor: Senator Bair. Placed with the Bill.

SA 1 to HB 330. Sponsor: Senator Bair. Placed with the Bill.

SB 557 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING SENATE SUBSTITUTE NO. 1 TO SENATE BILL NO. 454 OF THE 132ND GENERAL ASSEMBLY OF THE STATE OF DELAWARE, TO DELETE THE PROVISION FOR REIMBURSEMENT FOR NON-PUBLIC PUPILS ATTENDING THE CARAVEL ACADEMY. Sponsor: Senator Bair. Assigned to Finance Committee.

SA 1 to HB 668. Sponsor: Senator Minner. Placed with the Bill.

On motion of Senator McDowell SB 301 w SA 2 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules as further amended by HA 1, 3, 4.

The roll call vote on SB 301 w SA 2, HA 1, 3, 4 was then taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

NO: Senators Arnold, Knox, Neal - 3.

NOT VOTING: Senators Bair, Berndt, Citro - 3.

ABSENT: Senators Connor, Littleton, Martin - 3.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

On motion of Senator McDowell, SB 412 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules as now further amended by HA 1. The roll call vote on SB 412 w HA 1 was then taken and revealed 18 Senators voting YES and 3 (Connor, Littleton, Martin) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

On motion of Senator McDowell, SB 53 w SA 1, 2, 3, 6, 7, 8 which had previously passed the Senate and returned from the House further amended by HA 1, 2, 3, 4, 6, 7, 10 was laid on the table.

On motion of Senator Torbert, SB 465 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules as now further amended by HA 1. The roll call vote on SB 465 w HA 1 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Cook, Holloway, Knox, Marshall, McBride, McDowell, Neal, Sharp, Torbert, Vaughn - 15.

NO: Senators Cordrey, Minner, Zimmerman - 3.

ABSENT: Senators Connor, Littleton, Martin - 3.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

On motion of Senator Zimmerman, SB 427 which had previously passed the Senate was taken up for reconsideration under suspension of the necessary rules as now further amended by HA 1. The roll call vote on SB 427 w HA 1 was then taken and revealed 20 Senators voting YES and 1 (Martin) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

HB 725 was introduced and laid on the table on motion of Senator Adams:

HB 725 - AN ACT TO PERMIT RICHARD B. HICKS, JR., TO CONTINUE EMPLOYMENT WITH THE COURT OF COMMON PLEAS AFTER ATTAINING THE AGE OF 70. Sponsors: Representatives West, Clendaniel, Cordrey; Senator Adams.

At 2:00 p.m. on motion of Senator Sharp, the Senate adjourned to immediately convene for the 49th Legislative Day.

49TH LEGISLATIVE DAY
June 30, 1984

The Senate convened at 2:00 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Adams.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senator McBride marked PRESENT.

SB 507 was taken up for consideration under suspension of the necessary rules on motion of Senator Sharp:

SB 507 - AN ACT AMENDING SECTION 4013(A) CHAPTER 40, TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATION ON DAMAGES ARISING OUT OF COUNTY AND MUNICIPAL TORT CLAIMS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Zimmerman) voting NO and 1 (Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SR 169 was introduced and considered for adoption on motion of Senator Vaughn:

SR 169 - EXTENDING CONGRATULATIONS AND BEST WISHES TO CHARLES AND ALICE STAATS ON THEIR GOLDEN (50TH) WEDDING ANNIVERSARY. Sponsor: Senator Vaughn.

The roll call vote on the Resolution was taken and revealed 21 Senators voting YES; therefore, the Resolution was declared adopted.

Senator Cordrey introduced Charles Staats's daughter, Debbie Poffenberger, to the Senate.

Senator Vaughn introduced Alice Staats to the Senate.

Senator Citro introduced the elected officials of Elsmere to the Senate: John Mitchell, Mayor; Joan McGee and Burt Stout, Council members.

SB 547 was taken up for consideration on motion of Senator Adams:

SB 547 - AN ACT TO AMEND CHAPTER 33, TITLE 24, OF THE DELAWARE CODE, RELATING TO VETERINARY MEDICINE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 527 was taken up for consideration on motion of Senator Sharp under suspension of the necessary rules:

SB 527 - AN ACT TO AMEND TITLE 18, DELAWARE CODE BY ADDING A NEW CHAPTER RELATING TO CAPTIVE INSURANCE COMPANIES.

During discussion of the Bill and the various Amendments offered to it, the privilege of the floor was extended to Gerard Cain and Horace C. Sherrill, Jr. (Independent Insurance Agents).

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp and the roll call vote taken which revealed 19 Senators voting YES and 2 (Citro and Holloway) ABSENT; therefore, the Amendment was declared adopted.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Berndt and the roll call vote taken which revealed 20 Senators voting YES and 1 (Arnold) ABSENT; therefore, the Amendment was declared adopted.

SA 3 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Bair and the roll call vote taken which revealed:

YES: Senators Adams, Bair, Citro, Connor, McDowell, Neal, Zimmerman - 7.

NO: Senators Cook, Cordrey, Holloway, Marshall, Martin, McBride, Minner, Sharp, Torbert, Vaughn - 10.

NOT VOTING: Senators Berndt, Knox - 2.

ABSENT: Senators Arnold, Littleton - 2.

Therefore, the Amendment was declared defeated.

The roll call vote on SB 527 w SA 1, 2 was then taken and revealed 19 Senators voting YES and 2 (McBride and Zimmerman) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 535 was taken up for consideration on motion of Senator Vaughn:

SB 535 - AN ACT TO AMEND PART III OF TITLE 25 OF THE DELAWARE CODE BY EXCLUDING LEASES FOR CERTAIN COMMERCIAL UNITS FROM APPLICATION OF CERTAIN PROVISIONS OF THE LANDLORD-TENANT CODE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 506 was taken up for consideration on motion of Senator Minner under suspension of the necessary rules:

SB 506 - AN ACT TO AMEND SUBCHAPTER II, TITLE 30 OF THE DELAWARE CODE RELATING TO CHILD CARE DEDUCTION FOR PERSONAL INCOME TAX PURPOSES OF RESIDENT INDIVIDUALS.

At 2:40 p.m., Senator Adams presiding.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Citro, Connor, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, Minner, Neal, Sharp, Torbert, Zimmerman - 17.

NOT VOTING: Senators Berndt, Knox, McDowell - 3.

ABSENT: Senator Vaughn - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 558 was taken up for consideration on motion of Senator Cordrey under suspension of the necessary rules:

SB 558 - AN ACT TO AMEND AN ACT ENTITLED "AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1985; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS", BEING SENATE SUBSTITUTE NO. 1 TO SENATE BILL NO. 454 OF THE 132ND GENERAL ASSEMBLY OF THE STATE OF DELAWARE, RELATING TO THE SALARIES FOR THE CHIEF JUDGES OF THE COURT OF COMMON PLEAS AND FAMILY COURT AND OTHER EMPLOYMENT COSTS.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Cook and Sharp) voting NO, and 1 (Vaughn) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 551 was taken up for consideration on motion of Senator Marshall:

SB 551 - AN ACT TO AMEND CHAPTER 81, TITLE 9 OF THE DELAWARE CODE RELATING TO EXEMPTION FROM TAXATION OF OFF-STREET PARKING FACILITIES.

The privilege of the floor was extended to William Walls (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 525 was taken up for consideration on motion of Senator Torbert:

SB 525 - AN ACT TO AMEND CHAPTERS 3, 21, 23, 25, 27, 63 AND 80, TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION, TITLING AND LIENING OF MOTOR VEHICLES AND TO THE TRANSFER OF REGISTRATIONS AND TITLES OF, AND LIENS ON, MOTOR VEHICLES.

The privilege of the floor was extended to Robert J. Voshell (Division of Motor Vehicles) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 515 was stricken at the request of the sponsor, Senator Torbert.

The roll call vote on SB 545 was lifted on motion of Senator Marshall and announced:

YES: Senators Arnold, Citro, Connor, Holloway, Littleton, Marshall, McBride, McDowell, Sharp, Torbert, Zimmerman - 11.

NO: Senators Adams, Berndt, Cook, Cordrey, Martin, Minner, Neal, Vaughn - 8.

NOT VOTING: Senators Bair, Knox - 2.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

At 3:06 p.m., Lt. Governor Castle presiding.

SS 3 for SB 89 was taken up for consideration on motion of Senator Holloway:

SS 3 for SB 89 - AN ACT TO AMEND CHAPTER 31, TITLE 14, DELAWARE CODE, AS IT RELATES TO STANDARDS FOR RESIDENTIAL SERVICES FOR AUTISTIC PERSONS AND JOB TRAINING AND PLACEMENT SERVICES FOR AUTISTIC PERSONS.

Senator Holloway introduced parents of autistic children who were present in the Chamber.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Neal and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

Senators McBride, Cook, Martin and Berndt were added as co-sponsors of the Bill.

The roll call vote on SS 3 for SB 89 w SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 213 was taken up for consideration on motion of Senator Marshall:

SB 213 - AN ACT TO AMEND CHAPTER 11, SUBCHAPTER 11, TITLE 30, OF THE DELAWARE CODE TO PROVIDE AN EDUCATIONAL EXEMPTION FROM TAXABLE INCOME.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Marshall and the roll call vote taken which revealed:

YES: Senators Adams, Bair, Connor, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Zimmerman - 15.

NO: Senators Arnold, Berndt, Cook, Neal - 4.

NOT VOTING: Senator Vaughn - 1.

ABSENT: Senator Citro - 1.

Therefore, the Amendment was declared adopted.

The roll call vote on SB 213 w SA 1 was then taken and revealed:

YES: Senators Citro, Marshall, McDowell - 3.

NO: Senators Adams, Arnold, Bair, Berndt, Connor, Cook, Cordrey, Knox, Littleton, Martin, McBride, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared defeated.

Senator Neal was added as co-sponsor of SB 506 at his request.

SB 538 was lifted from the table for consideration under suspension of the necessary rules on motion of Senator Zimmerman:

SB 538 - AN ACT TO ALLOW THE HARVEST YEARS SENIOR CENTER TO BE EXEMPT FROM CERTAIN RESTRICTIONS IN THE GRANT-IN-AID BILL.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 416 was taken up for consideration on motion of Senator Holloway:

SB 416 - AN ACT TO AMEND TITLE 24, DELAWARE CODE, RELATING TO EX-OFFENDERS HAVING THE RIGHT TO PURSUE AN OCCUPATION OR PROFESSION.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Sharp) voting NO and 1 (Vaughn) NOT VOTING; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

Senator McDowell introduced to the Senate his wife and family who were present in the Chamber.

SB 541 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

SB 541 - AN ACT TO AMEND CHAPTER 11, TITLE 24, DELAWARE CODE, RELATING TO THE STATE BOARD OF DENTAL EXAMINERS.

The roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Torbert, Zimmerman - 16.

NO: Senators Adams, Citro, Neal - 3.

NOT VOTING: Senators Sharp, Vaughn - 2.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 533 was taken up for consideration on motion of Senator Holloway:

SB 533 - AN ACT TO AMEND SECTION 5307, CHAPTER 53, TITLE 25 OF THE DELAWARE CODE, WITH REFERENCE TO LANDLORD-TENANT RELATIONSHIPS; INCREASING THE ABATEMENT FOR RENT FOR PERIODS IN WHICH HEAT OR WATER OR HOT WATER IS NOT PROVIDED BY A LANDLORD.

The privilege of the floor was extended to Christopher Curtin (Attorney General's Office) and Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (Cordrey) voting NO, and 2 (Littleton and Zimmerman) NOT VOTING; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

On motion of Senator Holloway, the roll call vote on SB 411 was rescinded and the privilege of the floor extended to Muriel Rusten (Department of Health and Social Services) after which a new roll call vote on SB 411 was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Holloway, Knox, Littleton, Martin, McBride, McDowell, Neal - 13.

NO: Senators Cook, Cordrey, Minner, Sharp, Vaughn - 5.

NOT VOTING: Senators Torbert, Zimmerman - 2.

ABSENT: Senator Marshall - 1.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 534 was taken up for consideration under suspension of the necessary rules on motion of Senator Bair:

SB 534 - AN ACT TO AMEND CHAPTER 13, TITLE 17, OF THE DELAWARE CODE, RELATING TO THE CLOSURE OF PUBLIC ROADS, BRIDGES AND OTHER RIGHTS OF WAY.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Cordrey) voting NO, and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 421 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

SB 421 - AN ACT TO AMEND CHAPTER 18, TITLE 5, DELAWARE CODE RELATING TO THE COMPUTATION OF THE ANNUAL FRANCHISE TAX FOR BUILDING AND LOAN ASSOCIATIONS.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Bair and Knox) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 474 was taken up for consideration on motion of Senator Torbert:

SB 474 - AN ACT TO AMEND CHAPTER 51, TITLE 30 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT AND COLLECTION OF MOTOR FUEL TAXES.

The roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Torbert.

HB 499 was taken up for consideration under suspension of the necessary rules on motion of Senator Cordrey:

HB 499 - AN ACT TO AMEND CHAPTER 10, TITLE 14, OF THE DELAWARE CODE RELATING TO SCHOOL BOARD ELECTIONS.

Senator Cordrey yielded to Senator McBride to floor-manage the Bill. The roll call vote on the Bill was taken and revealed:

NO: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, McBride, Minner, Neal, Sharp, Torbert, Zimmerman - 16.

NOT VOTING: Senators Holloway, Marshall, Martin, McDowell, Vaughn - 5.

Therefore, the Bill was declared defeated.

