STATE OF DELAWARE

Journal
of the
House of Representatives

146th General Assembly

Convened
Tuesday, January 11, 2011
Dover, Delaware

2011-2012
MEMBERS OF THE HOUSE OF REPRESENTATIVES
146th GENERAL ASSEMBLY

District

NEW CASTLE COUNTY

1. Dennis P. Williams, 3414 North Madison Street, Wilmington
2. Stephanie T. Bolden, 38 McCaulley Ct., Wilmington
3. Helene M. Keeley, 1501 West Fifth Street, Wilmington
4. Gerald L. Brady, 1804 Shallcross Avenue, Wilmington
5. Melanie George, 12 Calvaresi Drive, Bear
6. Melanie George Smith, 12 Calvaresi Drive, Bear - November 29, 2011
7. Debra J. Heffernan, 113 Blue Rock Road, Wilmington
8. S. Quinton Johnson, IV, 151 Back Creek Drive, Middletown
9. Rebecca Walker, 4386 South DuPont Parkway, Townsend
10. Dennis E. Williams, 3329 South Rockfield Drive, Wilmington
11. Gregory F. Lavelle, 500 Whithby Drive, Wilmington
12. Deborah D. Hudson, 1022 Oriente Avenue, Wilmington
13. John L. Mitchell, Jr., 1234 Sycamore Avenue, Wilmington
14. Valerie J. Longhurst, 11 Winchester Court, Bear
15. James Johnson, 105 Skelton Drive, New Castle
16. Michael P. Mulrooney, 32 Saratoga Drive, New Castle
17. Michael A. Barbiero, 88 Iroquois Court, New Castle
18. Robert F. Gilligan, 2628 Sherwood Drive, Wilmington
19. Nick T. Manolakos, 227 Charleston Drive, Wilmington
20. Michael J. Ramone, 211 Nathan Court, Newark
21. Joseph E. Miro, 5 Firechase Circle, Newark
22. Teresa L. Schooley, 2 Chapel Hill Drive, Newark
23. E. Bradford Bennett, 244 Kentland Avenue, Dover
24. Harold J. Peterman, 595 Log Cabin Road, Milford
25. John A. Kowalko, Jr., 14 Kells Ave., Newark
26. John J. Viola, 9 Orangeburg Court, Newark
27. Earl G. Jaques, Jr., 82 Cann Road, Newark

KENT COUNTY

28. William J. Carson, Jr., 680 Lake Drive West, Smyrna
29. Lincoln D. Willis, 142 Island Lane, Clayton
30. William R. Outten, 206 Delaware Avenue, Harrington
31. Darryl M. Scott, 102 Cobblestone Lane, Dover
32. E. Bradford Bennett, 244 Kentland Avenue, Dover
33. John A. Kowalko, Jr., 14 Kells Ave., Newark
34. John J. Viola, 9 Orangeburg Court, Newark

SUSSEX COUNTY

35. Peter C. Schwartzkopf, 24 Coventry Road, Rehoboth Beach
36. David L. Wilson, 17968 Haflinger Road, Lincoln
37. Harvey R. Kenton, 3 Quail Ridge Road, Milford
38. Ruth Briggs King, 3 Par Court, Georgetown
39. Gerald W. Hocker, Sr., 38489 Hickman Road, Ocean View
40. Clifford G. Lee, 705 South Central Avenue, Laurel
41. John C. Atkins, 29980 Millsboro Highway, Millsboro

STAFF MEMBERS
146th GENERAL ASSEMBLY

Richard Puffer - Chief Clerk
JoAnn Hedrick - Chief Clerk Emeritus
Alexis Anderson - Majority Legislative Assistant
Ted Annos - Majority Attorney
Victoria Bandy - Majority Page
David Bentz - Majority Legislative Assistant
Blaine Breeding - Majority Legislative Assistant
STANDING COMMITTEES OF THE

HOUSE OF REPRESENTATIVES

January 12, 2011

AGRICULTURE: Representative John C. Atkins – Chair; Representative S. Quinton Johnson, Vice-chair; Representative William J. Carson, Jr.; Representative Michael P. Mulrooney; Representative Rebecca Walker; Representative Harvey R. Kenton; Representative William R. Outten; Representative Harold J. Peterman; Representative Michael A. Barbieri; Representative David L. Wilson.

APPROPRIATIONS: Representative Dennis P. Williams, Chair; Representative Melanie George; Representative James Johnson; Representative John L. Mitchell, Jr.; Representative Ruth Briggs King; Representative Joseph E. Miro.

CAPITAL INFRASTRUCTURE: Representative Helene M. Keeley, Chair; Representative Michael P. Mulrooney; Representative Teresa L. Schooley; Representative John J. Viola; Representative Deborah D. Hudson; Representative Clifford G. Lee.

CORRECTIONS: Representative James Johnson, Chair; Representative John C. Atkins, Vice-chair; Representative William J. Carson, Jr.; Representative Dennis P. Williams; Representative Clifford G. Lee; Representative David L. Wilson.

ECONOMIC DEVELOPMENT, BANKING, INSURANCE & COMMERCE: Representative Bryon H. Short, Chair; Representative Dennis E. Williams, Vice-chair; Representative E. Bradford Bennett, Representative Gerald L. Brady; Representative Helene M. Keeley; Representative Michael P. Mulrooney; Representative John J. Viola; Representative Deborah D. Hudson; Representative Harold J. Peterman; Representative Michael Ramone; Representative Daniel B. Short; Representative Lincoln D. Willis.

EDUCATION: Representative Teresa L. Schooley, Chair; Representative Darryl M. Scott, Vice-chair; Representative Michael A. Barbieri; Representative Stephanie T. Bolden; Representative Debra J. Heffernan; Representative Earl G. Jaques, Jr.; Representative S. Quinton Johnson IV; Representative John A. Kowalko; Representative Edward S. Osienski; Representative Donald A. Blakey; Representative Ruth Briggs King; Representative Harvey R. Kenton; Representative Nick T. Manolakos; Representative Joseph E. Miro.

ENERGY: Representative John A. Kowalko, Chair; Representative Dennis E. Williams, Vice-chair; Representative Debra J. Heffernan; Representative S. Quinton Johnson IV; Representative Michael P. Mulrooney; Representative Harvey R. Kenton; Representative Nick T. Manolakos; Representative William R. Outten.

ETHICS: Representative Peter C. Schwartzkopf, Chair; Representative Robert F. Gilligan; Representative Valerie J. Longhurst; Representative Gerald W. Hocker; Representative Gregory F. Lavelle.

GAMING AND PARI-MUTUELS: Representative John J. Viola, Chair; Representative Helene M. Keeley, Vice-chair; Representative Michael A. Barbieri; Representative Valerie J. Longhurst; Representative John L. Mitchell, Jr.; Representative Peter C. Schwartzkopf; Representative Darryl M. Scott; Representative Gerald R. Hocker; Representative Deborah D. Hudson; Representative Clifford G. Lee; Representative Daniel B. Short.

HEALTH & HUMAN DEVELOPMENT: Representative Michael A. Barbieri, Chair; Representative Rebecca Walker, Vice-chair; Representative Stephanie T. Bolden; Representative Earl G. Jaques, Jr.; Representative Earl G. Jaques, Jr.; Representative S. Quinton Johnson IV; Representative John A. Kowalko; Representative Edward S. Osienski; Representative Teresa L. Schooley, Representative Darryl M. Scott; Representative Donald A. Blakey; Representative Ruth Briggs King; Representative Nick T. Manolakos; Representative Joseph E. Miro.

HOUSE ADMINISTRATION: Representative Peter C. Schwartzkopf, Chair; Representative Robert F. Gilligan; Representative Valerie J. Longhurst; Representative Gerald W. Hocker; Representative Gregory F. Lavelle.

HOUSING & COMMUNITY AFFAIRS: Representative Gerald L. Brady, Chair; Representative E. Bradford Bennett, Vice-chair; Representative Stephanie T. Bolden; Representative Michael P. Mulrooney; Representative Bryon H. Short; Representative John J. Viola; Representative Dennis E. Williams; Representative Deborah D. Hudson; Representative Harold J. Peterman, Representative Michael Ramone; Representative Daniel B. Short; Representative Lincoln D. Willis.

JUDICIAL: Representative Melanie L. George, Chair; Representative Rebecca Walker, Vice-chair; Representative William J. Carson; Representative James Johnson; Representative John L. Mitchell, Jr.; Representative Dennis P. Williams; Representative Deborah D. Hudson; Representative Harvey R. Kenton; Representative Lincoln D. Willis; Representative David L. Wilson.

LABOR: Representative Michael P. Mulrooney, Chair; Representative Gerald L. Brady, Vice-chair; Representative Michael A. Barbieri; Representative Stephanie T. Bolden; Representative Debra J.
PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES
OF THE 146th GENERAL ASSEMBLY
2011-2012
HOUSE RESOLUTION NUMBER 2

I. RULES OF ORDER

RULE 1 - CONVENING OF HOUSE
The House of Representatives shall meet every Tuesday, Wednesday and Thursday at 2:00 P.M., unless otherwise ordered. The Speaker or his or her designee shall take the chair at that time and shall call the House to order. At the beginning of each legislative day, the Speaker or his or her designee shall cause the names of the members to be called in alphabetical order. If a quorum is present, he or she shall proceed with the opening prayer, the pledge to the flag, and the business of the day.

RULE 2 - ORDER OF BUSINESS
(a) After the convening of the House, the order of business shall include the following:
(1) The minutes of the previous day shall be made public and posted by the Chief Clerk

* March 24, 2011 - Judiciary - Representative Clifford G. Lee replaced Representative Harvey R. Kenton
** November 1, 2011 - Veteran’s Affairs - Representative E. Bradford Bennett added
*** March 20, 2012 - Public Safety & Homeland Security - Representative John C. Atkins resigned from committee
prior to the next legislative day. With the consent of a majority of members, the reading of the minutes for
the previous day may be omitted.
(2) Presentation of petitions, memorials, tributes, memoriams, citations or communications.
(3) Reports from standing and special committees.
(4) Introduction and first reading of bills and resolutions.
(5) Consideration of Agenda.
(6) Consent Calendar, or Consent Agenda, when available.
(7) Announcement of committee meetings.
(8) Announcement of Agenda for next legislative day.
(b) The order of business may be changed when necessary by the Speaker unless a
majority of the members present object.

RULE 3 – MESSAGES
Messages from the Senate or from the Governor may be received at any time except when the roll is
being called.

II. DUTIES OF THE SPEAKER

RULE 4 - ORDER AND DECORUM
(a) The Speaker shall preside and have general direction over the House Chamber, and shall preserve
order and decorum. In debate, the Speaker shall confine the members to the question under discussion. No
member shall have the floor except when recognized by the Speaker, or when the Speaker grants open
debate between members.
(b) Cameras, recording instruments, and similar equipment or electronic devices are permitted in the
House Chamber only with the permission of the Speaker.

RULE 5 - QUESTIONS OF ORDER; APPEAL
The Speaker shall decide all questions of order. An appeal from his or her decision may be made by
any member, if properly seconded. The appeal shall be upheld only upon the affirmative vote of a majority
of the elected members. The Speaker shall not vote on any such appeal.

RULE 6 - TEMPORARY PRESIDING OFFICER, SPEAKER PRO TEMPORE
(a) The Speaker may appoint a member to serve as the Temporary Presiding Officer to perform the
duties of Speaker; but such appointment shall not extend beyond an adjournment or recess except when the
Speaker takes a leave of absence, in which case the Speaker Pro Tempore shall perform the duties of
Speaker during such leave. The Temporary Presiding Officer or the Speaker Pro Tempore shall not have
authority to reassign any measure to a committee unless specifically required to do so by Rule 20, or the
Speaker has taken a leave of absence or pursuant to the direction of the Speaker.
(b) When neither the elected Speaker nor the appointed Presiding Officer is present, the House shall
be called to order and presided over by the Senior Member of the majority party. The Speaker Pro Tempore
shall be the Senior Member of the majority party. The Senior Member is the member who has served in the
House the longest current consecutive period of time. In the event more than one member has served the
same length of time, the member originally sworn first shall be the Senior Member. If two or more members
were sworn in at the same time, then of those two or more members the member whose name would appear
first in alphabetical order shall be the Senior Member.