SB 556 was introduced and laid on the table on motion of Senator Cook:

SB 556 - A BOND ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE AND HIGHWAY REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DEAUTHORIZING CERTAIN GENERAL OBLIGATION BONDS OF THE STATE AND CERTAIN AUTHORITY FOR GUARANTEED INDUSTRIAL REVENUE BONDS; REVERTING AND REPROGRAMMING CERTAIN SURPLUS FUNDS; APPROPRIATING CERTAIN SPECIAL FUNDS OF THE STATE AND THE DELAWARE TRANSPORTATION AUTHORITY; AMENDING SENATE SUBSTITUTE NO. 1 FOR SENATE BILL 454 OF THE 132ND GENERAL ASSEMBLY (FY 1985 BUDGET BILL); AUTHORIZING THE PURCHASE, TRANSFER, AND SALE OF CERTAIN REAL PROPERTIES BY THE STATE, CERTAIN OF ITS AUTHORITIES, AND NEW CASTLE COUNTY; CLARIFYING PROVISIONS PERTAINING TO THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY AND THE DELAWARE SOLID WASTE AUTHORITY WITH RESPECT TO THEIR ISSUANCE OF BONDS AND PERFORMANCE OF CONTRACTS; PLACING CERTAIN CONDITIONS ON THE APPROPRIATIONS CONTAINED IN THIS AND PREVIOUS BOND ACTS; AND MAKING CERTAIN OTHER CHANGES TO THE DELAWARE CODE AND LAWS OF DELAWARE APPLICABLE TO THE ISSUANCE AND ADMINISTRATION OF BONDS BY THE STATE AND ITS AUTHORITIES. Sponsors: Senator Cook, Representative Gilligan; Senators Berndt, Littleton, Martin, Minner, Sharp; Representatives Bunting, Petrilli, Plant, Roy, VanSant.

HB 443 w HA 1 was lifted from the table for consideration on motion of Senator McBride:

HB 443 w HA 1 - AN ACT TO AMEND DELAWARE CODE, TITLE 14 IN ORDER TO MANDATE THE OFFERING OF KINDERGARTEN IN ALL SCHOOL DISTRICTS AND REQUIRING ATTENDANCE OF ALL CHILDREN AT A KINDERGARTEN PROGRAM.

The privilege of the floor was extended to Dr. Jack P. Varsalona (Department of Public Instruction) after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 602 w HA 2 was taken up for consideration on motion of Senator Holloway:

HB 602 w HA 2 - AN ACT TO AMEND CHAPTER 51, PART V, TITLE 29 OF THE DELAWARE CODE RELATING TO ADOPTION LEAVE FOR STATE EMPLOYEES.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Bair, Berndt, Citro, Connor, Cook, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Zimmerman - 15.

NO: Senators: Cordrey, Sharp, Torbert, Vaughn - 4.

NOT VOTING: Senator Arnold - 1.

ABSENT: Senator Littleton - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 606 was taken up for consideration on motion of Senator Zimmerman:

HB 606 - AN ACT TO AMEND CHAPTER 84, TITLE 11 OF THE DELAWARE CODE RELATING TO THE DELAWARE POLICE TRAINING PROGRAM.

The privilege of the floor was extended to Representative George Bunting after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 610 was taken up for consideration on motion of Senator Sharp:

HB 610 - AN ACT TO AMEND CHAPTER 19, TITLE 11 OF THE DELAWARE CODE RELATING TO THE RIGHT OF THE POLICE TO ARREST WITHOUT A WARRANT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 670 w HA 1 was taken up for consideration on motion of Senator Holloway:

HB 670 w HA 1 - AN ACT TO AMEND CHAPTER 17, SUBCHAPTER VI, TITLE 24, DELAWARE CODE, RELATING TO THE REQUIREMENT THAT PHYSICIANS NOTIFY THEIR PATIENTS WHEN CLOSING THEIR BUSINESS OR LEAVING THE STATE.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 705 was taken up for consideration on motion of Senator Zimmerman under suspension of the necessary rules:

HB 705 - AN ACT TO AMEND CHAPTER 36, TITLE 18 OF THE DELAWARE CODE RELATING TO DISCLOSURE TO HEALTH INSURANCE POLICYHOLDERS CHOOSING EXEMPTION FROM WORKERS' COMPENSATION COVERAGE.

The privilege of the floor was extended to Gary Dalton (Senate Attorney) after which the roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 542 w HA 1 was taken up for consideration on motion of Senator Cook:

HB 542 w HA 1 - AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE RELATING TO THE STATE EMPLOYEES' PENSION PLAN.

Senator Cook yielded to Senator Berndt to floor-manage the Bill.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

At 5:28 p.m. on motion of Senator Sharp, the Senate recessed for dinner and reconvened at 8:14 p.m., Lt. Governor Castle presiding.

HB 261 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 261 w HA 1 - AN ACT TO AMEND CHAPTER 47, TITLE 15 OF THE DELAWARE CODE TO INCREASE THE COMPENSATION OF INSPECTORS, JUDGES AND CLERKS AT GENERAL, PRIMARY OR SPECIAL ELECTIONS AND INCREASING FEES PAID FOR OTHER ELECTION SERVICES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Citro and McDowell) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

Senator Connor introduced his wife and sons (Brad and Brian) to the Senate.

Senator Adams introduced his father (Thurman Adams, Sr.) and his brother-in-law (Thomas Shockley) to the Senate.

SB 512 was taken up for consideration on motion of Senator Cook under suspension of the necessary rules.

SB 512 - AN ACT TO MAKE A SUPPLEMENTARY APPROPRIATION FOR CERTAIN GRANTS-IN-AID.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

SB 556 was lifted from the table and taken up for consideration under suspension of the necessary rules on motion of Senator Cook:

SB 556 - A BOND ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE AND HIGHWAY REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DEAUTHORIZING CERTAIN GENERAL OBLIGATION BONDS OF THE STATE AND CERTAIN AUTHORITY FOR GUARANTEED INDUSTRIAL REVENUE BONDS; REVERTING AND REPROGRAMMING CERTAIN SURPLUS FUNDS; APPROPRIATING CERTAIN SPECIAL FUNDS OF THE STATE AND THE DELAWARE TRANSPORTATION AUTHORITY; AMENDING SENATE SUBSTITUTE NO. 1 FOR SENATE BILL 454 OF THE 132ND GENERAL ASSEMBLY (FY 1985 BUDGET BILL); AUTHORIZING THE PURCHASE, TRANSFER, AND SALE OF CERTAIN REAL PROPERTIES BY THE STATE, CERTAIN OF ITS AUTHORITIES, AND NEW CASTLE COUNTY; CLARIFYING PROVISIONS PERTAINING TO THE DELAWARE ECONOMIC DEVELOPMENT AUTHORITY AND THE DELAWARE SOLID WASTE AUTHORITY WITH RESPECT TO THEIR ISSUANCE OF BONDS AND PERFORMANCE OF CONTRACTS; PLACING CERTAIN CONDITIONS ON THE APPROPRIATIONS CONTAINED IN THIS AND PREVIOUS BOND ACTS; AND MAKING CERTAIN OTHER CHANGES TO THE DELAWARE CODE AND LAWS OF DELAWARE APPLICABLE TO THE ISSUANCE AND ADMINISTRATION OF BONDS BY THE STATE AND ITS AUTHORITIES.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Vaughn) voting NO; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 340 was taken up for consideration on motion of Senator Adams:

HB 340 - AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF DELAWARE PROHIBITING THE GOVERNOR FROM MAKING AMENDMENTS OR ALTERNATIONS TO ITEMS OF APPROPRIATIONS.

The privilege of the floor was extended to Senate Attorneys Gary Dalton and Henry Ridgely after which the roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Adams.

HB 534 w HA 1, 2, 3 was taken up for consideration on motion of Senator Cook under suspension of the necessary rules:

HB 534 w HA 1, 2, 3 - AN ACT TO AMEND TITLES 29 AND 30 OF THE DELAWARE CODE TO INCREASE THE MAXIMUM AMOUNT DISTRIBUTED TO MUNICIPALITIES UNDER THE STATE MUNICIPAL STREET AID FUND, AND TO EXEMPT THE STATE MUNICIPAL STREET AID FUND APPROPRIATION FROM THE GRANT-IN-AID AND SUPPLEMENTARY APPROPRIATION LIMITATION OF THE STATE BUDGET LAW.

SA 1 to the Bill was introduced by Senator Berndt and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HB 534 w HA 1, 2, 3, SA 1 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

HS 1 for HB 698 was taken up for consideration on motion of Senator Marshall:

HS 1 for HB 698 - AN ACT TO AMEND CHAPTER 20, TITLE 30 OF THE DELAWARE CODE, RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS; CHAPTER 55, TITLE 30 OF THE DELAWARE CODE, RELATING TO PUBLIC UTILITIES TAXES; CHAPTER 50, TITLE 29 OF THE DELAWARE CODE, RELATING TO INDUSTRIAL TRAINING FOR ECONOMIC DEVELOPMENT; AND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Cook. The privilege of the floor was extended to Nathan Hayward, III, after which the roll call vote on the Amendment was taken; however, the roll call on the Amendment was laid on the table before being announced on motion of Senator Cook.

The roll call vote on HS 1 for HB 698 was taken; however, the roll call vote on the Bill was laid on the table before being announced on motion of Senator Marshall.

HB 572 was taken up for consideration on motion of Senator Sharp:

HB 572 - AN ACT TO AMEND CHAPTER 23, TITLE 18 OF THE DELAWARE CODE RELATING TO POLITICAL CONTRIBUTIONS BY INSURERS.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed:

YES: Senators Arnold, Bair, Citro, Connor, Cordrey, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 16.

NO: Senators Adams, Berndt, Cook - 3.

NOT VOTING: Senator Holloway - 1.

ABSENT: Senator Knox - 1.

Therefore, the Amendment was declared adopted.

The roll call vote on HB 572 w SA 1 was then taken and revealed:

NO: Senators Adams, Arnold, Bair, Berndt, Connor, Cook, Cordrey, Littleton, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NOT VOTING: Senators Citro, Holloway, Knox, Marshall - 4.

Therefore, the Bill was declared defeated.

HB 509 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 509 w HA 1 - AN ACT TO AMEND CHAPTER 43, PART II, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND CRIMINAL PROCEDURE; AND PROVIDING FOR A VICTIM IMPACT STATEMENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Marshall) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HS 1 for HB 651 w HA 1, 2 was taken up for consideration on motion of Senator Sharp:

HS 1 for HB 651 w HA 1, 2 - AN ACT TO AMEND CHAPTER 25, TITLE 12 OF THE DELAWARE CODE, RELATING TO THE OFFICE OF REGISTER OF WILLS.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 653 was taken up for consideration on motion of Senator Zimmerman:

HB 653 - AN ACT TO AMEND CHAPTER 7, TITLE 7 OF THE DELAWARE CODE BY ESTABLISHING HUNTING SAFETY ZONES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 716 was taken up for consideration on motion of Senator Cordrey:

HB 716 - AN ACT TO AMEND CHAPTER 9, TITLE 5 OF THE DELAWARE CODE RELATING TO LOANS BY BANKS OR TRUST COMPANIES TO EXECUTIVE OFFICERS AND DIRECTORS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 668 w HA 1 was taken up for consideration on motion of Senator Cook under suspension of the necessary rules:

HB 668 w HA 1 - AN ACT TO AMEND TITLE 6, CHAPTER 21 OF THE DELAWARE CODE RELATING TO ANTITRUST VIOLATIONS AND TO ANTIBID-RIGGING PROVISIONS CONCERNING CONTRACTS FOR AND IN CONNECTION WITH THE PURCHASE BY GOVERNMENTAL AGENCIES OF ITEMS, MATERIALS, COMPONENTS, EQUIPMENT, GOODS, SUPPLIES OR SERVICES OTHER THAN SERVICES OF A CONTRACTOR.

During discussion of the Bill and the Amendments offered to it, the privilege of the floor was extended to Christopher Curtin (Attorney General's Office).

SA 1 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Minner.

SA 2 to the Bill was introduced by Senator Berndt and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Littleton) ABSENT; therefore, the Amendment was declared adopted.

SA 3 to the Bill was introduced by Senator Minner and considered for adoption on her motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Littleton) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HB 668 w HA 1, SA 2, 3 was then taken and revealed:

YES: Senators Adams, Arnold, Berndt, Connor, Cook, Holloway, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 16.

NO: Senators Bair, Cordrey, Knox - 3.

ABSENT: Senators Citro, Littleton - 2.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendments.

SB 549 was taken up for consideration on motion of Senator McDowell under suspension of the rules: SB 549 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO PROVIDE FOR A DELAWARE COMPENSATION COMMISSION.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Neal and the roll call vote taken which revealed:

YES: Senators Connor, Littleton, McBride, Neal, Sharp - 5.

NO: Senators Adams, Arnold, Bair, Berndt, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McDowell, Minner, Torbert, Vaughn, Zimmerman - 15.

ABSENT: Senator Citro - 1.

Therefore, the Amendment was declared defeated.

SA 2 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Neal and the roll call vote taken which revealed:

YES: Senators Citro, Connor, Cook, Littleton, McBride, Neal, Sharp, Torbert, Vaughn - 9.

NO: Senators Adams, Arnold, Bair, Berndt, Cordrey, Holloway, Knox, Martin, McDowell, Minner, Zimmerman - 11.

ABSENT: Senator Marshall - 1.

Therefore, the Amendment was declared defeated.

SA 3 to the Bill which had been placed with the Bill was laid on the table on motion of the sponsor, Senator Cordrey.

SA 4 to the Bill which had been placed with the Bill was laid on the table on motion of the sponsor, Senator McDowell.

SA 5 to the Bill was introduced by Senator Cordrey and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (McDowell) NOT VOTING; therefore, the Amendment was declared adopted.

SA 3 to the Bill was stricken on motion of the sponsor, Senator Cordrey.

SA 4 to the Bill was stricken on motion of the sponsor, Senator McDowell.

The roll call vote on SB 549 w SA 5 was then taken on motion of Senator McDowell and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Cordrey, Holloway, Knox, Martin, McDowell, Torbert, Zimmerman - 12.

NO: Senators Connor, Cook, Littleton, Marshall, McBride, Minner, Neal, Sharp, Vaughn - 9.

Therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

HB 278 was taken up for consideration on motion of Senator Sharp:

HB 278 - AN ACT TO AMEND CHAPTER 59, TITLE 11, OF THE DELAWARE CODE TO ALLOW JUSTICES OF THE PEACE OR MAYORS TO HEAR AND DETERMINE CRIMINAL CASES ON SUNDAYS.

Before final action was taken on the Bill, however, it was laid on the table on motion of Senator Sharp.

HB 615 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 615 w HA 1 - AN ACT TO AMEND CHAPTER 59, TITLE 18, OF THE DELAWARE CODE, BY ADDING SUMMARY PROCEDURES FOR SUPERVISION OF INSURANCE COMPANIES BY THE INSURANCE COMMISSIONER TO PERMIT IMMEDIATE RESPONSE TO FINANCIAL/MANAGEMENT PROBLEMS WHICH WOULD JEOPARDIZE POLICYHOLDERS AND OTHERS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 53 w SA 1, 2, 3, 6, 7, 8 which had previously passed the Senate was taken up for reconsideration as now further amended by HA 1, 2, 3, 4, 6, 7, 10.

SA 9 to the Bill was introduced by Senator McDowell and laid on the table.

SA 10 to the Bill was introduced by Senator McDowell and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on SB 53 w SA 1, 2, 3, 6, 7, 8, 10, HA 1, 2, 3, 4, 6, 7, 10 was then taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the House for consideration of SA 10.

SA 9 to the Bill was stricken on motion of the sponsor, Senator McDowell.

HB 686 was taken up for consideration on motion of Senator Marshall:

HB 686 - AN ACT TO AMEND SECTION 2901, CHAPTER 29, TITLE 30 OF THE DELAWARE CODE RELATING TO THE DEFINITION OF GROSS RECEIPTS FOR WHOLESALER AND RETAILER LICENSE TAX PURPOSES.

The privilege of the floor was extended to Robert Chastant (Delaware Division of Revenue).

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 1 (McBride) voting NO, 1 (Holloway) NOT VOTING, and 1 (Arnold) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 687 was taken up for consideration on motion of Senator Marshall:

HB 687 - AN ACT TO AMEND SECTION 1504, CHAPTER 15, TITLE 30 OF THE DELAWARE CODE RELATING TO TIME FOR PAYMENT OF THE DELAWARE ESTATE TAX.

The privilege of the floor was extended to Robert Chasant (Delaware Division of Revenue).

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Knox, Littleton, Marshall, Martin, Minner, Neal, Torbert, Vaughn, Zimmerman - 17.

NO: Senators McBride, McDowell, Sharp - 3.

NOT VOTING: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 688 was taken up for consideration on motion of Senator Marshall:

HB 688 - AN ACT TO AMEND SECTION 1102, CHAPTER 11, TITLE 30 OF THE DELAWARE CODE RELATING TO IMPOSITION AND RATE OF TAX, TO AUTHORIZE THE ISSUANCE OF TAX COMPUTATION TABLES APPLICABLE TO TAXABLE INCOMES UP TO \$20,000.

The privilege of the floor was extended to Robert Chasant (Delaware Division of Revenue).

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 678 w HA 1, 2 was taken up for consideration on motion of Senator Sharp:

HB 678 w HA 1, 2 - AN ACT TO AMEND CHAPTER 39, TITLE 18 OF THE DELAWARE CODE RELATING TO UNINSURED VEHICLE COVERAGE.

SA 1 to the Bill was introduced by Senator Bair.

The privilege of the floor was extended to Henry Ridgely (Senate Attorney) after which SA 1 was stricken on motion of Senator Bair.

The roll call vote on HB 678 w HA 1, 2 was then taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 624 w HA 1 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 624 w HA 1 - AN ACT TO AMEND CHAPTER 27, TITLE 29, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF A UNITED STATES OLYMPICS ACCOUNT WITHIN THE DIVISION OF THE TREASURY; FURTHER PROVIDING THAT INDIVIDUALS MAY DESIGNATE A PORTION OF THEIR INCOME TAX REFUND OR IN THE CASE OF A TAX LIABILITY DONATE AN AMOUNT IN EXCESS OF THE LIABILITY TO BE PLACED IN THE UNITED STATES OLYMPICS ACCOUNT; AUTHORIZING THE DIVISION OF REVENUE TO PROVIDE SPACE ON THE FACE OF THE DELAWARE INCOME TAX RETURN FORM WHEREBY AN INDIVIDUAL MAY VOLUNTARILY DESIGNATE AN AMOUNT TO BE DONATED TO SUCH AN ACCOUNT AND DIRECTING THE DIVISION OF REVENUE TO DETERMINE THE TOTAL AMOUNT DESIGNATED PURSUANT TO THIRD SECTION AND TO REPORT SUCH AMOUNT TO THE STATE TREASURER WHO SHALL PLACE SUCH AMOUNT IN THE UNITED STATES OLYMPICS ACCOUNT; FURTHER AUTHORIZING THE STATE AUDITOR TO DRAW WARRANTS ON THE ACCOUNT PAYABLE TO THE UNITED STATES OLYMPICS COMMITTEE.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Arnold, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McDowell, Minner, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Bair, Berndt, Citro, Connor, Littleton, McBride, Neal - 7.

NOT VOTING: Senator Sharp - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 635 w HA 1, 2, 3 was taken up for consideration on motion of Senator Sharp under suspension of the necessary rules:

HB 635 w HA 1, 2, 3 - AN ACT TO AMEND SUBCHAPTER II, CHAPTER 20 AND CHAPTER 11, PART II, TITLE 15 OF THE DELAWARE CODE RELATING TO VOTER REGISTRATION.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator McDowell and the roll call vote taken which revealed 21 Senators voting YES; therefore, the Amendment was declared adopted.

The roll call vote on HB 635 w HA 1, 2, 3, SA 1 was then taken and revealed:

YES: Senators Adams, Cook, Cordrey, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

NO: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Littleton, Neal - 8.

ABSENT: Senator Holloway - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

On motion of Senator Torbert, and without objection, the roll call vote on SB 474 was lifted and rescinded.

SA 1 to the Bill was introduced by Senator Minner and considered for adoption on her motion. The roll call vote on the Amendment was taken and revealed 19 Senators voting YES and 2 (Citro and McDowell) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on SB 474 w SA 1 was then taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the House for consideration.

The Secretary announced that a message from the House informed the Senate that it had passed HB 700.

HB 700 was introduced and considered for passage under suspension of the necessary rules on motion of Senator Cordrey (and without objection):

HB 700 - AN ACT ENTITLED "THE TAX-RELATED JOB CREATION AND ECONOMIC DEVELOPMENT ACT OF 1984," WHICH AMENDS CHAPTER 11, TITLE 30 OF THE DELAWARE CODE, AND RELATED TO THE FURTHER REDUCTION IN PERSONAL INCOME TAXES AT THE HIGHEST RATES TO STIMULATE AN INCREASE IN FULL TIME EMPLOYMENT IN THE STATE.
Sponsors: Representative George, Senator Cordrey; Representative Gilligan, Senaor Sharp; Representatives Corrozi, Petrilli, Smith, Oberle, Boykin, Wingate, D. Ennis, Free, Spence, B. Ennis.

During discussion of the Bill and the Amendments offered to it, the privilege of the floor was extended to Nathan Hayward (Director of the Delaware Development Office), Henry Ridgely and Gary Dalton (Senate Attorneys).

SA 1 to the Bill was introduced by Senator McDowell and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed:

YES: Senators Cook, Holloway, Marshall, McBride, McDowell, Minner, Torbert, Vaughn, Zimmerman - 9.

NO: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Knox, Littleton, Martin, Neal - 11.

ABSENT: Senator Sharp - 1.

Therefore, the Amendment was declared defeated.

SA 2 to the Bill was introduced by Senator McDowell and considered for adoption on his motion.

Senator McDowell moved that the Amendment be laid on the table. Senator Cordrey objected to the motion and the roll call vote on the motion was taken and revealed:

YES: Senators Cook, Marshall, McDowell, Minner, Torbert, Vaughn, Zimmerman - 7.

NO: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Holloway, Knox, Littleton, Martin, McBride, Neal, Sharp - 14.

Therefore, the motion was defeated and the Amendment remained before the Senate.

The roll call vote on the Amendment was taken and revealed:

YES: Senators Cook, Marshall, McBride, McDowell, Minner, Torbert, Zimmerman - 7.

NO: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Holloway, Knox, Littleton, Martin, Neal, Sharp, Vaughn - 14.

Therefore, the Amendment was declared defeated.

The roll call vote on HB 700 was then taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Neal, Sharp, Vaughn - 13.

NO: Senators Adams, Marshall, Martin, McBride, McDowell, Minner, Torbert, Zimmerman - 8.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 645 was taken up for consideration on motion of Senator Torbert:

HB 645 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO THE ISSUANCE OF SPECIAL LICENSE PLATES FOR TOWED VEHICLES.

The roll call vote on the Bill was taken and revealed 18 Senators voting YES, 2 (Cordrey and Littleton) voting NO and 1 (Minner) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

At 12:00 a.m., June 30, 1984, the Second Session of the 132nd General Assembly adjourned on motion of Senator Sharp.

* * * * *

SPECIAL SESSION - JULY 1, 1984

Pursuant to the following, the Senate convened in Special Session 12:00 midnight, Lt. Governor Castle presiding:

OFFICE OF THE SPEAKER
DELAWARE HOUSE OF REPRESENTATIVES
LEGISLATIVE HALL
DOVER, DELAWARE

TO: Members of the House of Representatives and Senate of the 132nd General Assembly
FROM: Speaker of the House, Orlando J. George, Jr.
President of the Senate, Michael N. Castle, Lt. Governor

DATE: Saturday, June 30, 1984, 12 Midnight

Pursuant to the authority vested in the presiding officers of the both Houses under Article II, Section 4, of the Delaware Constitution of 1897, as amended, we hereby declare that the 132nd General Assembly is now in Special Session.

Orlando J. George, Jr., Speaker of the House
Michael N. Castle, President of the Senate

* * * * *

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmermann - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senators McDowell and Knox were appointed by the Chair to inform the House and the Governor that the Senate was in Special Session.

On motion of Senator Marshall, the roll call vote on HS 1 for HB 698 was lifted; however, before the roll call was announced, Senator Marshall moved that it again be tabled. The roll call vote to retable the roll call on HS 1 for HB 698 was then taken and revealed:

YES: Senators Adams, Berndt, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn - 13.

NO: Senators Arnold, Bair, Citro, Connor, Littleton, Neal, Zimmerman - 7.

ABSENT: Senator Knox - 1.

Therefore, the motion prevailed and the roll call on HS 1 for HB 698 was laid on the table.

Representatives Outten and Davis were admitted to the Senate Chamber and they informed the Senate that the House was in Special Session.

At 12:10 a.m. on motion of Senator Sharp, the Senate recessed for Party Caucus and reconvened at 12:26 p.m., Lt. Governor Castle presiding.

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

STATE OF DELAWARE
Office of the Governor
July 1, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Clarence W. Taylor, 2310 W. 11th Street, Wilmington, DE 19805, to be reappointed as Judge of the Superior Court for a term of twelve years to expire July 1, 1996.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
July 1, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Joseph T. Walsh, Heather Drive, Wilmington, DE 19807, to be appointed as Vice Chancellor of the Court of Chancery, to fill a vacancy, for a term of twelve years to expire July 1, 1996.

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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On motion of Senator Adams, the Governor's nomination for appointment of Joseph T. Walsh was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Clarence W. Taylor was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

HB 633 w HA 1, 2 was taken up for consideration on motion of Senator Adams:

HB 633 w HA 1, 2 - AN ACT TO AMEND CHAPTER 58, TITLE 29 OF THE DELAWARE CODE RELATING TO LAWS REGULATING THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

Senator Torbert introduced David Bolan (University of Delaware).

HB 642 was taken up for consideration on motion of Senator Torbert:

HB 642 - AN ACT TO AMEND CHAPTER 21, TITLE 21 OF THE DELAWARE CODE RELATING TO ANTIQUE VEHICLES.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 522 was taken up for consideration on motion of Senator Sharp:

HB 522 - AN ACT TO PROVIDE THAT A REFERENDUM BE HELD IN THE NOVEMBER 1984 GENERAL ELECTION ON THE QUESTION OF LOTTERIES NOT CONDUCTED BY THE STATE.

Senator Sharp yielded to Senator Marshall to floor-manage the Bill.

SA 1 to the Bill was introduced by Senator Marshall and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Amendment was declared adopted.

The roll call vote on HB 522 w SA 1 was then taken and revealed 19 Senators voting YES, 1 (Zimmerman) voting NO and 1 (Littleton) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

HB 644 was taken up for consideration on motion of Senator Torbert:

HB 644 - AN ACT TO AMEND CHAPTER 23, TITLE 21 OF THE DELAWARE CODE RELATING TO FEES COLLECTED BY THE DIVISION OF MOTOR VEHICLES FOR DUPLICATE TITLES.

The roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (McDowell and Minner) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 349 was taken up for consideration on motion of Senator Cordrey:

HB 349 - AN ACT TO AMEND CHAPTER 25, TITLE 5 OF THE DELAWARE CODE TO EXEMPT CHARITABLE GIFT ANNUITIES FROM THE BANKING LAWS OF THE STATE OF DELAWARE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 23 was taken up for consideration on motion of Senator Adams:

HB 23 - AN ACT TO AMEND CHAPTER 5, TITLE 1, DELAWARE CODE, RELATING TO LEGAL HOLIDAYS AND ESTABLISHING MARTIN LUTHER KING'S BIRTHDAY AS A LEGAL HOLIDAY.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Arnold and the roll call vote taken which revealed:

YES: Senators Adams, Arnold, Berndt, Littleton, Sharp, Torbert, Vaughn - 7.

NO: Senators Connor, Cook, Cordrey, Holloway, Knox, Marshall, Martin, McBride, McDowell, Minner, Neal, Zimmerman - 12.

NOT VOTING: Senator Bair - 1.

ABSENT: Senator Citro - 1.

Therefore, the Amendment was declared defeated.

SA 2 to the Bill which had been placed with the Bill was stricken at the request of the sponsor, Senator Holloway.

SA 3 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Bair and the roll call vote taken which revealed:

YES: Senators Bair, Berndt, Citro, Connor, Cook, Knox, Neal, Torbert - 8.

NO: Senators Adams, Arnold, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Vaughn, Zimmerman - 13.

Therefore, the Amendment was declared defeated.

SA 4 to the Bill was introduced by Senator Holloway and considered for adoption on his motion. The roll call vote on the Amendment was taken and revealed 19 Senators voting YES and 2 (McBride and Neal) voting NO; therefore, the Amendment was declared adopted.

The privilege of the floor was extended to Henry Ridgely after which the roll call vote on HB 23 w SA 4 was taken and revealed:

YES: Senators Bair, Berndt, Connor, Holloway, Knox, Marshall, McBride, McDowell, Neal, Torbert, Zimmerman - 11.

NO: Senators Adams, Arnold, Citro, Cook, Cordrey, Littleton, Martin, Minner, Sharp, Vaughn - 10.
Therefore, the Bill was declared passed by the Senate and returned to the House for consideration of the Senate Amendment.