RULE 7 - SIGNING OF BILLS, RESOLUTIONS, AND OTHER DOCUMENTS
The Speaker shall sign all bills and resolutions passed by the House. All warrants, writs and
subpoenas issued by the House shall be signed by the Speaker and attested to by the Chief Clerk. In the
absence of the Speaker, the Temporary Presiding Officer or Speaker Pro Tempore shall have authority to
sign such documents.

RULE 8 - APPOINTMENT OF COMMITTEES
(a) The Speaker shall appoint all committees and subcommittees.
(b) Where illness, stated conflict of interest, or other sufficient cause shall compel the absence or
non-participation of any committee member, the Speaker, in his or her discretion, may fill such vacancy
from the same political party as the absent or non-participating member during said absence or period of
non-participation.

RULE 9 - ASSIGNMENT OF BILLS AND RESOLUTIONS TO COMMITTEE
The Speaker shall determine the principal objective of a bill or resolution and, subject to the
provisions of Rule 20, assign the same to the appropriate committee. All prefiled measures shall be pre-
assigned to committees by the Speaker and each member notified in writing of assignments. When the
measure is introduced from the floor, the Speaker shall at that time announce the committee to which the
measure is assigned.

RULE 10 - SETTING THE AGENDA
The Speaker sets the Agenda and may place an item on the Agenda only if the item is on the Ready
List and has been requested to be placed on the Agenda by the Prime House Sponsor or Floor Manager of a
Senate bill. The Ready List shall consist of all items that have been reported out of committee or have been
laid on the table.

RULE 11 - SUBPOENA ISSUANCE
The Speaker may sign a subpoena if requested by a majority vote of a standing committee, a special committee, a joint committee, a task force, or any similar entity if the committee, task force or entity was created by the House of Representatives or an action of the General Assembly. No subpoena shall be issued unless it is first signed by the Speaker. Upon the majority vote of all members elected to the House, a subpoena shall be signed and issued by the Speaker, Presiding Officer or Speaker Pro Tempore.

III. RIGHTS AND DUTIES OF MEMBERS

RULE 12- ATTENDANCE OF MEMBERS

(a) No member shall knowingly absent himself or herself from any session of the House without notifying the Speaker that he or she is unable to attend. A member who is absent without notifying the Speaker may be considered in contempt, and may be subject to the censure of the House.

(b) Each member shall answer each roll call from his or her assigned seat in the Chamber.

RULE 13- QUORUM

Twenty-one (21) members of the House shall constitute a quorum. The House shall not convene without a quorum. In the absence of a quorum, the Sergeant-at-Arms shall notify those members who are absent from the Chamber, but not from Legislative Hall, that their presence is required. Upon receiving the notification, the absentee members shall report to the House Chamber. After a proper interval for such notifications, the Speaker shall order a roll call of the House to ascertain if a quorum is present.

RULE 14 - ADDRESSING THE HOUSE

(a) When a member wishes to speak, such member shall rise but shall not proceed to speak until recognized by the Speaker. Upon acknowledgment by the Speaker, the member may be seated until called upon. If two or more members seek recognition at the same time, the Speaker shall determine who shall speak first.

(b) Remarks shall be confined to the subject before the House, or to the purpose for which recognition was obtained.

RULE 15 - DECORUM OF MEMBERS ON FLOOR OF HOUSE

(a) Each member shall conduct himself or herself in a dignified manner at all times.

(b) No member or other person may walk across the House Chamber, or converse privately, in such a manner as to interrupt the House proceedings.

(c) A member shall not be interrupted when speaking except for the following reasons:
   (1) a call to order by the Speaker,
   (2) a point of order by a member, or
   (3) a motion by a member to move the previous question, to adjourn, or to recess.

(d) A member shall not make derogatory personal comments about or to other members.

(e) No member shall use a cellular phone in the House Chamber while the House is in session.

(f) No member shall use a pager in the House Chamber while the House is in session unless the pager is set to a non-audible setting.

RULE 16 - RULES OF LEGISLATIVE CONDUCT

(a) A member of the House shall be subject to discipline by the House for the violation of any of the following Rules of Legislative Conduct, which shall be deemed to constitute "disorderly behavior" within the meaning of Article II, Section 9 of the Delaware Constitution. The Rules of Legislative Conduct are as follows:

   (1) Restrictions relating to "personal or private interests" within the meaning of Article II, Section 20 of the Delaware Constitution and Chapter 10, Title 29 of the Delaware Code are as follows:
      A. A member who has a personal or private interest in any measure or bill pending before the House shall disclose the fact and shall not participate in the debate nor vote thereon; provided, however, that (i) upon the request of any other member of the House, a member who has such a personal or private interest may nevertheless respond to questions concerning any such measure or bill, or (ii) a member who has a personal or private interest may add factual matter to the debate which he or she believes will correct wrong or false information. A personal or private interest in a measure or bill is an interest which tends to impair a member’s independence of judgment in the performance of his or her legislative duties with respect to that measure or bill.
      B. A member has an interest which tends to impair his or her independence of judgment in the performance of his or her legislative duties with regard to any bill or measure when, (i) the enactment or defeat of the measure or bill would result in a financial benefit or detriment to accrue to the member or a close relative to a greater extent than such benefit or detriment would accrue to others who are members of the same class or group of persons, (ii) the member or a close relative has a financial interest in a private enterprise which enterprise or interest would be affected by a measure or bill to a greater extent than like enterprises or other interests in the same enterprise, or (iii) a person required to register as a legislative agent pursuant to Chapter 16, Title 29 of the Delaware Code is a close relative of the legislator and that person acts to promote, advocate, influence or oppose the measure or bill.
      C. If the member is present, the disclosure required under paragraph (A) shall be made in open session, (i) prior to the vote on the measure or the bill by any committee of which the member is a member, and (ii) prior to the vote on the measure or bill in the House. Disclosure may be made by
written statement submitted to the Chairperson of a committee or the Speaker of the House, and read in open session in the committee or the House as the case may be. If the member is absent when a measure or bill is voted on which would have required disclosure required under paragraph (A), then the member shall make the required disclosure as soon as possible upon returning to the committee or House.

D. For the purposes of this Rule:

(I) A "close relative" means a person’s parents, spouse, children (natural or adopted) and siblings of the whole and half-blood.

(II) A "private enterprise" means any activity, whether conducted for profit or not for profit, and includes the ownership of real or personal property; provided that "private enterprise" does not include any activity of the State of Delaware, any political subdivision or any agency, authority or instrumentality thereof.

(III) A person has a "financial interest" in a private enterprise if he or she (i) has a legal or equitable ownership interest in the enterprise with a fair market value in excess of $5,000, or owns more than 10% of the enterprise if not traded on an established securities market, or owns more than 1% in the case of an enterprise whose securities are regularly traded on an established securities market, (ii) is associated with the enterprise and received from the enterprise during the last calendar year or might reasonably be expected to receive from the enterprise during the current or the next calendar year income in excess of $5,000 for services as an employee, officer, director, trustee, or independent contractor, or (iii) is a creditor of an insolvent private enterprise in an amount in excess of $5,000.

(IV) A "person" means an individual, partnership, corporation, trust, joint venture and any other association of individuals or entities.

(2) A member shall not receive unlawful gratuities in violation of § 1206, Title 11 of the Delaware Code.

(3) A member shall not receive a bribe in violation of § 1203, Title 11 of the Delaware Code.

(4) A member shall not profiteer in violation of § 1212, Title 11 of the Delaware Code.

(5) A member shall not engage in conduct constituting official misconduct in violation of § 1211, Title 11 of the Delaware Code.

(6) A member shall not fail to comply with the campaign finance disclosure requirements set forth in Chapter 80, Title 15 of the Delaware Code.

(7) A member shall not fail to comply with the financial disclosure requirements of Chapter 58, Title 29 of the Delaware Code.

(8) A member shall not appear for, represent, or assist another in respect to a matter before the General Assembly or one of its committees for compensation other than that provided by law.

(9) A member shall not release, without authorization of the Ethics Committee, any confidential matter pertaining to proceedings of the Ethics Committee.

(10) A member shall not knowingly file a false statement with the Ethics Committee or the House in connection with any proceeding involving a Rule of Legislative Conduct.

(11) A member shall not engage in conduct which the House determines (i) brings the House into disrepute or (ii) reflects adversely on the member’s fitness to hold legislative office.

(b) A member shall be subject to sanction for any disorderly behavior occurring subsequent to being elected to the House.

(c) A complaint alleging a violation of a Rule of Legislative Conduct shall be filed in writing by a member with the Ethics Committee for investigation and recommendation to the House as to disposition. A complaint must be accompanied by a written statement signed by any person, sworn under oath, setting forth the facts supporting the complaints. No such complaint shall be considered by the House prior to its consideration and recommendation by the Ethics Committee.

(d) If the Ethics Committee recommends some disciplinary action with respect to a complaint, it shall present a resolution to the House requesting that the House conduct a proceeding to consider the matter. If the Ethics Committee votes to dismiss a complaint, and there are no votes against dismissal in the Committee, the House shall take no action with respect thereto. If the Ethics Committee votes to dismiss a complaint, but there are dissenting votes in the Committee, the House may consider the matter upon the motion of any member of the House, approved by a majority vote of the House. In any proceeding before the House involving an alleged violation of a Rule of Legislative Conduct, the accused member shall be given an opportunity to be heard after notice, to be advised and assisted by legal counsel, to produce witnesses, and offer evidence and to cross-examine any witnesses. A transcript of any such proceeding shall be made and retained, and rules of procedure for ethics violations as may be adopted by the House shall apply.

(e) If the House finds by a majority vote that a member has violated a Rule of Legislative Conduct, it may impose such disciplinary action as it deems appropriate, provided that no member may be suspended or expelled without the vote of two-thirds of the members of the House concurring therein.

IV. BILLS, RESOLUTIONS AND OTHER MEASURES

RULE 17 - RESOLUTIONS AND OTHER MEASURES; DEFINITIONS

(a) The following types of resolutions may be considered by this body:
(1) Simple Resolutions: A Simple Resolution is an expression of a majority of members on a specific subject, and deals with the internal affairs of the House only. The effect of its passage does not go beyond the bounds and the authority of the House.

(2) Concurrent Resolutions: A Concurrent Resolution is used to accomplish the same purpose in relation to the entire General Assembly that the Simple Resolution achieves for either the House or Senate singly. It must be passed by both the House and Senate to become effective. A Concurrent Resolution adopted by the General Assembly does not become a statute, nor does it have the force and effect of law, nor can it be used for any purpose which requires the exercise of legislative power.

(3) Joint Resolutions: A Joint Resolution is the most formal type of resolution, and is addressed to matters which are not internal affairs of either the House individually, nor the internal affairs of the General Assembly as a whole. It is of no legal effect unless passed by both Houses and approved by the Governor. Although a Joint Resolution is not a law, it is employed to provide for temporary measures, and has the force of law while in effect for a wide variety of limited purposes. A Joint Resolution is effective only for the General Assembly in which it was passed and approved. The requirement of the Governor’s signature for Joint Resolutions stems from its original use in instances where it was expedient or necessary to express the joint will and action of the General Assembly and Governor combined.

(b) Each member of the House may issue tributes and memoriams at any time during his or her term of office. Tributes and memoriams shall be sequentially numbered by the Chief Clerk and made a part of the House Journal. Each tribute or memorial shall be signed by the Prime Sponsor, the Speaker and the Chief Clerk. The Speaker, or his or her designee, shall cause to be read into the permanent record of the House such tributes and memoriams as have been filed with the Chief Clerk. Tributes and memoriams shall not require a vote; however, at the time such items are officially read into the record, any member may comment on the tributes or memoriams. Tributes and memoriams issued when the House stands in recess or adjournment shall be administratively managed by the Chief Clerk, who shall cause such items to be made a part of the official proceedings of the House.