At 1:19 a.m., July 1, 1984 Senator Sharp moved that the Special Session recess to the call of the President pro Tem. Senator Marshall objected; therefore, the roll call vote on the motion was taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Holloway, Knox, Littleton, Martin, McDowell, Minner, Neal, Sharp, Vaughn - 16.

NO: Senators Marshall, McBride, Torbert, Zimmerman - 4.

NOT VOTING: Senator Cook - 1.

Therefore the motion prevailed and the Senate recessed at 1:21 a.m., July 1, 1984 to the call of the President pro Tem.

The Senate reconvened at 2:08 p.m., August 2, 1984 Senator Cordrey presiding.

The following Veto Message from the Governor was read:

STATE OF DELAWARE
OFFICE OF THE GOVERNOR
July 20, 1984

To the Delaware State Senate of the 132nd General Assembly of the State of Delaware

On July 10, 1984, I received Senate Bill No. 408, as amended by Senate Amendment No. 2, which is entitled: "AN ACT TO AMEND SUBCHAPTER III, CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO REGISTRATION BY MAIL."

This bill purports to "simplify" the process by which a qualified elector can register by mail to vote. The key provision in this bill would require the State Elections Commissioner to "prescribe a uniform mail registration form which could be obtained "by in person (sic), telephone or mail request from any department of elections office and from prominently displayed dispensers for such registration forms placed throughout the state."

Under the present law any qualified person can obtain a registration form simply by telephoning or writing to the local department of elections, or by appearing in person at the office of the local department. In response to a telephone or written request, the department within three days must send the registration form to the address given by the requester. The individual then fills out and returns the completed form to the department, which registers the voter after reviewing the form and, if necessary, conducting an inquiry to verify the information provided by the applicant.

Senate Bill No. 408 would dramatically alter this process by making registration forms available in "prominently displayed dispensers ... placed in public places throughout the state." This would result in the wholly-unregulated mass distribution of the actual signature cards which are used at the polls to verify proper registration. The potential for vote fraud in such a system is enormous.

By eliminating any requirement that registration forms be distributed in response to individual requests, Senate Bill No. 408 also negates the protections against vote fraud which currently exist in the mail registration law. Under 15 Del. C. Section 2012(b), for example, a third party may apply for registration by mail for someone other than himself, but to do so he must sign a prescribed form and specify the name and address of the person who wishes to register. This safeguard is eliminated by Senate Bill No. 408, however, since there is no provision for limiting or verifying the proper distribution of the individual registration forms through the "prominently displayed dispensers ... in public places throughout the state."

In the guise of simplifying the mail registration process, this bill removes important procedural safeguards which have been in the mail registration law since it first was enacted. Whether this bill really simplifies the process is debatable, furthermore, since someone wishing to register need only telephone the local department of elections to obtain the form. There is no indication that this legislation is necessary, and there is every indication that it is fraught with risk for our elections system.

For these reasons, I am returning Senate Bill No. 408, as amended by Senate Amendment No. 2, without my signature.

Respectfully submitted,
Pierre S. duPont, IV, Governor

* * * * *

The following Veto Message from the Governor was read:

STATE OF DELAWARE
EXECUTIVE DEPARTMENT
July 20, 1984

TO THE DELAWARE STATE SENATE OF THE 132ND GENERAL ASSEMBLY OF THE STATE OF DELAWARE

On July 10, 1984, I received Senate Bill No. 301, as amended by Senate Amendment No. 2 and by House Amendments Nos. 1, 3 and 4, which is entitled: "AN ACT TO AMEND CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO THE REGISTRATION OF VOTERS."

This bill would require the New Castle County Department of Elections to appoint at least two registration officers to sit at each motor vehicle inspection station in the county, for the purpose of being available to accept applications to register to vote, to change party affiliation, or to change name, address or other information essential to comply with voter registration procedures. In short, this bill would require the establishment of year-round, full-time registrars at the Division of Motor Vehicles inspection lanes in New Castle County.

The fiscal note attached to this bill projects an FY'85 cost of \$88,443. If this legislation promised a significant increase in number of registered voters, then such a cost might be justifiable. But such a benefit cannot reasonably be expected as a result of this legislation.

Registration offices exist in each county. Mobile registration is mandated in Delaware in each senatorial district within 30 days of the last date for registration before a general election. A simple registration by mail exists which can easily be activated by a phone call to the Department of Elections. With all of these alternatives available, the assignment of additional personnel to yet another remote location seems unwarranted.

For these and other reasons, I am returning Senate Bill No. 301, as amended by Senate Amendment No. 2 and by House Amendments Nos. 1, 3 and 4, without my signature.

Respectfully submitted,
Pierre S. duPont, IV, Governor

The following letter of nomination for appointment from the Governor was read and laid on the table on motion of Senator Marshall due to an error in the spelling of the first name:

STATE OF DELAWARE
Office of the Governor
August 2, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consideration and confirmation of the Senate, the following: Edward Krzyzanowski, 908 Marshall Street, Wilmington, Delaware to be appointed as a member of the New Castle County Board of Elections for a term of 4 years, to fill a vacancy.

Your consideration of this nomination will be appreciated.

Respectfully submitted,
Pierre S. duPont IV, Governor

At 2:16 p.m. on motion of Senator Sharp, the Special Session called on July 1, 1984 adjourned.

SPECIAL SESSION CALLED BY PRESIDENT PRO TEMPORE
August 2, 1984

The Senate convened at 2:16 p.m., Senator Cordrey presiding.

A Prayer was offered by Senator Littleton.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The Journal of the previous day was approved as read on motion of Senator Sharp.

Senate Consent Calendar #22 was taken up for consideration on motion of Senator Minner. The Consent Calendar consisted of the following:

SR 170 - CALLING FOR THE APPOINTMENT OF A STATEWIDE CITIZENS TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS TO THE 133RD GENERAL ASSEMBLY PROPOSING STATE SPONSORED OR SUPPORTED INITIATIVES DESIGNED TO REDUCE JUVENILE CRIME IN THE VARIOUS COMMUNITIES AND NEIGHBORHOODS THROUGHOUT THE STATE. Sponsor: Senator Holloway.

SR 171 - CONGRATULATING KAREN MCGINLEY AND JEFFREY LIU UPON BEING NAMED DELAWARE'S PRESIDENTIAL SCHOLARS FOR 1984. Sponsor: Senator Sharp.

SR 172 - RECOGNIZING THE RECENT HONORS BESTOWED UPON LEON N. WEINER, WILMINGTON HOUSING DEVELOPER, AND COMMENDING HIM FOR HIS COMMITMENT TO FAIR HOUSING PRACTICES. Sponsor: Senator Holloway.

SCR 161 - PETITIONING THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES SENATE, THE UNITED STATES HOUSE OF REPRESENTATIVES AND THE SECRETARY OF LABOR TO RESCIND THE BAN ON INDUSTRIAL HOMEWORK. Sponsor: Senator Cordrey.

SCR 162 - DESIGNATING OCTOBER 5, 1984, AS RAOUL WALLENBERG DAY HERE IN DELAWARE AND RECOGNIZING THE MANY CONTRIBUTIONS AND SACRIFICES THIS MAN MADE FOR THE CAUSE OF FREEDOM. Sponsors: Senator Marshall; Representative Jonkiert.

SR 174 - CONGRATULATING TERENCE STANSBURY OF NEWARK HIGH SCHOOL AND TEMPLE UNIVERSITY FOR BEING SELECTED HIGHER IN THE NBA DRAFT THAN ANY PREVIOUS DELAWAREAN. Sponsor: Senator Holloway.

The roll call vote on the Consent Calendar was taken and revealed 20 Senators voting YES and 1 (Citro) ABSENT; therefore, the Resolutions were declared adopted and the Concurrent Resolutions were sent to the House for consideration.

HB 563 w HA 1 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

HB 563 w HA 1 - AN ACT TO AMEND CHAPTER 17, TITLE 14, DELAWARE CODE TO PROVIDE A THREE-YEAR PILOT PROGRAM FOR LECTURER IN RESIDENCE.

Senator Citro marked PRESENT.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Citro) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

On motion of Senator McBride, the necessary rules were suspended for reconsideration of SB 371 w SA 2 and as now further amended by HA 1. The roll call vote on SB 371 w SA 2, HA 1 was therefore, taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

HJR 24 w HA 1 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

HJR 24 w HA 1 - SUPPORTING THE RECOMMENDATION OF THE STATE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH TO DEVELOP A CAREER DEVELOPMENT AND ACCOUNTABILITY PROGRAM FOR SCHOOL EMPLOYEES.

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

HJR 25 w HA 1 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

HJR 25 w HA 1 - SUPPORTING THE OBJECTIVES OF THE REPORT PREPARED BY THE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH AND CHARGING CERTAIN SPECIFIC PARTIES WITH IMPLEMENTATION, WHERE FEASIBLE, OF ITS RECOMMENDATIONS.

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

HJR 26 w HA 1 was taken up for consideration on motion of Senator McBride under suspension of the necessary rules:

HJR 26 w HA 1 - SUPPORTING THE RECOMMENDATION OF THE STATE TASK FORCE ON EDUCATION FOR ECONOMIC GROWTH BY ESTABLISHING A COMMITTEE TO STUDY THE FEASIBILITY OF A STATEWIDE MASTERY EXAMINATION PROGRAM.

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

On motion of Senator Adams, the Governor's nomination for appointment of Edmund S. Krzyzanowski was taken up for consideration under suspension of the necessary rules. Senator Adams noted that the vote was being taken on the name of Edmund S. Krzyzanowski and not Edward S. Krzyzanowski as typed in the nominating letter from the Governor.

The roll call vote on the nomination was taken and revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

SB 530 which had previously passed the Senate was taken up for reconsideration as now further amended by HA 1 on motion of Senator Holloway under suspension of the necessary rules. The roll call vote on SB 530 w HA 1 was then taken and revealed 20 Senators voting YES and 1 (Minner) ABSENT; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 525 which had previously passed the Senate was taken up for reconsideration on motion of Senator Torbert as further amended by HA 1 under suspension of the necessary rules.

The roll call vote on SB 525 w HA 1 was therefore taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

SB 218 which had previously passed the Senate was taken up for reconsideration on motion of Senator Adams as further amended by HA 3 under suspension of the necessary rules.

SA 1 to the Bill which had been placed with the Bill was taken up for consideration on motion of Senator Sharp.

The privilege of the floor was extended to Michael McGrath of the Department of Agriculture after which the roll call vote on the Amendment was taken and revealed:

YES: Senators Arnold, Berndt, Marshall, Martin, McDowell, Sharp - 6.

NO: Senators Adams, Bair, Connor, Cook, Cordrey, Holloway, Knox, Littleton, McBride, Minner, Neal, Torbert, Vaughn, Zimmerman - 14.

ABSENT: Senator Citro - 1.

Therefore, the Amendment was declared defeated.

The roll call vote on SB 218 w HA 3 was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, McBride, Minner, Neal, Torbert, Vaughn, Zimmerman - 17.

NO: Senators Martin and Sharp - 2.

NOT VOTING: Senators Berndt and McDowell - 2.

Therefore, the Bill was declared passed by the Senate and sent to the Governor for consideration.

HB 724 w HA 1 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator Cordrey:

HB 724 w HA 1 - AN ACT AMENDING TITLE 5, CHAPTERS 7, 8 AND 11 AND TITLE 30, CHAPTERS 19 AND 23 OF THE DELAWARE CODE, REGULATING THE OWNERSHIP OF BANKS AND THE TAXATION OF BANKS, BANK AFFILIATES AND HOLDING COMPANIES. Sponsors: Representatives Gilligan, George, Buckworth, Dixon, D. Ennis; Senators Cordrey, Knox, Citro, Marshall.

The privilege of the floor was extended to John Malarkey (State Banking Commissioner) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES and 2 (Adams and Neal) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

Senator Littleton introduced Bob Tribb of Laurel, Delaware to the Senate.

Senator Neal introduced Cecilia Boon of Hong Kong, China, to the Senate.

On motion of Senator Marshall the roll call vote on HS 1 for HB 698 was lifted and revealed 19 Senators voting YES and 2 (Adams and Minner) voting NO; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 726 was introduced and taken up for consideration under suspension of the necessary rules on motion of Senator Zimmerman:

HB 726 - AN ACT TO AMEND CHAPTERS 90 AND 97 OF TITLE 16 OF THE DELAWARE CODE ESTABLISHING A HEALTH FACILITIES SUBSIDY FUND; PERMITTING THE DELAWARE HEALTH FACILITIES AUTHORITY TO ISSUE OBLIGATIONS TO REFUND OBLIGATIONS OF PARTICIPATING HEALTH CARE FACILITIES AND CLARIFYING THE DEFINITION OF FACILITIES ELIGIBLE FOR ASSISTANCE; AUTHORIZING THE STATE TO ACCEPT PREPAYMENT OF CERTAIN LOANS MADE BY THE STATE FOR HOSPITAL CONSTRUCTION AND APPROPRIATING MONIES TO THE SUBSIDY FUND. Sponsors: Representatives Bennett, Outten, Clark, Terry, B. Ennis, Buckworth, Quillen, Barnes; Senators Cook, Torbert, Minner, Zimmerman.

The privilege of the floor was extended to Nathan Hayward (Delaware Development Office) after which the roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (McDowell) NOT VOTING, and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 683 was taken up for consideration on motion of Senator Zimmerman under suspension of the necessary rules:

HB 683 - AN ACT TO AMEND CHAPTER 8, TITLE 29 OF THE DELAWARE CODE BY MAKING A TECHNICAL CHANGE TO THE REAPPORTIONMENT ACT OF 1981.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 725 was lifted from the table for consideration under suspension of the necessary rules on motion of Senator Adams:

HB 725 - AN ACT TO PERMIT RICHARD B. HICKS, JR., TO CONTINUE EMPLOYMENT WITH THE COURT OF COMMON PLEAS AFTER ATTAINING THE AGE OF 70.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Minner) NOT VOTING; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 545 w HA 1, 2 was taken up for consideration on motion of Senator Zimmerman:

HB 545 w HA 1, 2 - AN ACT TO AMEND CHAPTER 103, TITLE 29 OF THE DELAWARE CODE RELATING TO BUSINESS REGISTRATION AND LICENSING SYSTEM.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Holloway) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SR 173 was introduced and considered for adoption on motion of Senator Knox:

SR 173 - EXPRESSING BEST WISHES TO OUR FRIEND AND COLLEAGUE SENATOR LEE LITTLETON AS HE RETIRES FROM THE SENATE. Sponsors: Senators Knox, Arnold, Bair, Berndt, Citro, Connor, Neal and all the Senators.