(c) A measure, as used in these Rules, means a bill, resolution, amendment, motion, or other questions before the House.

RULE 18 - PREPARATION AND CUSTODY

(a) Each bill and resolution shall be introduced with as many backed copies as are deemed necessary by the Speaker. The original of the bill or resolution shall at all times remain in the custody of the Chief Clerk of the House or the Chairperson of the committee to which it has been assigned. A "duplicate" backed copy may go (on request) to the following: the Speaker, the Sponsor, and the Division of Research. Upon introduction of a bill or resolution a copy shall be delivered to every member. Copies shall also be delivered to the Division of Research.

(b) No bill or joint resolution shall be introduced into the House unless it be "prefaced" by a brief statement of its purpose which shall be known as the title, and the bill or resolution shall also contain the text of such bill or resolution in full. Each bill or resolution shall have an appropriate enacting or resolving clause. If a bill by its terms requires an extraordinary majority for enactment, such vote requirement shall be announced by the Speaker prior to roll call, and such vote requirement should be plainly indicated on the bill. At the end of each bill or joint resolution introduced, the author shall include a brief synopsis of the intent of the bill or joint resolution. In the lower left hand corner of page one shall be the initials of the unit preparing the bill or resolution, the initials of the drafter, and the initials of the typist; and, if prepared by automatic equipment, the identification number.

(c) If a bill or resolution provides for the appointment or selection of members to a committee, task force or similar entity, there shall be a brief synopsis of the need for the creation of the task force or similar entity. A copy of such bill or resolution shall be delivered to each person who is to make an appointment or selection, and delivered to any person designated in the bill or resolution to be a member of the committee, task force or similar entity. Such bill or resolution shall contain the criteria for the selection of the Chairperson and members of the task force or similar entity.

RULE 19 - INTRODUCTION OF BILLS AND RESOLUTIONS; FILING WITH CHIEF CLERK

(a) Each bill or resolution shall be numbered in order as introduced, beginning with HB 1 for House Bills, HR 1 for House Resolutions, HCR 1 for House Concurrent Resolutions and HJR 1 for House Joint Resolutions, and the original backer shall contain the signatures of all the Sponsors of the original bill.

(b) Every bill or resolution shall be introduced by:

(1) filing it with the Chief Clerk of the House not less than one (1) hour prior to the opening of the session by one of the two following procedures:
   A. the Sponsor’s written direction to the Chief Clerk; or
   B. verbal approval from the Sponsor to the Chief Clerk (original bill must be signed by the Sponsor before start of session).

(2) introduction from the floor while the House is in session if permitted by the Speaker.

(c) At the beginning of the day’s session following the filing of a bill or resolution with the Chief Clerk, the Chief Clerk shall read the bill or resolution into the record. A bill or resolution that is filed with the Chief Clerk of the House while the House stands in recess, in adjournment, or is not otherwise meeting, shall be given a number and entered upon a docket kept for that purpose.
RULE 20 - ASSIGNMENT TO APPROPRIATIONS COMMITTEE

Each bill or joint resolution, whether emanating from the House or the Senate, containing an appropriation or which may involve any net financial loss or obligation on the part of the State, including Transportation Trust Funds, if any, of $50,000 or more in any one (1) of the next three (3) fiscal years (which has been previously referred by the Speaker under the Rules to any committee of the House other than the Committee on Appropriations) shall, after the same has been reported back to the House, be referred to the Committee on Appropriations.

RULE 21 - FISCAL NOTES

(a) No bill or resolution either authorizing expenditures, or increasing or affecting the Transportation Trust Fund, or reducing revenues as described in Chapter 19, Title 29 of the Delaware Code shall be placed before the House for consideration unless accompanied by a fiscal note.

(b) (1) All legislation proposing new fees or increases in existing fees charged by any state agency shall include therewith an explanation of:

   A. the expected total amount of funds to be generated by the proposed fee or fee increase;
   B. the purpose of the proposed new fee or fee increase;
   C. a general identification of the persons, business entities or organizations affected by the legislation;
   D. the impact of the proposed new fees or fee increases on these affected persons, business entities or organizations; and
   E. the intended use by the agency of the revenues generated by the new fees or fee increases.

(2) The Office of the Controller General shall conduct such review or audit of the information offered by the state agency pursuant to paragraph (b)(1) of this Rule as is deemed necessary to evaluate the information required therein, and shall issue a written report of its findings. The written report of the Office of the Controller General’s findings shall be attached to the legislation, by the Sponsor of the legislation, prior to the legislation's initial committee consideration in the House of origin.

(3) The House may waive the requirements of this Section as to any specific legislation pending before the House by a vote of the majority of all members elected to the House.

RULE 22 - FINAL READINGS AND CONSIDERATION BY HOUSE

(a) When brought before the House for consideration, each bill and joint resolution shall be given its final reading by title, unless the Speaker directs a reading in full.

(b) Each bill or joint resolution, in order to pass the House, shall be read on two (2) different days of the session unless a majority of the members elected to the House determine otherwise, or unless the bill or joint resolution is on a Consent Agenda or Calendar, and voted on by a single vote. No bill or joint resolution shall be brought before the House for passage on the same Calendar day it is reported out of committee, nor in the absence of the Prime Sponsor without his or her written consent.

RULE 23 - AMENDMENTS

(a) An amendment to a measure shall be introduced by prefiling the amendment if the amendment changes the nature and intent of the bill or resolution, or may be introduced when the measure is being discussed on the floor, if the amendment makes only technical corrections and does not change the nature and intent of the bill or resolution.
(b) When an amendment to a bill would significantly change the nature and intent of the bill, such amendment shall contain a brief synopsis outlining the basic changes incurred.

(c) When an amendment to a bill would change its fiscal impact by increasing expenditures or reducing revenues by $50,000 or more, a new fiscal note shall accompany the amendment.

(d) If a bill becomes significantly changed by amendment, the Speaker may reassign the amended bill to committee. The title of a bill or resolution shall not be amended.

(e) Before final action on the main bill or resolution all prefiled amendments shall be acted upon in numerical order except as is provided in Rule 35(d) hereof. All amendments shall be floor managed by the Prime Sponsor thereof. In the absence of the Prime Sponsor the amendment shall be floor managed by a Co-prime Sponsor or member designated in writing by the Prime Sponsor. In the absence of the Prime Sponsor or any Co-prime Sponsor and there being no member designated to floor manage the amendment by the Prime Sponsor then the Speaker may designate a Floor Manager for the amendment. The passage of an amendment to a bill, resolution, concurrent resolution, or joint resolution shall require an affirmative vote of a majority of the elected members.

(f) An amendment previously attached to a bill in either House may be stricken from the bill by:

(1) an amendment which directs a specific House or Senate amendment be stricken; or
(2) an amendment to an amendment shall only be considered prior to the adoption of the amendment it is amending. However, an amendment once passed may be removed by a subsequent amendment.

RULE 24 - SUBSTITUTE BILLS
(a) A substitute bill may be introduced by the Prime Sponsor of the bill for which it is a substitute and shall be assigned to committee and follow the same procedure as other bills.

(b) Once introduced, the substitute bill shall render null and void the bill for which it is a substitute.

(c) The title of a substitute bill must be identical to the title of the bill for which it is substituted.

RULE 25 - PETITION OF BILL OR RESOLUTION OUT OF COMMITTEE
Every bill or resolution which has been in committee for a period of more than twelve (12) legislative days, except those assigned to the Appropriations Committee pursuant to Rule 20, shall, upon written request of the majority of the members elected to the House, be reported to the House for a decision as to its further disposal.

RULE 26 - VOTING
(a) Except as provided for in Rule 46 or Rule 47, each bill or joint resolution which comes before the House for final action shall be acted upon by a separate roll call vote.

(b) The names of the members of the House shall be called alphabetically, except for the Speaker, Temporary Presiding Officer when acting as Speaker, or Speaker Pro Tempore when acting as Speaker, who shall vote last, and each member shall, without debate or comments, answer "Yes", or "No", or "not voting", from his or her respective seat.

(c) No member shall be permitted to change his or her vote after the roll call has been announced by the Chief Clerk.

(d) A roll call may not be laid on the table.

(e) The passage of a bill, resolution, concurrent resolution, or joint resolution shall require an affirmative vote of a majority of the elected members unless otherwise provided in the Delaware Constitution or the United States Constitution.

RULE 27 - STRIKING A BILL OR RESOLUTION
Only the Prime Sponsor of a bill or resolution or a member authorized by the Prime Sponsor in writing can strike said bill or resolution. A bill or resolution may not be stricken once it has been voted upon. Upon the expulsion, death or resignation of any member from the House, any bill not yet acted upon by the House which has that member as the only Sponsor shall automatically, without motion, be stricken.

V. COMMITTEES
RULE 28 - STANDING COMMITTEES
(a) The standing committees and subcommittees of the House shall include members of both political parties and shall be appointed by the Speaker. The Speaker shall designate a Chairperson, and may designate a Vice-chairperson who shall act as the Chairperson of the committee in the Chairperson’s absence, for each committee and subcommittee he or she appoints. The Chief Clerk shall keep a list of current standing committees and members appointed thereto.

(b) The following standing committees and subcommittees shall be appointed by the Speaker at the beginning of each General Assembly. Standing Committees:

(1) Agriculture
(2) Appropriations
(3) Capital Infrastructure (formerly Bond Bill)
(4) Corrections
(5) Economic Development, Banking, Insurance & Commerce
(6) Education
(7) Energy
(8) Ethics  
(9) Gaming & Pari-Mutuels  
(10) Health & Human Development  
(11) House Rules  
(12) Housing & Community Affairs  
(13) Judiciary  
(14) Labor  
(15) Manufactured Housing  
(16) Natural Resources  
(17) Public Safety & Homeland Security  
(18) Revenue & Finance  
(19) Sunset Committee (Policy Analysis & Government Accountability)  
(20) Telecommunication, Internet & Technology  
(21) Transportation, Land Use & Infrastructure  
(22) Veterans Affairs  

(c) There shall also be a House Administration Committee which membership shall be the Speaker, Majority Leader, Majority Whip, Minority Leader and Minority Whip. The Majority Leader shall be the Chairperson of the House Administration Committee.  

RULE 29 - APPOINTMENT OF SPECIAL COMMITTEES  
The Speaker, on his or her own initiative or upon order of the House, may appoint Special Committees.  

RULE 30 - ETHICS COMMITTEE  
(a) The Ethics Committee shall be a standing committee consisting of five (5) members, three (3) appointed by the Speaker and two (2) appointed by the Minority Leader, at the beginning of each General Assembly.  

(b) The powers and duties of the Ethics Committee shall be as follows:  

(1) to recommend to the House, from time to time, such rules of conduct for members of the House as it shall deem appropriate;  

(2) to issue written advisory opinions upon the request of any member as to the applicability of any Rule of Legislative Conduct to any particular fact situation;  

(3) to investigate any alleged violation by a member of any Rule of Legislative Conduct and, after notice and hearing, to recommend to the House by resolution such disciplinary action as the committee may deem appropriate;  

(4) to report to the appropriate federal or State authorities any substantial evidence of a violation by any member of any law involving a Rule of Legislative Conduct which may come to its attention in connection with any proceeding whether advisory or investigative;  

(5) to maintain a file of its proceedings and advisory opinions with a view toward achieving consistency of opinions and recommendations. Upon the request of a legislator involved in an advisory opinion, to publish that advisory opinion;  

(6) to follow such rules of procedure for ethics violations as may be adopted by the House, and to establish such other procedural rules as shall not be inconsistent with the rules prescribed by the House;  

(7) to act only upon a majority vote of its members; and  

(8) such other duties and responsibilities as may be assigned by the House from time to time.  

(c) All proceedings before the Ethics Committee in connection with an advisory opinion shall be confidential subject to the following: (i) the member involved may waive the privilege of confidentiality, (ii) the proceedings shall no longer be confidential and may be made public in any subsequent disciplinary proceeding if the member acts in disregard of an advisory opinion, and (iii) the Ethics Committee shall maintain records of its proceedings and advisory opinions which shall be available for reference by the Committee, subsequent Committees and their staff.  

(d) The Committee may undertake an investigation of an alleged violation by a member of any Rule of Legislative Conduct only upon a written complaint submitted by a member of the House. The complaint must be accompanied by a written statement signed by any person, sworn under oath, setting forth the facts supporting the complaint. In any such investigation or proceeding, the accused member shall be given an opportunity to be heard after notice, to be advised and assisted by legal counsel, to produce witnesses and offer evidence, and to cross-examine witnesses. A transcript of any such proceeding shall be made and retained. In any such proceeding, the rules of procedure for ethics violations, as may be adopted by the House, shall apply.  

(e) A member of the Committee shall be ineligible to participate as a member of the Committee in any Committee proceeding relating to his or her legislative conduct. In any such case, the person appointing that member (either the Speaker or the Minority Leader) shall designate a member of the House to act as a member of the Committee in any Committee proceeding relating to the legislative conduct of such ineligible member. A member of the Committee who has been found by the House to have violated a Rule of Legislative Conduct shall be ineligible to serve again as a member of the Committee.
(f) A member of the Committee may disqualify himself or herself from participating in any investigation of the conduct of a member of the House upon submission in writing and under oath of an affidavit of disqualification stating that he or she cannot render an impartial and unbiased decision in the case in which he or she seeks to disqualify himself or herself. If the Committee approves and accepts such affidavit of disqualification, the Chairperson shall so notify the person appointing that member (either the Speaker or the Minority Leader) and request that person to designate a member of the House to act as a member of the Committee in any Committee proceeding relating to such investigation.

(g) Any member who acts in good faith reliance upon any written advisory opinion of the Ethics Committee rendered to that member shall not be subject to any discipline by the House with respect to the matters covered by the advisory opinion, provided there was a full disclosure to the Ethics Committee of all facts necessary for the opinion.

(h) The Committee may function without regard to recess periods or adjournment.

RULE 31 - JOINT COMMITTEES

The House of Representatives and the Senate by mutual agreement may establish a joint committee or committees. The House members of any Joint Committee shall be appointed by the Speaker, unless otherwise provided by statute or resolution.

RULE 32 - QUORUM ON COMMITTEES

Four (4) members or a majority, whichever is less, of the members of any committee, subcommittee or special committee shall constitute a quorum.

RULE 33 - COMMITTEE MEETINGS

(a) During the legislative sessions, each standing committee of the House shall be assigned a regular meeting time by the Speaker. This assignment shall not preclude the option of a committee Chairperson to cancel a regular or special meeting or call additional meetings when necessary, provided that such special or additional meetings are not scheduled during regular meeting times of standing committees. No committee meetings shall be held while the House is in session without the consent of the Speaker.

(b) All committee meetings shall be chaired by the Chairperson, or in his or her absence by the Vice-chairperson, if any; if the committee does not have an appointed Vice-chairperson, then the Chairperson shall designate a member of the committee to chair the committee in his or her absence.

(c) So far as may be applicable, the rules of the House shall be observed in the conduct of committee meetings.

(d) All committee meetings will be open to the public except that the committee Chairperson may call an executive session at which no final action may be taken. An executive session may be called for those purposes which are listed at 29 Del. C. § 10004 or for the purpose of requesting the issuance of a subpoena pursuant to Rule 35(e). This subsection may be waived by a majority vote of the committee.

RULE 34 - DELIBERATIVE PROCESS AND PROCEDURES OF STANDING COMMITTEES

(a) Each bill, resolution or other legislative matter assigned to a standing committee shall pass through a prescribed deliberative process before being brought to the floor of the House, unless it is sooner petitioned out of committee. Such deliberative process shall include regularly scheduled, pre-announced meetings whereby the committee or subcommittee, after notice to the Sponsor, makes time available for each formal Sponsor to explain the legislation and answer possible questions, considers an analysis of the proposed legislation and receives testimony from the general public.

(b) On the last legislative day of each week, each standing committee shall release a Committee Agenda which shall include, among other things, all matters to be considered by the committee at its next meeting, and any other announcements from the committee including the times, places and dates of future meetings.

(c) Minutes shall be recorded for each formal standing committee meeting, and the results of any committee votes shall be included. If a measure is tabled, reasons for such action shall also be included. Committee members who dissent from any committee decision shall be permitted, in the minutes, to state such dissent and the reasons therefor.

RULE 35 - PASSAGE OF MEASURES OUT OF COMMITTEE

(a) Bills and resolutions shall be reported out of committee by a majority of the committee or subcommittee by signing the backer. A bill or resolution may be tabled in any committee or subcommittee by a majority vote of the full committee or subcommittee.

(b) All bills and resolutions shall be acted upon by the appropriate committee within twelve (12) legislative days after being assigned to that committee. All bills and resolutions not acted upon by the appropriate committee within twelve (12) legislative days after being assigned to that committee can be petitioned out of committee pursuant to Rule 25.

(c) The Chairperson shall return the bill or resolution to the Chief Clerk within two (2) legislative days after a bill or resolution has been voted out of committee.

(d) If a bill is unacceptable to the committee, a substitute bill may be introduced or the committee Chairperson, on behalf of the committee, may offer one (1) or more amendments which shall take precedence in floor action over any other amendment(s). If the committee amendment(s) fails, the bill may be reassigned to the committee by the Speaker.
Upon a majority vote of the full committee, a subpoena may be requested by the committee and presented to the Speaker for consideration pursuant to Rule 11.

**RULE 36 - COMMITTEE REPORTS**

Each bill and resolution reported out of committee may at the discretion of a majority of the full committee or the committee Chairperson have a printed or typewritten report which includes a summary of the committee’s discussion of the legislation. A copy of this report shall be placed in each member’s Agenda book when the legislation appears on the Agenda.

**RULE 37 - COMMITTEE RECOMMENDATIONS TO APPROPRIATIONS COMMITTEE**

The committee Chairperson on behalf of the committee shall make budgetary recommendations to the Appropriations Committee.

**RULE 38 - COMMITTEE OF THE WHOLE**

The committee of the whole shall mean and include a committee of the entire membership of the House, with the Speaker as Chairperson, called into session by the Speaker. So far as may be applicable, the Rules of the House shall be observed in the committee of the whole.

**VI. MOTIONS**

**RULE 39 - DEBATE AND VOTE ON MOTIONS**

(a) After debate or discussion, the motion shall be repeated by the Speaker before putting the question to the House.

(b) Every motion shall be decided in a fair and impartial manner by the Speaker. The vote of a majority of the members present shall prevail in the case of a motion to recess, incidental motions, subsidiary motions, or other motions presenting questions of a general procedural nature. The vote of a majority of the members elected to the House shall prevail in the case of privileged motions (except a motion to recess), main motions, or other motions presenting questions of a substantive nature. Such voting shall prevail unless contrary to these Rules, or unless it is in conflict with the statutes, or provisions of the Constitution of the State of Delaware.

(c) The Speaker may cause or any member may call for a roll call or division in which case the members voting in the affirmative shall be required to rise for the purpose of being counted by the Chief Clerk of the House.

(d) At the request of any member, the vote on any measure shall be by roll call vote.

**RULE 40 - PRECEDENCE OF MOTIONS**

(a) If a question is before the House, no motion may be received except one (1) of the following, and they have precedence in the order listed:

1. to adjourn sine die. This motion is not debatable.
2. to adjourn. This motion is not debatable and cannot be amended nor reconsidered.
3. to recess. This motion is not debatable. This motion is passed by a majority of those members present.
4. question of privilege.
5. all incidental motions.
6. to table.
7. motion to call the previous question. A motion to call the previous question shall not be entertained except at the request of five (5) members arising for that purpose and so indicating, and shall be determined by roll call vote without debate. When the previous question has been called and sustained, it shall not cut off action on amendments to the main measure, and the vote shall be taken without debate first on the amendments in order and then on the main measure.
8. to limit debate.
9. postpone to a day certain.
10. to commit to committee.
11. to amend. An amendment may be offered to an amendment, but no motion may be accepted which would amend an amendment to an amendment.
12. to reconsider.
13. to take from the table.

(b) No motion may be received after a vote upon the question then before the House has been called for by the Speaker.

**RULE 41 - MOTION FOR RECONSIDERATION**

(a) No motion for reconsideration shall be in order unless made on the same legislative day or on one (1) of the three (3) next succeeding legislative days. If the original vote was taken by a recorded vote of yes and no, this motion can be made only by a member who voted with the prevailing side; i.e., a reconsideration can be moved only by one who voted “yes” if the motion involved was adopted or “no” if the motion was lost. If the original vote was not taken by a recorded vote of yes or no, it is in order for any member to move for the reconsideration thereof.

(b) When a bill, resolution, report, amendment, order or message, upon which a vote has been taken, shall have gone out of possession of the House and been communicated to the Senate, or to the Governor, the motion to reconsider shall be accompanied by a motion in writing, attested to by the Speaker, to request
the Senate or the Governor to return the same, which last motion shall be acted upon immediately and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

RULE 42 - MOTION TO TAKE FROM THE TABLE
(a) After a measure has been laid on the table, only the following persons may move to lift such measure from the table:
   (1) in the case of a House measure, only one (1) of the Prime Sponsors of the measure or a member authorized in writing by all the Prime Sponsors.
   (2) in the case of a measure without a House Prime Sponsor, only the Floor Manager of a measure or a member authorized in writing by the Floor Manager.
(b) A motion to take a measure from the table may only be made on the same legislative day the measure is tabled (or if this motion is listed on the Agenda). The motion is not debatable.

RULE 43 - SUSPENSION OF RULES
The suspension of any Rule requires the concurrence of at least a majority of the members elected to the House. This motion is debatable but does not permit discussion of the main question. It cannot be reconsidered, laid on the table, nor postponed indefinitely, and while it is pending no motion may be made except to adjourn. A separate suspension of the Rules is necessary for each measure.

VII. CALENDAR AND AGENDA

RULE 44 - HOUSE CALENDAR
The Chief Clerk of the House shall keep a House Calendar on which shall be placed the number and title of all bills and resolutions, the name of the Prime Sponsor, and the current status of each bill or resolution. Said bills and resolutions shall be kept on the Calendar and final action recorded.

RULE 45 - AGENDA
(a) The Speaker shall place items on the Agenda pursuant to Rule 10 of these Rules.
(b) In lifting bills from the table, the motion to lift is the Agenda item.
(c) Any House Bill amended by the Senate shall either be placed on the Agenda or assigned to committee, at the discretion of the Speaker.
(d) Measures brought to the top of the Agenda for the day shall be permitted only to be:
   (1) deferred to day certain two (2) times only; or
   (2) deferred to the end of Agenda one (1) time only; or
   (3) laid on the table. A measure which has been on the table for six (6) legislative days shall be returned to the Ready List; or
   (4) brought to a vote.

RULE 46 - CONSENT AGENDA
(a) Any member of the House may propose any bill or joint resolution for inclusion on a Consent Agenda for final reading. If any bill or joint resolution on a particular Consent Agenda has a super majority vote requirement then such Consent Agenda will require the highest such vote requirement.
(b) A bill or joint resolution shall be removed from a Consent Agenda if any member objects to it being included thereon. In addition, a bill or joint resolution may not be included on a Consent Agenda if at the time of reading a Consent Agenda an unattached amendment to it has been proposed.
(c) All bills and joint resolutions on a Consent Agenda shall be read and voted upon as a single group.