The roll call vote on the Resolution was taken and revealed 20 Senators voting YES and 1 (Littleton) NOT VOTING; therefore, the Resolution was declared adopted.

Senate Consent Calendar #23 was taken up for consideration on motion of Senator Minner. The Consent Calendar consisted of the following:

HCR 226 - RECOGNIZING THE RECENT HONORS BESTOWED UPON LEON N. WEINER, WILMINGTON HOUSING DEVELOPER, AND COMMENDING HIM FOR HIS COMMITMENT TO FAIR HOUSING PRACTICES. Sponsors: Representative Sills, Senator Holloway; Representatives Anderson, Bennett, Boykin, Buckworth, Bunting, Clendaniel, Cordrey, Corrozi, Davis, Dixon, B. Ennis, D. Ennis, Fallon, Free, Gilligan, Houghton, Jester, Mack, Maroney, Meconi, Oberle, Outten, Petrilli, Plant, Quillen, Smith, Soles, Spence, Terry, West, Wingate.

HCR 227 - CONGRATULATING KAREN E. MCGINLEY AND JEFFREY LIU UPON THEIR SELECTION AS PRESIDENTIAL SCHOLARS. Sponsors: Representatives Soles, Meconi; Senator Sharp, Neal.

SR 175 - COMMENDING MARLENE PRICE OF WILMINGTON FOR HER HEROIC ACTIONS IN SAVING THE LIFE OF EARL BROADNAX. Sponsor: Senator Holloway.

SR 176 - IN MEMORY OF BETTY A. LEWIS, AN EXTRAORDINARY VOLUNTEER AND ADVOCATE FOR PUBLIC EDUCATION IN DELAWARE. Sponsors: Senators Bair, McBride, Cook, Knox, Minner, Neal, Connor.

SR 178 - CONGRATULATING MR. JOHN F. TARBURTON, PRESIDENT OF THE DELAWARE STATE FARM BUREAU, UPON RECEIVING A 1984 HONOR AWARD FROM THE SOIL CONSERVATION SOCIETY OF AMERICA. Sponsors: Senators Minner, Zimmerman.

The roll call vote on Senate Consent Calendar #23 was then taken and revealed 21 Senators voting YES; therefore, the Resolutions were considered adopted by the Senate and the House Concurrent Resolutions were returned to the House.

SR 177 was introduced and considered for adoption on motion of Senator Martin:

SR 177 - REQUESTING THE DIRECTOR OF HIGHWAYS TO ACCELERATE THE DESIGN PLANS OF THE OGLETOWN INTERCHANGE AND ASCRIBING AS MUCH PRIORITY TO IT AS THE ENTIRE PROJECT IN THE WIDENING OF ROUTE 4 ITSELF. Sponsor: Senator Martin.

The roll call vote on the Resolution was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 14.

NO: Senators Arnold, Bair, Berndt, Citro, Connor, Knox, Neal - 7.

Therefore, the Resolution was declared adopted.

HB 158 w HA 1 was reported out of the Administrative Services/Energy Committee: 4 Merits.

The following legislation was introduced:

SB 564 - AN ACT TO AMEND SECTION 5507 OF CHAPTER 55 OF TITLE 30 OF THE DELAWARE CODE, RELATING TO PUBLIC UTILITIES TAXES. Sponsors: Senators Cook, McDowell, Minner, Adams, Zimmerman, Vaughn, Torbert, Cordrey, Holloway, Martin, Sharp. Laid on the table.

SB 565 - AN ACT TO AMEND CHAPTER 55 OF TITLE 30 OF THE DELAWARE CODE, RELATING TO PUBLIC UTILITIES TAXES. Sponsors: Senators Cook, McDowell, Minner, Adams, Zimmerman, Vaughn, Torbert, Cordrey, Holloway, Martin, Sharp. Laid on the table.

At 5:10 p.m. on motion of Senator Sharp, the Senate recessed to the call of the President pro Tempore.

EXTRAORDINARY SESSION CALLED BY THE GOVERNOR

September 13, 1984

Pursuant to the following Proclamation, the Senate convened at 4:10 p.m., Lt. Governor Castle presiding:

STATE OF DELAWARE EXECUTIVE DEPARTMENT DOVER

PROCLAMATION

I, PIERRE S. duPONT, IV, Governor of the State of Delaware, in accordance with the powers granted to me by Article III, Section 16 of the Constitution of the State of Delaware, do hereby call the Senate of the 132nd General Assembly of the State of Delaware to convene in Extraordinary Session on Thursday, September 13, 1984, at 1:30 p.m., for the purpose of acting on such nominations as may be pending before the Senate or may properly come before it.

IN WITNESS WHEREOF, I, PIERRE S. duPONT, IV, Governor of the State of Delaware, have hereunto set my Hand and caused the Great Seal of said State to be hereunto affixed at Wilmington this 31st day of August, in the year of our Lord, the One Thousand Nine Hundred and Eighty Fourth, and of the Independence of the United States of America, the Two Hundred and Ninth.

Pierre, S. duPont, IV, Governor

ATTEST: Glenn C. Kenton, Secretary of State

A Prayer was offered by Senator Arnold.

Pledge of Allegiance to the Flag.

Call of the roll revealed the following attendance:

PRESENT: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Neal, Sharp, Torbert, Vaughn, Zimmerman - 21.

The following nominations for appointment from the Governor were read and laid on the table on motion of Senator Adams:

STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William C. Carpenter, 104 Lenni Court, Newark, DE 19702, to be appointed as an Associate Judge of Family Court of the State of Delaware, resident in Sussex County, for a term of 12 years, filling a vacancy

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Richard S. Gebelein, 509 N. Washington Street, Wilmington, DE 19801, to be appointed as an Associate Judge of the Superior Court of the State of Delaware, for a term of 12 years, to fill a vacancy

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Arthur F. DiSabatino, 718 Coverdale Road, Wawaset Park, Wilmington, DE 19805, to be reappointed as a Judge of the Court of Common Pleas of the State of Delaware, resident in New Castle County for a term of 12 years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Merrill C. Trader, 20 Sherwood Court, Dover, DE 19901, to be reappointed as Judge of the Court of Common Pleas of the State of Delaware, resident in Kent County for a term of 12 years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Robert H. Wahl, 2522 Eaton Road, Chalfonte, Wilmington, DE 19810, to be reappointed as Judge of the Court of Common Pleas of the State of Delaware, resident in New Castle County, to serve as Chief Judge for a term of 12 years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

* * * * *
STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Robert W. Wakefield, 112 Thisell Lane, Meadows, Wilmington, DE 19807, to be reappointed as an Associate Judge of Family Court of the State of Delaware, resident in New Castle County, for a term of 12 years

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: William G. Bush, III, 12 Lake Drive, Dover, DE 19901, to be appointed as Resident Associate Judge of the Superior Court of State of Delaware in and for Kent County, for a term of 12 years, replacing George R. Wright, term expired

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
Office of the Governor
September 13, 1984

To the Senate of the 132nd General Assembly
of the State of Delaware

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate, the following: Henry duPont Ridgely, 215 E. Camden-Wyoming Ave, Camden, DE 19934, to be appointed as an Associate Judge of the Superior Court of the State of Delaware for a term of 12 years, replacing William G. Bush III, term expired

Your consideration of this nomination will be appreciated.

Sincerely,
Pierre S. duPont IV, Governor

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The following letters from the Governor which had not been read in are made part of this Journal at the request of the Lt. Governor:

STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the re-appointment of The Honorable Robert H. Wahl to the office of Chief Judge of the Court of Common Pleas of the State of Delaware.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the re-appointment of The Honorable Robert W. Wakefield to the office of Associate Judge of the Family Court of the State of Delaware resident in New Castle County.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the re-appointment of The Honorable Merrill C. Trader to the office of Judge of the Court of Common Pleas of the State of Delaware resident in Kent County.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the re-appointment of The Honorable Arthur F. DiSabatino to the office of Judge of the Court of Common Pleas of the State of Delaware resident in New Castle County.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the appointment of The Honorable William G. Bush, III to the office of Resident Associate Judge of the Superior Court of the State of Delaware in and for Kent County.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the appointment of The Honorable Richard S. Gebelein to the office of Associate Judge of the Superior Court of the State of Delaware.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

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STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the appointment of The Honorable Henry du P. Ridgely to the office of Associate Judge of the Superior Court of the State of Delaware.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

* * * * *

STATE OF DELAWARE
Office of the Governor
August 31, 1984

The Honorable Michael N. Castle
President of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

The Honorable Richard S. Cordrey
President Pro Tempore of the Senate
132nd General Assembly of the State of Delaware
Legislative Hall
Dover, DE 19901

Dear Mr. President and Mr. President Pro Tempore:

Pursuant to the provision of Article IV, Section 3 of the Delaware Constitution of 1897, this is to notify you of my intention to submit to the Senate for confirmation the appointment of The Honorable William C. Carpenter, Jr. to the office of Associate Judge of the Family Court of the State of Delaware resident in Sussex County.

As the Constitution requires that this notification to you be a public communication, I believe it would be appropriate for this communication to be read to the Senate and entered in the Journal.

Sincerely yours,
Pierre S. duPont, IV, Governor

* * * * *

On motion of Senator Adams, the Governor's nomination for appointment of Robert H. Wahl was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed:

YES: Senators Adams, Berndt, Citro, Connor, Cook, Cordrey, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 18.

NO: Senator Neal - 1.

NOT VOTING: Senators Arnold, Bair - 2.

Therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of William G. Bush, III was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Merrill C. Trader was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

At the request of Senator Cordrey, the privilege of the floor was extended to William Prickett, Chairman of the Judicial Nominating Commission.

On motion of Senator Adams, the Governor's nomination for appointment of Henry duPont Ridgely was taken up for consideration under suspension of the necessary rules and the roll call vote taken which revealed 21 Senators voting YES; therefore, the appointment was declared confirmed.

On motion of Senator Adams, the Governor's nomination for appointment of Richard S. Gebelein was taken up for consideration under suspension of the necessary rules.

The privilege of the floor was extended to William Wilkinson.

The roll call vote on the nomination was then taken and revealed:

YES: Senators Adams, Arnold, Bair, Berndt, Citro, Connor, Cordrey, Holloway, Knox, Littleton, Marshall, McBride, McDowell, Neal, Torbert - 15.

NOT VOTING: Senators Cook, Martin, Minner, Sharp, Vaughn, Zimmerman - 6.

Therefore, the appointment was declared confirmed.

At 5:59 p.m. on motion of Senator Cordrey, the Extraordinary Session adjourned.

* * * * *

The Special Session which recessed on August 2, 1984 reconvened at 5:59 p.m., September 13, 1984, Lt. Governor Castle presiding.

On Motion of Senator Minner, Senate Consent Calendar #24 was taken up for consideration. The 6 Senate Resolutions comprising the Calendar were as follows:

SR 179 - CONGRATULATING THE NEWARK BABE RUTH LEAGUE CENTRAL ALL-STARS ON WINNING THE 1984 STATE CHAMPIONSHIP. Sponsor: Senator Neal.

SR 180 - CONGRATULATING THE DELAWARE SAENGERBUND ON THE CELEBRATION OF ITS 131ST ANNIVERSARY. Sponsors: Senators Bair, Martin.

SR 181 - CONGRATULATING THE BRANDYWINE ALL-STARS TEAM ON WINNING THIRD PLACE IN THE 1984 JUNIOR LITTLE LEAGUE WORLD SERIES. Sponsors: Senators Bair, Berndt, Knox.

SR 182 - COMMENDING AND JOINING THE DELAWARE POLICE CHIEFS' FOUNDATION, INC. IN ITS "THANKS FOR SAVING LAW ENFORCEMENT LIVES" TESTIMONIAL BANQUET IN HONOR OF THE DUPONT COMPANY, THE U. S. DEPARTMENT OF ARMY, AND THE NATIONAL INSTITUTE OF JUSTICE. Sponsors: Senators Neal, Citro, Adams, Minner, Sharp, Torbert, Vaughn.

SR 183 - CONGRATULATING MEREDITH ROBERTS, PRINCIPAL OF WILMINGTON MANOR ELEMENTARY SCHOOL, COLONIAL SCHOOL DISTRICT, UPON BEING SELECTED BY HIS PEERS AS DELAWARE'S DISTINGUISHED ELEMENTARY SCHOOL PRINCIPAL. Sponsor: Senator Connor.

SR 185 - PROVIDING FOR THE ESTABLISHMENT OF A STATEWIDE TASK FORCE TO STUDY AND EXAMINE THE ISSUE OF CHILD ABUSE AND SEXUAL MOLESTATION OF CHILDREN IN THE STATE OF DELAWARE AND TO MAKE RECOMMENDATIONS OF THE SENATE OF THE 133RD GENERAL ASSEMBLY AS TO HOW TO MORE APPROPRIATELY DEAL WITH PERSONS CHARGED WITH CHILD ABUSE AND SEXUAL OFFENSES. Sponsors: Senators Holloway, Berndt, Knox.

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The roll call vote on Senate Consent Calendar #24 was then taken and revealed 21 Senators voting YES; therefore, the Resolutions comprising the Calendar were declared adopted.

HB 673 was taken up for consideration on motion of Senator Cordrey:
HB 673 - AN ACT TO AMEND CHAPTER 11, TITLE 22 OF THE DELAWARE CODE RELATING TO ASSESSMENT BY MUNICIPALITIES OF LAND USED FOR AGRICULTURAL, HORTICULTURAL OR FOREST USE.

The roll call vote on the Bill was taken and revealed 21 Senators voting YES; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 456 w HA 1 was taken up for consideration on motion of Senator Sharp:

HB 456 w HA 1 - AN ACT TO AMEND 19 DELAWARE CODE §2101 RELATING TO THE COMPENSATION OF MEMBERS OF THE INDUSTRIAL ACCIDENT BOARD.

The roll call vote on the Bill was taken and revealed:

YES: Senators Adams, Citro, Connor, Cordrey, Holloway, Littleton, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 15.