RULE 47 - CONSENT CALENDAR
(a) Any member of the House may propose any resolution for inclusion on a Consent Calendar for final reading. The proposal shall be made in writing in the Office of the Chief Clerk on any day.
(b) A resolution shall be removed from a Consent Calendar if any member objects to its being included thereon. In addition, resolutions may not be included on a Consent Calendar if at the time of reading a Consent Calendar an unattached amendment to it is proposed.
(c) All resolutions on a Consent Calendar shall be read and voted upon as a single group.

RULE 48 - ANNOUNCEMENT OF AGENDA; DELIVERY OF BILLS AND RESOLUTIONS
(a) The Chief Clerk shall place upon the desk of the Speaker at the beginning of each day’s session all bills, resolutions and motions pending before the House that day, properly arranged and classified.
(b) Prior to the beginning of each legislative day, the Chief Clerk shall provide to each member a printed copy by number, Sponsor and/or title, of the bills, resolutions or other measures that are being placed on the Agenda for that legislative day.
(c) All bills, concurrent resolutions, or joint resolutions originating in the House, or Senate bills or resolutions to which the House has added amendments or its concurrence, shall be delivered to the Senate by the Chief Clerk of the House or by the Bill Clerk of the House within the three (3) next succeeding legislative days of such House action.

VIII. MISCELLANEOUS

RULE 49 - OFFICES, PARKING SPACES AND SEATS
Desks on the floor of the House, offices, and parking spaces shall be allocated to the members by the Speaker.

RULE 50 - AUTHORIZED MANUAL OF PARLIAMENTARY PROCEDURE
In all cases to which they are applicable and in which they are not inconsistent with these Rules, the latest edition of Mason’s Manual of Legislative Procedure shall govern the House.

RULE 51 - CHIEF CLERK, CHIEF CLERK EMERITUS AND ASSISTANT CHIEF CLERK

The House shall elect a Chief Clerk and an Assistant Chief Clerk who, in the absence of the Chief Clerk, shall perform the Chief Clerk’s duties. The Assistant Chief Clerk shall be compensated at a per diem rate to be determined by the Speaker while serving as Chief Clerk. The House may, whenever it deems necessary, elect a Chief Clerk Emeritus/Emerita who shall serve at the pleasure of the Speaker with all rights, duties and privileges of the Chief Clerk.

RULE 52 - SUPERVISION OF LEGISLATIVE STAFF

The legislative staff shall report to such supervisory staff as may be determined by the Speaker. The financial officer of the House shall maintain on file job descriptions for all positions within the legislative staff.

RULE 53 - REGISTRATION OF NEWS MEDIA

(a) Accredited representatives of the daily and weekly press, press associations, and of radio and television stations shall be accorded equal press privileges by the Speaker. Any person wishing to report proceedings of the House may apply to the Speaker for assignment of suitable available space in the House Chamber.

(b) On approval of the Speaker, radio and television stations shall be permitted to air and record sessions of the House.

(c) Any use or reproduction of House tapes will require permission of the Speaker and the request shall be communicated to the Chief Clerk in writing. A fee may be charged for this service.

RULE 54 - REGISTRATION OF LOBBYISTS

Lobbyists shall be registered by the State Public Integrity Commission pursuant to Chapter 58, Title 29 of the Delaware Code. No lobbyist shall be granted privilege of the floor unless so registered.

RULE 55 - PRIVILEGE OF FLOOR

The privilege of the floor may be granted by the Speaker upon request of any member, unless an objection is sustained by a majority of members present and voting.

RULE 56 - EXPEDITED PROCEDURES

The Speaker may designate the procedure by which certain items are to be expedited. Such rules as would interfere with the introduction of and/or action on such items shall automatically be deemed suspended unless one (1) or more members object to an item being determined by expedited procedures.

RULE 57 - PERSONS ON THE FLOOR OF THE HOUSE

(a) No person may be admitted to the floor of the House while the House is in session unless specifically invited by a member and with the consent of the Speaker except the following: former Governors, former members of the House, former members of the Senate (but none of the foregoing has this privileged admission without consent if he or she is paid to act as a registered lobbyist as defined in Chapter 58, Title 29 of the Delaware Code), duly designated representatives of the Governor of Delaware, members of the House and the Senate and their staffs, staff members from the Division of Research, representatives of each Cabinet Department, reporters for each of the daily newspapers published in the State, a reasonable number of other accredited correspondents as determined by the Speaker and a reasonable number of representatives of radio and television broadcasting stations (together with necessary equipment) as determined by the Speaker.

(b) No one other than a member shall sit in a member’s seat while the House is in session.

(c) No one shall be allowed to smoke in the House Chamber.

(d) While the House is in session no one shall use a cellular phone in the House Chamber, including the balcony area and all pagers shall be set to a non-audible setting.

RULE 58 - NON-MEMBER INVITED SPEAKERS OR GUESTS

(a) A non-member speaker or guest shall be allowed to address the House of Representatives provided they are noted on the Agenda together with the name of the Representative sponsoring said speaker or guest and the time allotted for their remarks.

(b) A speaker noted per subsection (a) of this rule shall be granted a time limit of one (1) minute, three (3) minutes or five (5) minutes by the Speaker of the House.

(c) On the day of the scheduled address, the sponsoring member shall be recognized and shall move that the invited speaker or guest be granted privilege to address the House and shall state the allotted time granted by the Speaker of the House.

(d) The Speaker of the House may grant an unlimited amount of time for the Governor to address the House as deemed necessary by the Speaker or the members of the House.

(e) This rule is only applicable to appearances by non-members giving remarks unrelated to Agenda items and shall not be construed so as to limit the speaking time of witnesses to legislation.

RULE 59 - REPEAL OR AMENDMENT OF RULES

No motion, order or resolution to repeal or amend a Rule of the House may be considered or acted upon unless it has been submitted in writing to the House at least one (1) day prior thereto, together with the written text of any proposed amendment. The repeal or amendment of any Rule of the House requires the concurrence of at least a majority of the members elected to the House.
RULE 60 - RULES TO BE PRINTED
These Rules shall be printed by the Division of Research, upon adoption, in a pocket-sized edition which shall also contain the following materials:
(a) a list of the Officers of the House;
(b) the membership of the Standing Committees of the House;
(c) the Constitutional vote requirements for passage of legislation; and
(d) requirements set forth elsewhere directly relating to House action such as the fiscal note requirement.

RULE 61 - STATE MAIL, POSTAGE AND MAILING PRODUCTION OR DISTRIBUTION LIMITATIONS.
(a) No House member or staff member shall use state mail services and/or state-paid for postage for his or her own personal use.
(b) No member or employee of the House of Representatives may use state funds, state materials or state equipment for the production or distribution of fifty (50) or more pieces of substantially identical material distributed during the period sixty (60) days prior to the general election day or within thirty (30) days prior to the date of a special election or a primary involving that member.
(c) Subsection (b) of this Rule shall not apply to the following, when not done for a political election campaign purpose:
   (1) answers to communications; or
   (2) actions taken pursuant to a specific law, resolution, ordinance or regulation which authorizes or directs the action to be taken.

RULE 62 - DISTRIBUTION OF LITERATURE TO MEMBERS' DESKS OR MAILBOXES
No person except a member or employee of the House of Representatives shall distribute or cause to be distributed any pamphlets, material, or other printed literature to the members' desks or mailboxes in the House. An employee of the House shall only distribute such literature if directed to do so by a member or the Chief Clerk of the House. All copies of pamphlets, materials, or printed literature distributed by a member or employee of the House of Representatives shall bear the name of the source of origin. Members should distribute such literature through the Office of the Chief Clerk.

RULE 63 - FREEDOM OF INFORMATION ACT
All members and employees of the House of Representatives shall adhere and comply with the requirements of Delaware’s Freedom of Information Act, in Chapter 100, Title 29 of the Delaware Code, as it applies to the House of Representatives.

RELATING TO PERMANENT PROCEDURES OF THE HOUSE OF REPRESENTATIVES OF THE 146th GENERAL ASSEMBLY OF THE STATE OF DELAWARE FOR ETHICS VIOLATIONS 2011-1012 HOUSE RESOLUTION NUMBER 4

RULES OF PROCEDURE, ETHICS VIOLATIONS.

Rule 1 - Scope and Authority.
These rules govern the procedures to be followed by the Ethics Committee and by the House in proceedings involving allegations of violations of the Rules of Legislative Conduct. So far as applicable, these rules and the Rules of the House of Representatives shall be the rules of the Ethics Committee which may prescribe additional rules not inconsistent therewith.

PROCEEDINGS BEFORE THE ETHICS COMMITTEE.
Rule 2 - Meetings and Quorum.
(a) The Committee shall meet at the call of the Chair. Notice of a Committee meeting shall be given pursuant to the Rules of the House of Representatives.
(b) A quorum of the Committee consists of a majority of the members of the Committee.

Rule 3 - Committee Records.
(a) The Chair of the Committee shall, with the approval of the Committee, establish such procedures as in the Chair's judgment may be necessary to prevent the unauthorized disclosure of any testimony or other information received by the Committee or its staff.
(b) (1) Unless otherwise authorized by the Committee, no information received by the Committee respecting any alleged violation by a member of the House of Representatives of any Rule of Legislative Conduct shall be disclosed to the public before the transmittal, under Rule 8 of these rules, to such member of a statement of alleged violation in connection with such violation. After the service of such a statement on the member:
   (2) the statement and any other paper filed pursuant to Rule 8 respecting such violation shall be made available for public inspection at reasonable hours; and
(3) any other paper filed with the Committee respecting such violation shall be made available as authorized by the Committee, except that no paper shall be made available if its disclosure would violate any law or regulation.

**Rule 4 - Special Procedures.**

The Committee may adopt, by Resolution, any special procedures deemed necessary to a particular matter before the Committee. Copies of such special procedures shall be furnished to all parties and witnesses in the matter.

**Rule 5 - Changes in Committee Rules.**

The rules of the Committee other than these rules may be modified, amended or repealed by a vote of a majority of the Committee.

**COMMITTEE INVESTIGATIVE AUTHORITY.**

**Rule 6 - Complaints.**

(a) A complaint may be submitted to the Committee pursuant to Subsection (c) of this rule and shall be in writing and under oath, setting forth in simple, concise and direct statements the following:

(1) the name and address of the party filing the complaint (hereinafter referred to as the 'complainant');

(2) the name of the member of the House of Representatives alleged to be in violation of a Rule of Legislative Conduct (hereinafter referred to as the 'respondent');

(3) a statement of each violation, identifying the Rule of Legislative Conduct alleged to have been violated, divided into counts with each violation representing a separate count; and

(4) the facts alleged to give rise to the violation. The facts supporting the complaint may be sworn to by any person. When facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

(b) All documents in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

(c) A complaint may be filed only by a member of the House of Representatives (including a member of the Committee) and shall be transmitted directly to the Committee.

**Rule 7 - Processing Complaints.**

(a) (1) The Staff of the Committee shall examine each complaint submitted to the Committee for compliance with the Rules of the House of Representatives and any other applicable Committee rules.

(2) If the staff determines that a complaint does not comply with House and Committee rules, the complaint shall be returned to the complainant with a general statement that the complaint is not in compliance with such rules and a copy of such rules. A complainant may resubmit a complaint.

(3) If the staff determines that a complaint is in compliance with House and Committee rules, the complaint shall be filed with the Committee and a copy shall be transmitted to each member of the Committee.

(4) The Chair shall place the complaint on the Committee agenda for consideration, and shall schedule a Committee meeting as soon as practical thereafter.

A. The Committee shall consider the complaint and determine if the complaint should be dismissed because it fails to allege facts which constitute a violation of a Rule of Legislative Conduct or if the complaint merits further inquiry.

B. The decision under subparagraph A of this paragraph shall be transmitted in writing to the complainant and respondent.

(b) (1) If the Committee determines that the complaint fails to allege facts which constitute a violation of a Rule of Legislative Conduct, the Committee shall deliver to the House a report of the action taken and a brief statement of the reasons therefor.