NO: Senators Arnold, Bair, Berndt, Cook, Knox, Neal - 6.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 684 was taken up for consideration on motion of Senator Cook under suspension of the necessary rules:

HB 684 - AN ACT TO AMEND CHAPTER 50, TITLE 15, DELAWARE CODE, RELATING TO THE REQUIREMENT OF VOTING MACHINES IN MUNICIPAL ELECTIONS.

The roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Cook.

HB 595 w HA 1, 4, 5, 6 was taken up for consideration on motion of Senator McDowell:

HB 595 w HA 1, 4, 5, 6 - AN ACT TO AMEND TITLES 24 AND 29 OF THE DELAWARE CODE RELATING TO THE PRACTICE OF MEDICINE.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 617 was taken up for consideration on motion of Senator McDowell:

HB 617 - AN ACT TO AMEND CHAPTER 9, TITLE 5 OF THE DELAWARE CODE RELATING TO AVAILABILITY OF FUNDS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 594 was taken up for consideration on motion of Senator McDowell:

HB 594 - AN ACT TO AMEND TITLES 24 AND 29 OF THE DELAWARE CODE RELATING TO THE BOARD OF ELECTRICAL EXAMINERS.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 710 w HA 1 was taken up for consideration on motion of Senator McDowell:

HB 710 w HA 1 - AN ACT TO AMEND CHAPTER 28, TITLE 24 AND CHAPTER 101, TITLE 29 OF THE DELAWARE CODE RELATING TO THE PRACTICE OF PROFESSIONAL ENGINEERING.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

SB 408 w SA 2 which had passed the Senate and the House but was vetoed by the Governor was taken up for reconsideration of overriding the Governor's Veto:

SB 408 w SA 2 - AN ACT TO AMEND SUBCHAPTER III, CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO REGISTRATION BY MAIL.

The roll call vote to override the Veto was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Arnold, Bair, Berndt, Citro, Knox, Littleton, Neal - 7.

ABSENT: Senator Connor - 1.

Therefore, the Veto was declared overridden by the Senate and sent to the House for reconsideration.

Senator Knox moved that the necessary rules be suspended for the purpose of considering HB 554.

Senator Cook moved that the motion to suspend the rules be laid on the table.

The roll call vote on the tabling motion was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Arnold, Bair, Berndt, Citro, Knox, Littleton, Neal - 7.

ABSENT: Senator Connor - 1.

Therefore, the motion prevailed and the motion to suspend the rules was laid on the table.

SB 301 w SA 2, HA 1, 3, 4 which had previously passed the Senate and the House was taken up for reconsideration to override the Governor's Veto of the Bill:

SB 301 w SA 2, HA 1, 3, 4 - AN ACT TO AMEND CHAPTER 20, TITLE 15, DELAWARE CODE, RELATING TO REGISTRATION OF VOTERS.

The roll call vote to override the Veto was then taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Arnold, Bair, Citro, Knox, Littleton, Neal - 6.
 NOT VOTING: Senator Berndt - 1.
 ABSENT: Senator Connor - 1.
 Therefore, the Veto was declared overridden by the Senate and sent to the House for reconsideration.
HB 533 w HA 1, 2 was taken up for consideration on motion of Senator McDowell:
HB 533 w HA 1, 2 - AN ACT TO AMEND CHAPTER 51, TITLE 24 OF THE DELAWARE CODE RELATING TO RECIPROCITY OF COSMETOLOGISTS AND BARBERS.
 The privilege of the floor was extended to Lorraine A. Cusick, representing the Sunset Committee.
 The roll call vote on the Bill was taken and revealed:
 YES: Senators Cook, Holloway, Marshall, McBride, McDowell, Minner, Torbert, Vaughn, Zimmerman - 9.
 NO: Senators Adams, Arnold, Bair, Citro, Cordrey, Knox, Littleton, Martin, Neal - 9.
 NOT VOTING: Senator Berndt - 1.
 ABSENT: Senators Connor and Sharp - 2.
 Therefore, the Bill was declared defeated in the Senate and returned to the House.
HB 699 was taken up for consideration on motion of Senator Vaughn under suspension of the necessary rules:
HB 699 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO DOMESTIC RELATIONS TO CREATE A FAMILY LAW COMMISSION.
 The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 407 w HA 1 was taken up for consideration on motion of Senator Torbert under suspension of the necessary rules:
HB 407 w HA 1 - AN ACT TO AMEND TITLE 21, CHAPTER 27, DELAWARE CODE, RELATING TO PERSONS EXEMPTED FROM DRIVER'S LICENSE REQUIREMENTS.
 The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 579 was lifted from the table for consideration on motion of Senator Zimmerman:
 The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 506 w HA 1 was taken up for consideration on motion of Senator Zimmerman under suspension of the necessary rules:
HB 506 w HA 1 - AN ACT TO AMEND CHAPTER 60, TITLE 7 OF THE DELAWARE CODE RELATING TO WATER WELL PERMITS AND LICENSING OF WATER WELL INSTALLERS.
 The privilege of the floor was extended to Robert J. Touhey (Division of Environmental Control) after which the roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 551 w HA 1 was taken up for consideration on motion of Senator Minner under suspension of the necessary rules:
HB 551 w HA 1 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE TO PROVIDE FOR FUNERAL EXPENSES FOR DECEASED VOLUNTEER FIREMEN.
 The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 481 w HA 1 was taken up for consideration on motion of Senator Holloway:
HB 481 w HA 1 - AN ACT TO AMEND TITLE 16, SECTION 122, DELAWARE CODE RELATING TO THE PREVENTION AND CONTROL OF THE SPREAD OF VACCINE PREVENTABLE DISEASES IN CHILDREN.
 The roll call vote on the Bill was taken and revealed 19 Senators voting YES, 1 (Minner) voting NO, and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 527 w HA 1 was taken up for consideration on motion of Senator Marshall:
HB 527 w HA 1 - AN ACT TO AMEND CHAPTER 7, TITLE 19 OF THE DELAWARE CODE RELATING TO THE RIGHT TO INSPECT PERSONNEL FILES.
 The roll call vote on the Bill was taken; however, the roll call was laid on the table before being announced on motion of Senator Marshall.
HB 702 was taken up for consideration on motion of Senator Holloway under suspension of the necessary rules:
HB 702 - AN ACT TO AMEND CHAPTER 5, TITLE 31 OF THE DELAWARE CODE TO PROVIDE JUDICIAL REVIEW OF ADMINISTRATIVE DECISIONS IN PUBLIC BENEFITS PROGRAMS.
 The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.
HB 601 was taken up for consideration on motion of Senator Cook:
HB 601 - AN ACT TO AMEND CHAPTER 63, TITLE 29 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF THE BUDGET COMMISSION.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1 (Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

The roll call vote on HB 527 w HA 1 was lifted on motion of Senator Marshall and revealed:

YES: Senators Berndt, Cook, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 12.

NO: Senators Adams, Arnold, Bair, Citro, Cordrey, Littleton, Neal - 7.

NOT VOTING: Senator Knox - 1.

ABSENT: Senator Connor - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

HB 468 was taken up for consideration on motion of Senator Marshall under suspension of the necessary rules:

HB 468 - AN ACT TO AMEND CHAPTER 11, TITLE 30 OF THE DELAWARE CODE TO EXEMPT BENEFITS RECEIVED UNDER THE FEDERAL RAILROAD RETIREMENT ACT FROM DELAWARE PERSONAL INCOME TAX.

The roll call vote on the Bill was taken and revealed 20 Senators voting YES and 1(Connor) ABSENT; therefore, the Bill was declared passed by the Senate and returned to the House.

HB 629 w HA 1 was taken up for consideration on motion of Senator Zimmerman:

HB 629 w HA 1 - AN ACT TO AMEND CHAPTER 15, TITLE 16 AND CHAPTER 60, TITLE 7 DELAWARE CODE RELATING TO THE APPROVAL OF PLANS FOR THE CONSTRUCTION AND ALTERNATION OF WATER SUPPLY SYSTEMS, WELLS, CESSPOOLS AND DRAINAGE SYSTEMS.

The roll call vote on the Bill was taken and revealed:

YES: Senators Arnold, Bair, Berndt, Citro, Cook, Holloway, Knox, Littleton, Marshall, Martin, McBride, McDowell, Neal, Sharp, Torbert, Vaughn, Zimmerman - 17.

NO: Senators Adams, Cordrey, Minner - 3.

ABSENT: Senator Connor - 1.

Therefore, the Bill was declared passed by the Senate and returned to the House.

SR 184 was introduced and considered for adoption on motion of Senator Torbert:

SR 184 - REQUESTING THAT THE SECRETARY OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES FORM A MONITORING COMMITTEE TO EXAMINE THE PROBLEMS OF CERTAIN CITIZENS NOT MEETING QUALIFICATION CRITERIA FOR GOVERNMENTAL SOCIAL SERVICE PROGRAMS. Sponsor: Senator Torbert.

The roll call vote on the Resolution was taken and revealed:

YES: Senators Adams, Cook, Cordrey, Holloway, Marshall, Martin, McBride, McDowell, Minner, Sharp, Torbert, Vaughn, Zimmerman - 13.

NO: Senators Arnold, Bair, Berndt, Citro, Knox, Littleton, Neal - 7.

ABSENT: Senator Connor - 1.

Therefore, the Resolution was declared adopted.

At 7:35 p.m. on motion of Senator Sharp, the Special Session which convened on August 2, 1984 recessed to the call of the President pro Tempore.

* * * * *

The following Legislative Advisories and Letters of Veto were received from the Governor but were not read in:

LEGISLATIVE ADVISORY #34: On June 21, 1984 the Governor signed HB 385 w HA 1, 2, 3, 4 (Volume 64, Chapter 280, Laws of Delaware); on June 25 the Governor signed HB 160 w HA 1, 2, SA 2, 3 (Volume 64, Chapter 281, Laws of Delaware); on June 28 the Governor signed HB 197 (Volume 64, Chapter 282, Laws of Delaware), HB 417 w HA 2, SA 1 (Volume 64, Chapter 283, Laws of Delaware), HB 484 w HA 1 (Volume 64, Chapter 284, Laws of Delaware), HB 513 (Volume 64, Chapter 285, Laws of Delaware), HB 519 (Volume 64, Chapter 286, Laws of Delaware), HB 566 (Volume 64, Chapter 287, Laws of Delaware), HB 569 (Volume 64, Chapter 288, Laws of Delaware). Legislative Advisory #33 is amended as follows: SB 499 w SA 1 (Volume 64, Chapter 279, Laws of Delaware).

LEGISLATIVE ADVISORY #35: On June 30, 1984 the Governor signed HB 287 (Volume 64, Chapter 289, Laws of Delaware), HB 328 (Volume 64, Chapter 290, Laws of Delaware), HB 351 (Volume 64, Chapter 291, Laws of Delaware), HB 489 (Volume 64, Chapter 292, Laws of Delaware), HB 580 (Volume 64, Chapter 293, Laws of Delaware), SB 318 (Volume 64, Chapter 294, Laws of Delaware), SB 368 (Volume 64, Chapter 295, Laws of Delaware), SB 398 (Volume 64, Chapter 296, Laws of Delaware), SB 400 (Volume 64, Chapter 297, Laws of Delaware), SB 418 (Volume 64, Chapter 298, Laws of Delaware), SB 437 (Volume 64, Chapter 299, Laws of Delaware), SB 493 (Volume 64, Chapter 300, Laws of Delaware), SB 520 (Volume 64, Chapter 301, Laws of Delaware), SB 164 w HA 1 (Volume 64, Chapter 302, Laws of Delaware), SB 216 w HA 2 (Volume 64, Chapter 303, Laws of Delaware), SB 350 w SA 1 (Volume 64, Chapter 304, Laws of Delaware), SB 435 (Volume 64, Chapter 305, Laws of Delaware), SB 450 (Volume 64, Chapter 306, Laws of Delaware), SB 458 (Volume 64, Chapter 307, Laws of Delaware), SB 472 (Volume 64, Chapter 308, Laws of Delaware), SB 543 (Volume 64, Chapter 309, Laws of Delaware).

LEGISLATIVE ADVISORY #36: On July 1, 1984 the Governor signed HB 442 (Volume 64, Chapter 310, Laws of Delaware); On July 2 the Governor signed HB 292 (Volume 64, Chapter 311, Laws of Delaware), HB 354 w HA 2 (Volume 64, Chapter 312, Laws of Delaware), HB 365 (Volume 64, Chapter 313, Laws of Delaware), HS 2 for HB 429 (Volume 64, Chapter 314, Laws of Delaware), HB 443 w HA 1 (Volume 64, Chapter 315, Laws of Delaware), HB 488 (Volume 64, Chapter 316, Laws of Delaware), HS 2 for HB 500 w HA 1 (Volume 64, Chapter 317, Laws of Delaware), HB 501 w HA 1, 2 (Volume 64, Chapter 318, Laws of Delaware), HB 504 (Volume 64, Chapter 319, Laws of Delaware), HB 546 (Volume 64, Chapter 320, Laws of Delaware), HB 565 (Volume 64, Chapter 321, Laws of Delaware), HB 570 (Volume 64, Chapter 322, Laws of Delaware), HB 587 (Volume 64, Chapter 323, Laws of Delaware), HB 599 (Volume 64, Chapter 324, Laws of Delaware), HB 700 (Volume 64, Chapter 325, Laws of Delaware), SB 227 (Volume 64, Chapter 326, Laws of Delaware), SB 228 w HA 1 (Volume 64, Chapter 327, Laws of Delaware), SB 365 w SA 1 (Volume 64, Chapter 328, Laws of Delaware), SB 404 (Volume 64, Chapter 329, Laws of Delaware), SB 405 (Volume 64, Chapter 330, Laws of Delaware), SB 430 (Volume 64, Chapter 331, Laws of Delaware), SB 441 (Volume 64, Chapter 332, Laws of Delaware), SB 453 (Volume 64, Chapter 333, Laws of Delaware), SS 1 for SB 454 (Volume 64, Chapter 334, Laws of Delaware) PLEASE NOTE: Line Item Veto-Except as to lines 3 and 4 on page 8.), SB 463 (Volume 64, Chapter 335, Laws of Delaware), SB 475 (Volume 64, Chapter 336, Laws of Delaware), SB 479 (Volume 64, Chapter 337, Laws of Delaware), SB 509 w SA 1 (Volume 64, Chapter 338, Laws of Delaware), SB 511 (Volume 64, Chapter 339, Laws of Delaware), SB 512 (Volume 64, Chapter 340, Laws of Delaware), SB 513 (Volume 64, Chapter 341, Laws of Delaware), SB 526 (Volume 64, Chapter 342, Laws of Delaware), SB 556 (Volume 64, Chapter 343, Laws of Delaware). On July 2, 1984 the Governor signed SJR 19 and SJR 20. The Governor vetoed the following: SB 356 w SA 1 (July 2), HB 315 w HA 1, 2 (July 3), HS 1 for HB 420 w HA 1, 2, SA 2 (July 3), HB 425 w HA 1, 2, 3, 4, SA 1, 5, 9 (July 3).