(2) If there are no dissenting votes to the determination in paragraph (b)(1) of this rule the complaint shall be considered dismissed, and neither the Committee nor the House shall take any further action with respect thereto.

(3) If there are any dissenting votes to the determination in paragraph (b)(1) of this rule, the complaint shall be considered dismissed and neither the Committee nor the House shall take any further action with respect thereto provided that the Committee's determination shall be considered reversed and the investigation shall be pursued by the Committee upon the written petition of any member of the House filed with the Speaker and approved by the majority vote of the elected members of the House.

**Rule 8 - Preliminary Inquiry and Statement of Alleged Violation.**

(a) (1) If the Committee determines under Rule 7 that the allegation of a violation in a complaint filed with the Committee merits further inquiry, or if the Committee's determination in that regard is reversed by the House, the Committee shall conduct a preliminary inquiry to determine whether such violation occurred.

(2) In the preliminary inquiry:

A. the respondent shall have an opportunity to present to the Committee, orally or in writing, a statement respecting the allegations with respect to which the inquiry is being held;

B. the staff may interview witnesses and examine documents and other evidentiary matter;
C. the Committee may order the testimony of witnesses to be taken under oath, in which event the oath may be administered by a member of the Committee or by any person authorized by a member of the Committee or any person authorized by law to administer oaths;

D. the Committee may require, by subpoena or otherwise, the attendance and testimony of witnesses and the production of such books, records, correspondence, memoranda, papers, documents and other things as it deems necessary to the conduct of the inquiry; and

E. any probative evidence may be used.

(3) Upon the completion of the preliminary inquiry, the staff of the Committee shall prepare and transmit to the Committee a report containing a comprehensive summary of the information received in the inquiry; and may include in the report a recommendation for action by the Committee respecting the alleged violations which was the subject of the inquiry.

(b) If the Committee determines on the basis of the report of the Committee staff on the preliminary inquiry respecting an alleged violation that there is reason to believe that the violation occurred, the Committee shall direct the staff to transmit to the respondent a statement of alleged violation. A statement shall be divided into counts and each count shall relate to a separate violation and shall contain a plain and concise statement of the alleged facts of such violation, and include a reference to the provision of the Rule of Legislative Conduct alleged to have been violated.

(c) (1) If the Committee determines on the basis of the report of the Committee staff on the preliminary inquiry that there is no reason to believe that the violation occurred, the Committee shall deliver to the House a report of the action taken together with a statement of the reasons therefore.

(2) If there are no dissenting votes to the determination in paragraph (c)(1) of this rule, the complaint shall be considered dismissed and neither the Committee nor the House shall take any further action with respect thereto.

(3) If there are any dissenting votes to the determination in paragraph (c)(1) of this rule, the complaint shall be considered dismissed and neither the Committee nor the House shall take any further action with respect to the matter provided that the House shall consider the matter upon the written petition of any member of the House filed with the Speaker and approved by the majority vote of the members of the House.

(d) If any such proceeding is initiated in the House, the matter shall be prosecuted by the members of the Committee who dissented from the vote to dismiss the complaint. In such case, the dissenting members shall direct the Committee staff to transmit to the House and to the respondent, a statement of alleged violation as described in Subsection (b) which shall be the basis of the House's consideration of the matter.

Rule 9 - Answers and Motions and Committee Action.

(a) If a statement of alleged violation is transmitted under Rule 8(b), the respondent shall have twenty (20) calendar days in which to respond. The response shall be by way of answer or motion, shall be in writing and signed by the respondent or his counsel, and shall be limited to the following:

(1) An admission or denial of, under oath, each count set forth in the statement plus any supportive evidence and any other relevant information which the respondent may desire to submit.

(2) An objection to any count in the statement on the grounds that it fails to state a fact which constitutes a violation of a Rule of Legislative Conduct.

(3) An objection to the jurisdiction of the Committee to consider the allegations contained in the statement.

(4) A motion for a bill of particulars.

(5) An objection to the participation of any member of the Committee in the consideration of the allegations contained in the statement on the grounds that such member cannot render an impartial or unbiased decision. The Committee member against whom the objection is made shall be the sole judge of his qualifications. A motion under this paragraph is not in lieu of an answer. Any motion submitted pursuant to this rule shall be accompanied by a memorandum of points and authorities. Except for good cause shown, no pleading or motion not described in paragraphs (1) through (5) of this subsection will be considered by the Committee and the Committee will not consider any answer or motion in such paragraphs which is submitted under this rule after the expiration of such twenty (20) calendar days.

(b) Within ten (10) calendar days after the receipt of any motion under Subsection (a) of this rule, the Committee shall consider such motion. Notice of the decision of the Committee respecting such motion shall be furnished the respondent. When the Committee has acted on all motions submitted under paragraphs (2), (3) and (4) of Subsection (a) of this rule, the respondent shall, in accordance with paragraph (a)(1) of this rule, submit, within ten (10) calendar days of the date of the last Committee action, an answer to each count in the statement not dismissed by the Committee.

(c) Failure to submit, within the applicable time period, an answer to a count of a statement which has not been dismissed by the Committee, shall constitute an admission to the violation alleged in the count.

(d) The Chair, in his discretion, may extend or shorten any time limitations imposed by this rule if he or she determines that the extension would facilitate a fair and complete inquiry or the shorter time is required because of special circumstances.

(e) (1) As soon as practical after the expiration of all applicable time limitations for action under
Subsections (a) and (b) of this rule, the Committee shall act, by the vote of a majority of the members of the Committee, to:

A. hold a disciplinary hearing on the violation charged in the statement;
B. defer action on the statement, but only if there is a grand jury or judicial proceeding pending; or
C. dismiss the statement.

(2) The respondent shall be notified in writing of action taken under paragraph (1) of this
Subsection.

(f) (1) If the Committee votes to dismiss the statement, the Committee shall deliver to the House a report of the action taken together with a statement of the reasons therefor.

(2) If there are no dissenting votes to the decision in paragraph (f)(1) of this rule, the statement shall be considered dismissed and neither the Committee nor the House shall take any further action with respect thereto.

(3) If there are any dissenting votes to the decision in paragraph (f)(1) of this rule, the statement shall be considered dismissed and neither the Committee nor the House shall take any further action with respect to the matter provided that the House shall consider the matter upon the written petition of any member of the House filed with the Speaker and approved by a majority vote of the members of the House. If any such proceeding is initiated in the House, the matter shall be prosecuted by the members of the Committee who dissented from the vote to dismiss the statement. The statement shall be the basis of the House's consideration of the matter and the dissenting members shall cause a copy of the statement to be delivered to the House and served upon the respondent.

Rule 10 - Disciplinary Hearings before the Committee.

(a) A disciplinary hearing respecting a violation charged in a Statement of Alleged Violation shall be held by the Committee to receive evidence upon which to base findings of fact and recommendations, if any, to the House respecting such violation. A disciplinary hearing shall consist of two phases. The first phase shall be for the purpose of determining whether or not the count in the statement has been proved. The second phase shall be for the purpose of determining what action to recommend to the House with respect to any count found to have been proved.

(b) At a disciplinary hearing the Committee may require, by subpoena or otherwise, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memoranda, papers, documents and any other things as it deems necessary. Depositions, interrogatories and sworn statements taken under Committee direction may be accepted into the Committee record.

(c) Prior to setting a date for a disciplinary hearing and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearing. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearing the Committee may expand or contract the scope in light of evidence received.

(d) (1) The order of phase one of a disciplinary hearing shall be as follows:

   A. The Chair shall open the hearing by stating the Committee's authority to conduct the hearing, the purpose of the hearing and its scope.
   B. Testimony from witnesses and other evidence pertinent to the subject of the hearing shall be received in the following order whenever possible, (i) witnesses and other evidence offered by the Committee staff, (ii) witnesses and other evidence offered by the respondent, and (iii) rebuttal witnesses.
   C. Witnesses at a hearing shall be examined first by the Committee counsel or authorized staff member. The Committee members may then question the witnesses. The respondent or his counsel may then cross-examine the witnesses. Redirect and recross may be permitted in the Chair's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or his counsel, and then may be cross examined by Committee counsel or authorized staff member. Committee members may then question the witness. Redirect and recross may be permitted in the Chair's discretion.

(2) Testimony of all witnesses shall be taken under oath. The oath shall be administered by the Chair or Committee member designated by him to administer oaths.

(e) At a disciplinary hearing the burden of proof rests on the staff with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that it introduces.

(f) The second phase of a disciplinary hearing shall consist of oral and/or written submission by counsel for the Committee and counsel for the respondent as to the sanction the Committee should recommend to the House with respect to any count of the Statement of Alleged Violation which has been proved. Testimony by witnesses will not be heard at phase two except by a vote of a majority of the Committee.

Rule 11 - Committee Recommendations.

(a) (1) As soon as practicable after the completion of the first phase of a disciplinary hearing respecting a Statement of Alleged Violation, the Committee shall consider each count contained in the statement and with respect to each count as originally drawn or as amended shall vote either to find that the
count has been proved or to dismiss the count. A count shall not be proved unless at least a majority of the Committee vote for a motion that the count has been proved.

(2) If the Committee votes that a count has been proved, the Committee may, upon completion of the second phase of the disciplinary hearing, by a majority vote of the Committee, consider and vote on a motion that a recommendation be made to the House for appropriate action respecting the violation charged in such count.

(b) With respect to any violation with which a member of the House was charged in a count which the Committee has voted as proved, the Committee may include in its recommendations to the House one or more of the following sanctions:

1. Suspension or expulsion from the House.
2. Censure.
3. Reprimand.
4. Fine.
5. Any other sanction determined by the Committee to be appropriate.

(c) The Committee report accompanying a recommendation to the House adopted by the Committee under paragraph (a)(2) respecting a violation charged in a count shall contain a statement of the evidence which supported the finding as to that count and a statement of the Committee's reasons for the recommendation as well as a statement of the Committee's reasons for finding that any count was not proved. The Committee shall cause a copy of the Committee's report and the Statement of Alleged Violation to be served upon the respondent. The statement shall be the basis of the House’s consideration of the matter.

(d) (1) If the Committee votes to dismiss all counts of a statement and there are no dissenting votes, the statement shall be considered dismissed and neither the Committee nor the House shall take any further action with respect thereto.

(2) If there are any dissenting votes to the determination in paragraph (d)(1) of this subsection, the statement shall be considered dismissed and neither the Committee nor the House shall take any further action with respect thereto provided that the House shall consider the matter upon the written petition of any member of the House filed with the Speaker and approved by a majority vote of all members of the House. If any such proceeding is initiated in the House, the matter shall be prosecuted by the members of the Committee who dissented from the vote to dismiss. The statement shall be the basis of the House's consideration of the matter and the dissenting members of the Committee shall cause a copy of the statement to be delivered to the House and served upon the respondent.

Rule 12 - Disclosure of Evidence.
Upon the request of a respondent, the Committee may permit the respondent to inspect, copy or photograph books, papers, documents, photographs or other tangible objects which the Committee intends to use as evidence against the respondent in a disciplinary hearing and which are material to the preparation of the defense of the respondent.

Rule 13 - Exculpatory Information.
If the Committee at any time receives any exculpatory information respecting a Statement of Alleged Violation against a member of the House of any law, rule, regulation or other standard of conduct, it shall forthwith make such information available to such member.

Rule 14 - Admissibility of Evidence.
(a) Any evidence that is relevant and probative shall be admissible in any hearing of the Committee, unless the evidence is privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

(b) The Chair or other member presiding at a hearing shall rule upon any question of admissibility at the hearing of testimony or evidence presented to the Committee. The Chair or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

Rule 15 - Witnesses.
(a) A subpoena to a witness to appear at a hearing shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he so desire.

(b) Except as otherwise specifically authorized by the Chair, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before the date of his scheduled appearance.