LEGISLATIVE ADVISORY #37: On July 2, 1984 the Governor signed SS 1 for SB 436 w SA 1, 2 (Volume 64, Chapter 344, Laws of Delaware); On July 17 the Governor signed HB 200 w HA 1 (Volume 64, Chapter 345, Laws of Delaware), HB 300 (Volume 64, Chapter 346, Laws of Delaware), HB 321 (Volume 64, Chapter 347, Laws of Delaware) HB 342 (Volume 64, Chapter 348, Laws of Delaware), HB 349 (Volume 64, Chapter 349, Laws of Delaware), HB 480 (Volume 64, Chapter 350, Laws of Delaware), HB 503 (Volume 64, Chapter 351, Laws of Delaware), HB 509 w HA 1 (Volume 64, Chapter 352, Laws of Delaware), HB 514 w HA 1 (Volume 64, Chapter 353, Laws of Delaware), HB 540 (Volume 64, Chapter 354, Laws of Delaware), HB 556 w HA 1 (Volume 64, Chapter 355, Laws of Delaware), HB 567 (Volume 64, Chapter 356, Laws of Delaware), HB 574 w HA 1, 2, 3 (Volume 64, Chapter 357, Laws of Delaware), HB 578 (Volume 64, Chapter 358, Laws of Delaware), HB 584 (Volume 64, Chapter 359, Laws of Delaware), HB 600 w HA 1 (Volume 64, Chapter 360, Laws of Delaware), HB 607 (Volume 64, Chapter 361, Laws of Delaware), HB 610 (Volume 64, Chapter 362, Laws of Delaware), HB 625 (Volume 64, Chapter 363, Laws of Delaware), HB 642 (Volume 64, Chapter 364, Laws of Delaware), HB 643 (Volume 64, Chapter 365, Laws of Delaware), HB 644 (Volume 64, Chapter 366, Laws of Delaware), HB 645 (Volume 64, Chapter 367, Laws of Delaware), HB 647 (Volume 64, Chapter 368, Laws of Delaware), HB 653 (Volume 64, Chapter 369, Laws of Delaware), HB 656 w HA 1 (Volume 64, Chapter 370, Laws of Delaware), HB 657 w HA 1 (Volume 64, Chapter 371, Laws of Delaware), HB 670 w HA 1 (Volume 64, Chapter 372, Laws of Delaware), HB 679 (Volume 64, Chapter 373, Laws of Delaware), HB 686 (Volume 64, Chapter 374, Laws of Delaware), HB 687 (Volume 64, Chapter 375, Laws of Delaware), HB 688 (Volume 64, Chapter 376, Laws of Delaware), HB 701 (Volume 64, Chapter 377, Laws of Delaware), HB 705 (Volume 64, Chapter 378, Laws of Delaware), HB 720 (Volume 64, Chapter 379, Laws of Delaware), SB 81 w SA 4, HA 1, HA 2 w HA 1 (Volume 64, Chapter 380, Laws of Delaware), SS 3 for SB 89 w SA 1 (Volume 64, Chapter 381, Laws of Delaware), SB 258 (Volume 64, Chapter 382, Laws of Delaware), SB 360 w SA 1 (Volume 64, Chapter 383, Laws of Delaware), SB 381 w SA 1 (Volume 64, Chapter 384, Laws of Delaware), SB 386 (Volume 64, Chapter 385, Laws of Delaware), SB 387 w HA 1 (Volume 64, Chapter 386, Laws of Delaware), SB 389 w SA 1 (Volume 64, Chapter 387, Laws of Delaware), SB 392 w SA 1 (Volume 64, Chapter 388, Laws of Delaware), SB 412 w HA 1 (Volume 64, Chapter 389, Laws of Delaware), SB 420 (Volume 64, Chapter 390, Laws of Delaware), SB 427 w HA 1 (Volume 64, Chapter 391, Laws of Delaware), SB 428 w SA 1, HA 1 (Volume 64, Chapter 392, Laws of Delaware), SB 460 w SA 1 (Volume 64, Chapter 393, Laws of Delaware), SB 462 (Volume 64, Chapter 394, Laws of Delaware), SB 464 (Volume 64, Chapter 395, Laws of Delaware), SB 465 w HA 1 (Volume 64, Chapter 396, Laws of Delaware), SB 466 (Volume 64, Chapter 397, Laws of Delaware), SB 482 (Volume 64, Chapter 398, Laws of Delaware); On July 18 the Governor signed HB 295 w SA 1 (Volume 64, Chapter 399, Laws of Delaware), HB 436 w HA 1 (Volume 64, Chapter 400, Laws of Delaware), HS 1 for HB 651 w HA 1, 2 (Volume 64, Chapter 401, Laws of Delaware), SB 434 w SA 2 (Volume 64, Chapter 402, Laws of Delaware), SB 496 (Volume 64, Chapter 403, Laws of Delaware). The following Constitutional Amendments did not require the Governor's signature however, Chapter numbers were assigned: HB 571 (Volume 64, Chapter 404, Laws of Delaware), SB 261 (Volume 64, Chapter 405, Laws of Delaware). On July 17 the Governor signed HJR 22 (no Chapter number assigned).

LEGISLATIVE ADVISORY #38: On July 20, 1984 the Governor signed HB 20 w HA 1 (Volume 64, Chapter 406, Laws of Delaware), HB 237 w HA 1, SA 1 (Volume 64, Chapter 407, Laws of Delaware), HB 261 w HA 1 (Volume 64, Chapter 408, Laws of Delaware), HB 297 w HA 1, SA 2, SA 1 to SA 2 (Volume 64, Chapter 409, Laws of Delaware), HB 398 w HA 1 (Volume 64, Chapter 410, Laws of Delaware), HB 421 w HA 1 (Volume 64, Chapter 411, Laws of Delaware), HB 431 (Volume 64, Chapter 412, Laws of Delaware), HS 1 for HB 486 w HA 1, 2, 4, 5, 6 (Volume 64, Chapter 413, Laws of Delaware), HB 522 w SA 1 (Volume 64, Chapter 414, Laws of Delaware), HB 534 w HA 1, 2, 3, SA 1 (Volume 64, Chapter 415, Laws of Delaware), HB 538 w SA 1 (Volume 64, Chapter 416, Laws of Delaware), HB 542 w HA 1 (Volume 64, Chapter 417, Laws of Delaware), HB 568 w HA 1 (Volume 64, Chapter 418, Laws of Delaware), HB 602 w HA 2 (Volume 64, Chapter 419, Laws of Delaware), HB 615 w HA 1 (Volume 64, Chapter 420, Laws of Delaware), HB 623 w HA 1 (Volume 64, Chapter 421, Laws of Delaware), HB 624 w HA 1 (Volume 64, Chapter 422, Laws of Delaware), HB 633 w HA 1, 2 (Volume 64, Chapter 423, Laws of Delaware), HB 635 w HA 1, 2, 3, SA 1 (Volume 64, Chapter 424, Laws of Delaware), HB 648 w HA 1, 3 (Volume 64, Chapter 425, Laws of Delaware), HB 678 w HA 1, 2 (Volume 64, Chapter 426, Laws of Delaware), HB 692 w HA 1 (Volume 64, Chapter 427, Laws of Delaware), HB 716 (Volume 64, Chapter 428, Laws of Delaware), SB 53 w SA 1, 2, 3, 6, 7, 8, 10, HA 1, 2, 3, 4, 6, 7, 10 (Volume 64, Chapter 429, Laws of Delaware), SB 317 w SA 2 (Volume 64, Chapter 430, Laws of Delaware), SB 449 w SA 1, 4, HA 1, 2 (Volume 64, Chapter 431, Laws of Delaware), SB 473 w SA 1, 2, HA 1 (Volume 64, Chapter 432, Laws of Delaware), SB 485 (Volume 64, Chapter 433, Laws of Delaware), SB 486 (Volume 64, Chapter 434, Laws of Delaware), SB 487 w SA 1 (Volume 64, Chapter 435, Laws of Delaware), SB 488 (Volume 64, Chapter 436, Laws of Delaware), SB 491 (Volume 64, Chapter 437, Laws of Delaware), SB 492 w SA 1 (Volume 64, Chapter 438, Laws of Delaware), SB 494 (Volume 64, Chapter 439, Laws of Delaware), SB 495 w HA 1 (Volume 64, Chapter 440, Laws of Delaware), SB 498 (Volume 64, Chapter 441, Laws of Delaware), SB 500 (Volume 64, Chapter 442, Laws of Delaware), SB 507 (Volume 64, Chapter 443, Laws of Delaware), SB 508 (Volume 64, Chapter 444, Laws of Delaware), SB 523 (Volume 64, Chapter 445, Laws of Delaware), SB 528 (Volume 64, Chapter 446, Laws of Delaware), SB 544 (Volume 64, Chapter 447, Laws of Delaware), SB 547 (Volume 64, Chapter 448, Laws of Delaware), SB 549 w SA 5 (Volume 64, Chapter 449, Laws of Delaware), SB 558 (Volume 64, Chapter 450, Laws of Delaware); On July 22 the Governor signed HB 23 w SA 4 (Volume 64, Chapter 451, Laws of Delaware); On July 23 the Governor signed HB 411 (Volume 64, Chapter 452, Laws of Delaware), SB 385 (Volume 64, Chapter 453, Laws of Delaware), SB 527 w SA 1, 2 (Volume 64, Chapter 454, Laws of Delaware), SB 531 (Volume 64, Chapter 455, Laws of Delaware), SB 538 (Volume 64, Chapter 456, Laws of Delaware); On July 20 the Governor signed SJR 13 (No Chapter number assigned), SJR 14 (No Chapter number assigned), SJR 15 (No Chapter number assigned), SJR 16 (No Chapter number assigned); On July 23 the Governor signed SJR 18 (No Chapter number assigned); On July 20 the Governor vetoed SB 44, SB 301 w SA 2, HA 1, 3, 4, SB 408 w SA 2, HB 606, HB 639 w HA 1, HB 668 w HA 1, SA 2, 3; On July 24 the Governor vetoed HB 90 w HA 1, 2, 4.

LEGISLATIVE ADVISORY #39: On August 13, 1984 the Governor signed: HB 545 w HA 1, 2 (Volume 64, Chapter 457, Laws of Delaware), HB 563 w HA 1 (Volume 64, Chapter 458, Laws of Delaware), HB 683 (Volume 64, Chapter 459, Laws of Delaware), HS 1 for HB 698 (Volume 64, Chapter 460, Laws of Delaware), HB 724 w HA 1 (Volume 64, Chapter 461, Laws of Delaware), HB 725 (Volume 64, Chapter 462, Laws of Delaware), HB 726 (Volume 64, Chapter 463, Laws of Delaware), SB 371 w SA 2, HA 1 (Volume 64, Chapter 464, Laws of Delaware), HJR 24 w HA 1 (No Chapter Number assigned), HJR 25 w HA 1 (No Chapter Number assigned), HJR 26 w HA 1 (No Chapter Number assigned); On August 20 the Governor signed SB 218 w HA 3 (Volume 64, Chapter 465, Laws of Delaware), SB 525 w HA 1 (Volume 64, Chapter 466, Laws of Delaware), SB 530 w HA 1 (Volume 64, Chapter 467, Laws of Delaware).

LEGISLATIVE ADVISORY #40: On September 29, 1984 the Governor signed HB 407 w HA 1 (Volume 64, Chapter 468, Laws of Delaware), HB 456 w HA 1 (Volume 64, Chapter 469, Laws of Delaware), HB 468 (Volume 64, Chapter 470, Laws of Delaware), HB 481 w HA 1 (Volume 64, Chapter 471, Laws of Delaware), HB 506 w HA 1 (Volume 64, Chapter 472, Laws of Delaware), HB 527 w HA 1 (Volume 64, Chapter 473, Laws of Delaware), HB 551 w HA 1 (Volume 64, Chapter 474, Laws of Delaware), HB 579 (Volume 64, Chapter 475, Laws of Delaware), HB 594 (Volume 64, Chapter 476, Laws of Delaware), HB 595 w HA 1, 4, 5, 6 (Volume 64, Chapter 477, Laws of Delaware), HB 617 (Volume 64, Chapter 478, Laws of Delaware), HB 629 w HA 1 (Volume 64, Chapter 479, Laws of Delaware), HB 673 (Volume 64, Chapter 480, Laws of Delaware), HB 699 (Volume 64, Chapter 481, Laws of Delaware), HB 702 (Volume 64, Chapter 482, Laws of Delaware), HB 710 w HA 1 (Volume 64, Chapter 483, Laws of Delaware); On September 29, 1984 the Governor vetoed HB 601.

STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
July 2, 1984

To the Senate of the 132nd General Assembly of the State of Delaware

I am returning without my signature Senate Bill No. 356, as amended by Senate Amendment No. 1, received June 28, 1984 and which is entitled: AN ACT TO AMEND CHAPTER 29, TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE BROKERS AND SALESMEN.

This bill would prohibit condominium associations and time-sharing developers from selling condominium units unless they first retained a licensed real estate agent to represent them, or unless the developer or all of the members of the condominium association first obtained a license themselves.

Presumably, the rationale behind this bill is that the public needs the protection of a licensed real estate agent when leasing, time-sharing or buying condominiums. But the bill does not ensure that the buyer will be represented by a licensed agent, rather it requires that the seller - the condominium association or time-sharing developer - must hire an agent. That agent's duty will be to protect the seller's interests, not the buyer's, and thus the bill promises no protection to the public.

Enactment of this legislation also would result in the anomalous situation of preventing condominium owners from associating for the purpose of leasing or selling their units while permitting homeowners to do so. Homeowners can do so under 24 Del. C. Section 2902 (b)(2), but the amendment to this bill expressly prevents the application of that provision to a condominium association.