(c) Witnesses at hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to the admissibility of testimony and evidence. Counsel for a witness other than the respondent shall not be permitted to engage in oral argument with the Committee. After a witness has testified, his counsel may submit to the Committee, in writing, any questions he wishes propounded to his client and any request for additional witnesses or other evidence. Such request may be granted at the Committee's discretion.

(d) The respondent may apply to the Committee for the issuance of subpoenas for the appearance of witnesses or the production of documents on his behalf. The application shall be granted upon a concise
showing by the respondent that the proposed testimony or evidence is relevant and not otherwise available. The application shall be denied if not made at a reasonable time or if the testimony or evidence would be merely cumulative.

(e) Each witness appearing before the Committee shall be furnished a printed copy of the rules of the Committee.

PROCEEDINGS BEFORE THE HOUSE

Rule 16 - Records of House Proceedings.

All papers filed in the House with respect to a proceeding involving an allegation of a violation of a Rule of Legislative Conduct shall be made available for public inspection at reasonable hours except that no paper shall be made available if its disclosure would violate any law or regulation.

Rule 17 - Special Procedures.

The House may adopt by Resolution any special procedures deemed necessary to a particular matter before the House. Copies of such special procedures shall be furnished to all parties and witnesses in the matter.

Rule 18 - Consideration of Complaints by the House.

(a) If a Statement of Alleged Violation is served upon a respondent pursuant to rules 8(c)(3), 9(f)(3),11(c) or 11(d)(2), the respondent shall have twenty (20) calendar days in which to respond. The response shall be by way of answer or motion, shall be in writing and signed by the respondent or his counsel, and shall be limited to the following:

(1) An admission or denial of, under oath, each count set forth in the Statement plus any supportive evidence and any other relevant information which the respondent may desire to submit.

(2) An objection to any count in the Statement on the grounds that it fails to state a fact which constitutes a violation of a Rule of Legislative Conduct.

(3) An objection to the jurisdiction of the House to consider the allegations contained in the Statement.

(4) A motion for a bill of particulars.

(5) An objection to the participation of any member of the House in the consideration of the allegations contained in the Statement on the grounds that the member cannot render an impartial or unbiased decision. The member of the House against whom the objection is made shall be the sole judge of his qualifications. A motion under this paragraph is not in lieu of an answer. Any motion submitted pursuant to this rule shall be accompanied by a memorandum of points and authorities. Except for good cause shown, no pleading of motion not described in paragraphs (1) through (5) will be considered by the House and the House will not consider any answer or motion in such paragraphs which is submitted under this rule after the expiration of such 20 calendar days.

(b) As soon as practical after the receipt of any motion under Subsection (a) of this rule, the House shall consider such motion. Notice of the decision of the House respecting such motion shall be furnished the respondent. When the House has acted on all motions submitted under paragraphs (2), (3) and (4) of Subsection (a) of this rule, the respondent shall in accordance with paragraph (a)(1) of this rule, submit, within ten (10) calendar days of the date of the last House action, an answer to each count in the statement not dismissed by the House.

(c) Failure to submit, within the applicable time period, an answer to a count of a statement which has not been dismissed by the House shall constitute an admission to the violation alleged in the count.

(d) The Speaker, in his discretion, may extend or shorten any time limitations imposed by this rule if he determines that the extension would facilitate a fair and complete inquiry or the shorter time is required because of special circumstances.

(e) (1) As soon as practical after the expiration of all applicable time limitations for action under Subsections (a) and (b) of this rule, the House shall act, by the vote of the majority of the members, to:

A. hold a disciplinary hearing on the violation charged in the statement;

B. defer action on the statement but only if there is a grand jury or judicial proceeding pending; or

C. dismiss the statement or any counts thereof.

(2) The respondent shall be notified in writing of action taken under paragraph (1) of this Subsection.

Rule 19 - Disciplinary Hearings.

(a) A disciplinary hearing respecting a violation charged in a Statement of Alleged Violation shall be held by the House to receive evidence respecting such violation. A disciplinary hearing shall consist of two (2) phases. The first phase shall be for the purpose of determining whether or not the counts in the statement have been proved. The second phase shall be for the purpose of determining what disciplinary action to take with respect to any count found to have been proved.

(b) At a disciplinary hearing the House may require, by subpoena or otherwise, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memoranda, papers, documents and any other things as it deems necessary. Depositions, interrogatories and sworn statements taken under House direction may be accepted into the House record.
(c) Prior to setting a date for a disciplinary hearing and issuing subpoenas for witnesses, the House shall resolve the scope and purpose of the hearing. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearing the House may expand or contract the scope in light of evidence received.

(d) (1) The order of phase one of a disciplinary hearing shall be as follows:
   A. The Speaker shall open the hearing by stating the House's authority to conduct the hearing, the purpose of the hearing and its scope.
   B. Testimony from witnesses and other evidence pertinent to the subject of the hearing shall be received in the following order whenever possible, (i) witnesses and other evidence offered by the committee staff, (ii) witnesses and other evidence offered by the respondent, and (iii) rebuttal witnesses.
   C. Witnesses at a hearing shall be examined first by the committee counsel or authorized staff member. Members of the committee may then question the witnesses. The respondent or his counsel may then cross-examine the witnesses. Redirect and recross may be permitted in the Speaker's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or his counsel and then may be cross-examined by committee counsel or authorized staff member. Committee members may then question the witness. Redirect and recross may be permitted in the Speaker's discretion.

   (2) Testimony of all witnesses shall be taken under oath. The oath shall be administered by the committee member designated by the Speaker to administer oaths.

(e) At a disciplinary hearing the burden of proof rests on the committee with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that it introduces.

(f) Phase two of a disciplinary hearing shall consist of oral and/or written submission by counsel for the committee and counsel for the respondent as to the sanction the House should impose with respect to any count of the Statement which has been proved. Testimony by witnesses will not be heard at phase two except by a vote of a majority of the House.

(g) The House by Resolution may establish rules by which members of the House other than members of the Ethics Committee may participate in a disciplinary proceeding before the House.

Rule 20 - Findings; Sanctions.
(a) (1) As soon as practicable after the completion of the first phase of a disciplinary hearing respecting a Statement, the House shall consider each count contained in the Statement and with respect to each count as originally drawn or as amended shall vote on a motion that the count has been proved. A count shall not be proved unless at least a majority of the House vote for a motion that the count has been proved. A count which is not proved shall be considered as dismissed by the House.

   (2) If the House votes that a count has been proved, the House may upon completion of the second phase of the disciplinary hearing, by a majority vote consider and vote on a motion that any of the following sanctions be imposed respecting the violation charged in such count;
   A. Suspension or expulsion from the House.
   B. Censure.
   C. Reprimand.
   D. Fine.
   E. Any other sanction determined by the committee to be appropriate.

   A member of the House may not be suspended or expelled from the House unless by a vote concurred in by two-thirds of the members.

Rule 21 - Disclosure of Evidence.
Upon the request of a respondent, the committee may permit the respondent to inspect, copy or photograph books, papers, documents, photographs or other tangible objects which the committee intends to use as evidence against the respondent in a disciplinary hearing before the House and which are material to the preparation of the defense of the respondent.

Rule 22 - Exculpatory Information.
If the Committee at any time receives any exculpatory information respecting a Statement of Alleged Violation against a member of the House of any law, rule, regulation, or other standard of conduct, it shall forthwith make such information available to such member.

Rule 23 - Admissibility of Evidence.
(a) Any evidence that is relevant and probative shall be admissible in any hearing before the House, unless the evidence is privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

   (b) The Speaker or other member presiding at a hearing shall rule upon any question of admissibility at the hearing of testimony or evidence presented to the House. The Speaker or other member presiding may limit the presentation of repetitious evidence.

Rule 24 - Witnesses.
(a) A subpoena to a witness to appear at a hearing shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Speaker, to prepare for the hearing and to employ counsel should he or she so desire.
(b) Except as otherwise specifically authorized by the Speaker, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before the date of his scheduled appearance.

(c) Witnesses at hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to the admissibility of testimony and evidence. Counsel for a witness other than the respondent shall not be permitted to engage in oral argument before the House. After a witness has testified, his counsel may submit to the Speaker in writing, any questions he wishes propounded to his client and any request for additional witnesses or other evidence. Such request may be granted at the Speaker's discretion.

(d) The respondent may apply to the Speaker for the issuance of subpoenas for the appearance of witnesses or the production of documents on his behalf. The application shall be granted upon a concise showing by the respondent that the proposed testimony or evidence is relevant and not otherwise available. The application shall be denied if not made at a reasonable time or if the testimony or evidence would be merely cumulative.

(e) Each witness appearing before the House shall be furnished a printed copy of the rules of the House.
Acting Speaker Robert F. Gilligan called the house to order at 2:00 p.m. on January 11, 2011. Under the direction of Dr. Curtis Powell from Delaware State University, Serenity Edwards sang the National Anthem.

Representative-Elect Schwartzkopf moved that Representative-Elect Gilligan be made Temporary Speaker until a permanent Speaker of the House is elected. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote.

Representative-Elect Schwartzkopf moved that Mr. Richard Puffer be made Temporary Chief Clerk until a permanent Chief Clerk is elected. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote.

A prayer was offered by Reverend Christopher C. Schooley, Pastor of the First Presbyterian Church of Chesapeake City, MD.

Mr. Speaker Gilligan and Oliver Townsend, grandson of Representative-Elect Schwartzkopf, led those present in the pledge of allegiance to the American Flag.

The House observed a moment of silence in memory of the victims of the Tucson shooting incident.

The Temporary Chief Clerk read the names of the members-elect of the House of Representatives of the 146th General Assembly as follows:

Representative District No. 1 - Representative-Elect Dennis P. Williams
Representative District No. 2 - Representative-Elect Stephanie T. Bolden
Representative District No. 3 - Representative-Elect Helene M. Keeley
Representative District No. 4 - Representative-Elect Gerald L. Brady
Representative District No. 5 - Representative-Elect Melanie L. George
Representative District No. 6 - Representative-Elect Debra J. Heffernan
Representative District No. 7 - Representative-Elect Bryon H. Short
Representative District No. 8 - Representative-Elect S. Quinton Johnson, IV
Representative District No. 9 - Representative-Elect Rebecca D. Walker
Representative District No. 10 - Representative-Elect Dennis E. Williams
Representative District No. 11 - Representative-Elect Gregory F. Lavelle
Representative District No. 12 - Representative-Elect Deborah D. Hudson
Representative District No. 13 - Representative-Elect John L. Mitchell, Jr.
Representative District No. 14 - Representative-Elect Peter C. Schwartzkopf
Representative District No. 15 - Representative-Elect Valerie J. Longhurst
Representative District No. 16 - Representative-Elect James Johnson
Representative District No. 17 - Representative-Elect Michael P. Mulrooney
Representative District No. 18 - Representative-Elect Michael A. Barbieri
Representative District No. 19 - Representative-Elect Robert F. Gilligan
Representative District No. 20 - Representative-Elect Nick T. Manofolkos
Representative District No. 21 - Representative-Elect Michael Ramone
Representative District No. 22 - Representative-Elect Joseph E. Miro
Representative District No. 23 - Representative-Elect Teresa L. Schooley
Representative District No. 24 - Representative-Elect Edward S. Osienski
Representative District No. 25 - Representative-Elect John A. Kowalko, Jr.
Representative District No. 26 - Representative-Elect John J. Viola
Representative District No. 27 - Representative-Elect Earl G. Jaques, Jr.
Representative District No. 28 - Representative-Elect William J. Carson, Jr.
Representative District No. 29 - Representative-Elect Lincoln D. Willis
Representative District No. 30 - Representative-Elect William R. Outten
Representative District No. 31 - Representative-Elect Darryl M. Scott
Representative District No. 32 - Representative-Elect E. Bradford Bennett
Representative District No. 33 - Representative-Elect Harold J. Peterman
Representative District No. 34 - Representative-Elect Donald A. Blakey
Representative District No. 35 - Representative-Elect David L. Wilson
Representative District No. 36 - Representative-Elect Harvey R. Kenton
Representative District No. 37 - Representative-Elect Ruth Briggs King
Representative District No. 38 - Representative-Elect Gerald W. Hocker, Sr.
Representative District No. 39 - Representative-Elect Daniel B. Short
Representative District No. 40 - Representative-Elect Clifford G. Lee
Representative District No. 41 - Representative-Elect John C. Atkins

Mr. Temporary Speaker welcomed the members-elect to the House.