There has been no showing of a compelling need for this legislation and, in the absence of such a showing, I am returning Senate Bill No. 356 without my signature.

Respectfully submitted,
Pierre S. duPont IV, Governor

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STATE OF DELAWARE
OFFICE OF THE GOVERNOR
July 20, 1984

To the Delaware State Senate of the 132nd General Assembly of the State of Delaware

I am returning without my signature Senate Bill No. 44 which I received on July 10, 1984, and which is entitled: "AN ACT TO AMEND SUBCHAPTER I, CHAPTER 5, TITLE 7 DELAWARE CODE, RELATING TO LICENSE FEES FOR NONRESIDENTS."

Senate Bill No. 44 would institute a reciprocal pricing mechanism for non-resident hunting licenses in Delaware, requiring non-residents to pay a license fee equal to that charged by their native state when such a fee is greater than Delaware's fee. However, the presence of several flaws in the bill convince me that it should not be signed at this time.

There are more than one hundred private licensing agents in the State, each of whom would be required under this legislation to confirm the licensing fees for practically every state in the Union. In 1983, hunting licenses would sold to individuals from more than forty-five different states. To require small, individual licensing agents to check the fees of numerous and often distant states will be an enormously time-consuming, costly and burdensome task, especially since hunting license fees change frequently in some of the larger states. In addition, the individual outlets would be forced to decide on a case-by-case basis whether a particular state's licensing fee should include the cost of various hunting stamps, special registration charges and other particularized costs associated with each state's licensing scheme. I also note that the bill would become effective immediately, even though Delaware's license year commenced July 1. The absence of a delayed implementation date would mean that thousands of licenses printed and distributed to local agents, many of which have already been sold, would have to be recalled and reprinted in order to comply with Senate Bill No. 44's mandate.

Because of the expense and burden to which local licensing agents would be put and the significant administrative problems which would be caused by its immediate implementation, I am returning Senate Bill No. 44 to the Senate without my signature.

Respectfully submitted,
Pierre S. duPont IV, Governor

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**GOVERNOR'S
NOMINATIONS**

GOVERNOR'S NOMINATIONS for APPOINTMENT

ABLEMAN, Peggy L. - Page 190
AHERN, Andrew G. - Page 352
ASHBEE, R. Wayne - Page 20
ARZINGER, Raymond K. - Pages 309, 342

BARNARD, Remsen C., III - Pages 38, 188
BARRON, Norman A. - Pages 353, 360
BATTAGLIA, Victor F. - Page 20
BERGER, Carolyn - Pages 238, 244, 249
BETTS, Benjamin Burton, Jr. - Pages, 299, 341
BLAKELY, Sheila Gagen - Pages 136, 174, 176
BOGGS, Calvin - Pages 212, 225, 227
BOLEN, David B. - Pages 149, 174, 175
BRADY, Thomas E., Jr., - Pages 20, 188
BROWN, Werner C. - Pages 61, 64
BURTON, A. Wayne - Pages 320, 342
BUSH, William G., III - Pages 382, 385, 387

CAIN, Cyric W. - Page 38
CAIN, Gerard A. - Pages 338, 349
CARPENTER, William C. - Pages 381, 386.
CARROLL, Beatrice Patton - Pages 21, 59, 59
CHEESEMAN, Ronald E. - Page 353
CHRISTIE, Andrew C. - Pages 38, 43, 59, 59
COCHRAN, Lloyd - Pages 299, 341
COLE, Charles W. - Page 21
COYLE, George J. - Pages 211, 225, 227
CROSSE, Gloria Upshur - Page 309

DAVIS, Edward G. - Pages 353, 361
DENNIS, Virginia M. - Page 198
DIEHL, Mark W. - Pages 260, 360
DiMONDI, Francis A. - Pages 212, 225
DiSABATINO, Arthur F. - Pages 381, 384
DONNELLY, Alfred L. - Pages 187, 188
DRAPER, Rachel G. - Pages 293, 342

EDMONDS, George P. - Pages 226, 244, 249
ELLIOTT, Elizabeth D. - Pages 320, 349
ENGLISH, Mable - Page 133
ENGLISH, Philip R. - Pages 300, 341

FINTEL, William A. - Pages 320, 349
FISHER, Robert A. Jr. - Pages 21, 59, 59

GARTMAN, Loretta C. - Pages 320, 349
GEBELEIN, Richard S. - Pages 381, 385, 387
GEBHART, Jeannette C. - Pages 309, 349
GILMAN, Muriel E. - Page 290
GODWIN, Walter John - Pages 181, 361
GOLAND, Anthony R. - Pages 149, 174, 175, 293, 342
GOLDING, Stephen T. - Pages 190, 196
GOLDSTEIN, Carl - Pages 22, 169, 170
GREENWOOD, Evelyn - Pages 53, 106, 170
GROSSMAN, Elise - Pages 39, 64

HAGEL, Vicki Ann - Pages 133, 169, 170
 HAGUE, Jeffrey W. - Pages 354, 361
 HANDY, Robert T. - Pages 353, 361
 HART, James A. - Pages 190, 191, 196
 HARVEY, Holger H. - Pages 53, 264, 321, 342
 HIGGINS, Sally H. - Pages 226, 244, 248
 HILTON, Kenneth - Pages 39, 64
 HOPKINS, Robert B. - Pages 338, 348
 HOPKINS, William J., Jr. - Pages 354, 361
 HUBBARD, Clifton H. Jr. - Pages 53, 59, 59
 HUDSON, Aubrey T. - Pages 354, 360
 HUNT, Lorin P. - Page 355
 HUTSON, Thomas W., Jr. - Pages 355, 360

 JACKSON, Robert S., Sr. - Page 133, 352
 JEFFERSON, Edward G. - Pages 62, 64
 JENNINGS, Earp F., Jr. - Page 308
 JONES, Elwood S. - Pages 338, 349
 JONES, William Lee - Pages 137, 181
 JULIAN, James - Pages 39, 59, 59

 KEIL, Charles K. - Page 191
 KILLEN, Ernest - Pages 187, 188
 KIRKPATRICK, Andrew Booth, Jr. - Pages 61, 106, 107
 KLEINMAN, Vivian K. - Pages 134, 169, 171
 KNUSSMAN, Joseph A. - Pages 135, 169, 170
 KRZYZANOWSKI, Edmund - Pages 377, 378

 LEWIS, Anna Arlene - Pages 134, 169, 170
 LYONS, Garret B., Dr. - Pages 39, 188

 McCLELLAND, John R. - Pages 40, 64, 64, 103, 106, 107
 McDONALD, John H. - Pages 75, 106, 107
 McFADDEN, William H. - Pages 309, 342
 McLAUGHLIN, John P. - Page 355
 McQUAY, John H. - Pages 355, 360

 MAIORANO, John M. - Pages 242, 244, 248
 MALARKEY, John Ed. - Pages 156, 169, 170
 MALM, Ruth P. - Page 134
 MANUS, Andrew T. - Pages 299, 341
 MARGE, Donald R. - Page 193
 MARTIN, Joshua W. - Pages 107, 120, 124, 126, 127
 MARVIN, David F. - Pages 54, 59, 59
 MATTHEWS, William K. - Pages 212, 225, 227
 MESSINA, Philip A. - Pages 298, 341
 MICK, Jonathan P. - Page 298, 341
 MOORE, Robert L. - Pages 193, 194
 MULVANEY, Howard William, III - Pages 137, 174, 176

 NEEMAN, Paul - Pages 135, 169, 171
 NIEDZIELSKI, Marc P. - Page 356
 NORLING, Nancy M. - Page 285

 OGDEN, Howard R. - Page 194
 O'LEARY, Barbara Cherrix - Page 191
 OMANS, Walter B., Dr. - Pages 40, 59, 59

 PAINTER, Edward C. - Pages 54, 264
 PARMENTER, Thomas E. - Page 356
 PENNELLA, Agnes E. - Pages 136, 174, 176
 PEPPER, Gerald W. - Pages 161, 169, 171
 PIERSON, Mary P. - Pages 161, 169, 171
 PIGFORD, Robert L. - Pages 22, 59, 59
 POLLARD, Edward G. - Pages 356, 361
 POPPITI, Vincent J. - Pages 108, 120, 124, 127
 POWELL, Robert S. - Page 22
 PRICE, Kent Sparks - Pages 321, 342

RIDGELY, Henry duPont - Pages 383, 386, 387
 ROBERTS, Clyde - Pages 299, 341
 ROBINSON, James P. III - Pages 166, 174, 175
 ROWE, William S., Jr. - Page 356

 SAMES, Richard C. - Pages 52, 106, 107
 SEARL, Alexander, L. - Pages 259, 360
 SHORT, Horace William - Pages 357, 360
 SKELLEY, David R. - Page 357
 SMITH, Gwynette Rosalind - Pages 134, 173
 SMITH, Robert S. - Page 194
 SPEARY, William T., Jr. - Page 195
 STANGO, Alfred A. - Pages 321, 342
 STEINER, Edward J. - Pages 211, 225, 227
 STUMP, Charles M. - Pages 357, 360
 SULLIVAN, Lawrence M. - Pages 191, 192

 TAYLOR, Clarence W. - Pages 332, 374, 375
 TERRY, N. Maxson, Jr. - Pages 149, 174, 175
 TOLIVER, Charles H., IV - Page 192
 TOLIVER-GRANT, Winifred - Page 344
 TOULSON, Rosalind - Pages 135, 169, 170
 TOWNSEND, Elaine I. - Page 357
 TRADER, Merrill C. - Pages 382, 384, 387
 TROISE, Edward J., Sr - Page 22
 TRUITT, Abigayle E. - Pages 358, 360
 TURK, Patricia Tucker - Page 363

 VanSANT, Frederick N. - Pages 119, 124, 126
 VanWART, Arthur T. - Page 192
 VERRICO, DONALD J. - Pages 322, 348

 WAHL, Robert H. - Pages 382, 383, 387.
 WAKEFIELD, Robert W. - Pages 382, 384
 WALL, Jane E. - Pages 136, 352
 WALSH, Joseph T. - Pages 331, 374, 375
 WEST, Francis M. - Pages 193, 196
 WEST, Verdie B. - Pages 339, 348
 WHARTON, George A. - Pages 53, 106, 107
 WHITTINGTON, Marna C. - Pages 192, 193, 196-97
 WILDING, John H. - Pages 135, 169, 170
 WOODWARD, Ray K. - Pages 322, 342
 WRIGHT, Joyce L. - Pages 166, 174, 175

LEGISLATIVE
DAYS

LEGISLATIVE DAYS - 132ND GENERAL ASSEMBLY
SENATE
First Session - 1983

<u>Legislative Day</u>	<u>Date</u>	<u>Page No.</u>
First	January 11, 1983	1
Second	January 12	6
Third	January 13	8
Fourth	January 18	10
Fifth	January 19	11
Sixth	January 20	12
Joint Session	January 20	13
Seventh	January 25	19
Eighth	January 26	24
Ninth	January 27	27
Joint Session	January 27	27
Tenth	February 17	36
Eleventh	March 15	42
Twelfth	March 16	47
Thirteenth	March 17	50
Fourteenth	March 22	55
Fifteenth	March 23	59
Sixteenth	March 24	63
Seventeenth	April 12	66
Eighteenth	April 13	69
Nineteenth	April 14	71
Twentieth	April 19	74
Twenty-first	April 20	77
Twenty-second	April 21	80
Twenty-third	April 26	82
Twenty-fourth	April 27	84
Twenty-fifth	April 28	85
Twenty-sixth	May 3	88
Twenty-seventh	May 4	90
Twenty-eighth	May 10	92
Twenty-ninth	May 11	95
Thirtieth	May 12	97
Thirty-first	May 24	100
Thirty-second	May 25	104
Thirty-third	May 26	106
Thirty-fourth	May 31	109
Thirty-fifth	June 1	113
Thirty-sixth	June 2	117
Thirty-seventh	June 7	119
Thirty-eighth	June 8	124
Thirty-ninth	June 9	125
Fortieth	June 14	130
Forty-first	June 15	138
Forty-second	June 16	142
Forty-third	June 21	145
Forty-fourth	June 22	150
Forty-fifth	June 23	154
Forty-sixth	June 27	158
Forty-seventh	June 28	163
Forty-eighth	June 29	170
Forty-ninth	June 30	175
Special Session (1st Day)	July 1	175
Special Session (2nd Day)	July 6	186
Extraordinary Session called by Governor	September 28	189
Special Session (2nd Day reconvened)	October 20	196
Extraordinary Session called by Governor	November 10	197
Special Session (2nd Day reconvened)	November 30	199

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Second Session - 1984

<u>Legislative Day</u>	<u>Date</u>	<u>Page No.</u>
First	January 10	201
Second	January 11	211
Third	January 12	213
Fourth	January 17	214
Fifth	January 19	216
Sixth	January 24	223
Seventh	January 25	225
Eighth	January 26	228
Ninth	March 13	236
Tenth	March 14	239
Eleventh	March 15	240
Twelfth	March 20	242
Thirteenth	March 21	244
Fourteenth	March 22	245
Fifteenth	March 27	248
Sixteenth	March 28	249
Seventeenth	March 29	250
Eighteenth	April 3	253
Nineteenth	April 4	255
Twentieth	April 5	256
Twenty-first	April 10	258
Twenty-second	April 11	260
Twenty-third	April 12	263
Twenty-fourth	May 1	265
Twenty-fifth	May 2	267
Twenty-sixth	May 3	268
Twenty-seventh	May 8	271
Twenty-eighth	May 9	273
Twenty-ninth	May 10	275
Thirtieth	May 15	277
Thirty-first	May 16	279
Thirty-second	May 17	280
Thirty-third	May 22	284
Thirty-fourth	May 23	286
Thirty-fifth	May 24	287
Thirty-sixth	June 5	291
Thirty-seventh	June 6	296
Thirty-eighth	June 7	301
Thirty-ninth	June 12	304
Fortieth	June 13	307
Forty-first	June 14	312
Forty-second	June 19	316
Forty-third	June 20	322
Forty-fourth	June 21	326
Forty-fifth	June 26	331
Forty-sixth	June 27	339
Forty-seventh	June 28	345
Forty-eighth	June 29	358
Forty-ninth	June 30	365
Special Session	July 1	373
Special Session	August 2	377
Extraordinary Session	September 13	380