Representative-Elect Schwartzkopf moved that the Certificates of Election be received and that a committee be appointed to examine the Certificates. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote.
Mr. Temporary Speaker appointed Representative-Elect Michael P. Mulrooney and Representative-Elect Deborah D. Hudson to examine the Certificates of Election of the Members-Elect.

Under the direction of Dr. Curtis Powell from Delaware State University, Ashley Summer sang “Our Delaware.”

Representative-Elect Schwartzkopf made comments. Representative-Elect Michael P. Mulrooney reported that the Certificates of Election had been examined and were found to be in order.

Mr. Temporary Speaker requested that the Temporary Chief Clerk read one of the Certificates of Election as follows:

The State of Delaware
New Castle County, ss.

Be It Remembered, That at the General Election held on the Tuesday, next after the first Monday in November, in the year of our Lord Two Thousand and Ten for New Castle County, according to the Constitution and Laws of the State of Delaware,

Robert F. Gilligan

was duly elected

Representative – 19th District

which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Election Districts of the County, according to the provisions made by law in this behalf.

In Testimony Whereof, we, James T. Vaughn, Jr. and Richard R. Cooch constituting the Superior Court for New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 4th day of November, 2010.

James T. Vaughn, Jr. President Judge
Richard R. Cooch, Resident Judge

Representative-Elect Schwartzkopf moved that the reading of one Certificate of Election constitute the reading of all. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote. Representative-Elect Schwartzkopf moved that the Honorable Randy J. Holland administer the oath of office to Representative-Elect Robert F. Gilligan. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote. Representative-Elect Gilligan invited Justice Randy J. Holland and the Gilligan family to join him on the podium. Justice Holland administered the oath of Representative to Representative-elect Gilligan as follows:

I, Robert F. Gilligan, do proudly swear to carry out the responsibilities of the office of Representative to the best of my ability, freely acknowledging that the powers of this office flow from the people I am privileged to represent. I further swear always to place the public interests above any special or personal interests, and to respect the right of future generations to share the rich historic and natural heritage of Delaware. In doing so I will always uphold and defend the constitutions of my Country and my State, so help me God.

Robert F. Gilligan
State Representative
Sworn and subscribed before me on this 9th day of January A.D. 2011.
Randy J. Holland
Supreme Court Justice

Representative-Elect Schwartzkopf moved that the Honorable Randy J. Holland administer the oath of office to the senior Member-Elect Lee. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote. Representative- Elect Gilligan invited senior Member-Elect Lee and family to the front of the Chamber. Justice Holland administered the oath of Representative to senior Member-Elect Lee as follows:

I, Clifford G. Lee, do proudly swear to carry out the responsibilities of the office of Representative to the best of my ability, freely acknowledging that the powers of this office flow from the people I am privileged to represent. I further swear always to place the public interests above any special or personal interests, and to respect the right of future generations to share the rich historic and natural heritage of Delaware. In doing so I will always uphold and defend the constitutions of my Country and my State, so help me God.

Clifford G. Lee
State Representative
Sworn and subscribed before me on this 9th day of January A.D. 2011.
Randy J. Holland
Supreme Court Justice

Representative-Elect Schwartzkopf moved that Justice Randy H. Holland administer the Oath of Office to the newly elected Representatives-Elect. The motion was seconded by Representative-Elect Longhurst and adopted by voice vote.

The oath was administered as above. Mr. Temporary Speaker made announcements.
Representative Schwartzkopf moved that the Temporary Chief Clerk call the roll of the Members of the House of Representatives of the 146th General Assembly. The motion was seconded by Representative Longhurst and adopted by voice vote.

The roll call was taken and revealed:

Members Present: 41

Representative Schwartzkopf moved to adopt the roll as just called by the Temporary Chief Clerk as the interim roll of the House of Representatives of the 146th General Assembly. The motion was seconded by Representative Longhurst and adopted by voice vote.

Representative Schwartzkopf introduced and brought **HR 1**, jointly sponsored by, Representatives Longhurst, Lavelle & Hocker, before the House for consideration.

**HR 1** – RELATING TO THE ELECTION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that Robert F. Gilligan is hereby elected to the Office of the Speaker of the House of Representatives for the duration of the 146th General Assembly of the State of Delaware.

**HR 1** was adopted by voice vote.

Representative Schwartzkopf moved that Justice Randy J. Holland administer the oath of Speaker of the House to Representative Gilligan. The motion was seconded by Representative Longhurst and adopted by voice vote.

Mr. Temporary Speaker Representative-Elect Gilligan invited Justice Randy J. Holland and the Gilligan family to join him on the podium. Justice Holland administered the oath of Speaker of the House to Representative Gilligan as follows:

I, Robert F. Gilligan, do proudly swear to carry out the responsibilities of the office of Speaker of the House of Representatives to the best of my ability, freely acknowledging that the powers of this office flow from the people I am privileged to represent. I further swear always to place the public interests above any special or personal interests, and to respect the right of future generations to share the rich historic and natural heritage of Delaware. In doing so I will always uphold and defend the constitutions of my Country and my State, so help me God.

Robert F. Gilligan
Speaker of the House

Sworn and subscribed before me this 11th day of January, A.D. 2011
Randy J. Holland
Supreme Court Justice

Mr. Speaker Gilligan thanked Justice Holland and made comments.

Representative Dennis P. Williams announced that the Majority Caucus has met and has elected Representative Peter C. Schwartzkopf of the Fourteenth Representative District as Majority Leader and Representative Valerie J. Longhurst of the Fifteenth Representative District as Majority Whip.

Representative Clifford G. Lee announced that the Minority Caucus has met and has elected Representative Gregory F. Lavelle of the Eleventh Representative District as Minority Leader and Representative Gerald W. Hocker of the Thirty-eighth Representative District as Minority Whip.

Representative Schwartzkopf introduced and brought **HR 2**, jointly sponsored by Representatives Gilligan, Longhurst, Lavelle & Hocker, before the House for consideration.

**HR 2** - RELATING TO PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES OF THE 146TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE.

**HR 2** was adopted by voice vote.

Representative Schwartzkopf introduced and brought **HR 3** jointly sponsored by Representatives Gilligan, Longhurst, Lavelle & Hocker, before the House for consideration.

**HR 3** - RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE OF REPRESENTATIVES.

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that Richard L. Puffer is elected to serve as Chief Clerk of the House of Representatives and Dolores Michel is elected to serve as Assistant Chief Clerk of the House of Representatives.

BE IT FURTHER RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that JoAnn M. Hedrick is elected Chief Clerk Emeritus of the House of Representatives to serve at the pleasure of the Speaker with all the rights, duties and privileges of the Chief Clerk.

**HR 3** was adopted by voice vote.

Representative Schwartzkopf introduced and brought **HR 4** jointly sponsored by Representatives Gilligan, Longhurst, Lavelle & Hocker, before the House for consideration.

**HR 4** – RELATING TO PERMANENT PROCEDURES OF THE HOUSE OF REPRESENTATIVES OF THE 146TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE FOR ETHICS VIOLATIONS.

Representative Schwartzkopf made comments.

**HR 4** was adopted by voice vote.
Representative Schwartzkopf moved to suspend the rules which interfere with introduction of and action on \textbf{HJR 1}. The motion was seconded by Representative Longhurst and adopted by voice vote. Representative Schwartzkopf introduced and brought \textbf{HJR 1}, jointly sponsored by Representatives Gilligan, Longhurst, Lavelle & Hocker, before the House for consideration.

\textbf{HJR 1} – RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE OF REPRESENTATIVES.

BE IT RESOLVED by the House of Representatives and the Senate of the 146th General Assembly of the State of Delaware, with the approval of the Governor, that JoAnn M. Hedrick is elected to serve as Bill Clerk of the House of Representatives at the pleasure of the House of Representatives.

BE IT FURTHER RESOLVED by the House of Representatives and the Senate of the 146th General Assembly of the State of Delaware, with the approval of the Governor, that Dolores Michels is elected to serve as Assistant Bill Clerk of the House of Representatives at the pleasure of the House of Representatives.

The roll call on \textbf{HJR 1} was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, \textbf{HJR 1} was sent to the Senate for concurrence.

Mr. Speaker Gilligan introduced the podium staff.

Representative Schwartzkopf moved that a committee of two members be appointed to notify the Governor that the House is organized and ready for business. The motion was seconded by Representative Longhurst and adopted by voice vote.

Mr. Speaker Gilligan appointed Representative John L. Mitchell, Jr. and Representative Clifford G. Lee to notify the Governor that the House is organized and ready for business.

Representative Schwartzkopf moved that a committee of two members be appointed to notify the Senate that the House is organized and ready for business. The motion was seconded by Representative Longhurst and adopted by voice vote.

Mr. Speaker Gilligan appointed Representative William J. Carson, Jr. and Representative Joseph E. Miro to notify the Senate that the House is organized and ready for business.

The House Members introduced their family members and friends who were present for the record.

Mr. Speaker Gilligan granted privilege of the floor to Senators Joseph W. Booth and David B. McBride. Senator McBride announced that the Senate is organized and ready for business.

Representative John L. Mitchell, Jr. announced that he and Representative Clifford G. Lee have notified the Governor that the House is organized and ready for business.

Representative D.E. Williams introduced Members of Parliament from Portugal. Mr. Speaker Gilligan made announcements.

The following pre-session prefiled legislation was introduced:

\textbf{January 6, 2011}

\textbf{HB 1} – SCHOOLEY & SENATOR SOKOLA; REPRESENTATIVES BENNETT, BOLDEN, GILLIGAN, HEFFERNAN, HOCKER, HUDSON, JAQUES, Q. JOHNSON, KEELEY, KENTON, KOWALKO, MIRO, MITCHELL, OSIENSKI, OUTTEN, RAMONE, D. SHORT, VIOLA; SENATORS BLEVINS, BUNTING, CONNOR, ENNIS, SIMPSON, SORENSON, VENABLES – EDUCATION – An Act to Amend Title 14 of the Delaware Code Relating to Unit Funding.

\textbf{HB 2} – SCHOOLEY & REPRESENTATIVE KEELEY & REPRESENTATIVE KOWALCO & REPRESENTATIVE GEORGE & SENATOR BLEVINS & SENATOR SORENSON; REPRESENTATIVES BARBIERI, CARSON, GILLIGAN, JAQUES, SCOTT, BOLDEN, HEFFERNAN, OSIENSKI, RAMONE, WALKER; SENATOR CLOUTIER – HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to the Delaware Healthy Children Program.

\textbf{HB 3} – KOWALKO & SENATOR SOKOLA; REPRESENTATIVES JAQUES, KEELEY, LONGHURST, MITCHELL, RAMONE, WILLIS – EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Limiting Artificial Trans Fats in Food Available or Served to Students in Public Schools, including Charter Schools.


HB 7 – J. JOHNSON & REPRESENTATIVE MULROONEY & SENATOR HENRY & SENATOR CONNOR – HOUSE ADMINISTRATION – An Act to Amend the Laws of Delaware, Volume 27, As Amended, Relating to the Charter of the City of New Castle. (2/3 bill)

The Majority Leader moved to recess to the call of the Chair at 3:36 p.m.

Mr. Speaker Gilligan called the House to order at 2:02 p.m. on January 12, 2011.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

2nd LEGISLATIVE DAY – 146th GENERAL ASSEMBLY – First Session
January 12, 2011

The Chief Clerk called the roll.

Members Present: 41.

A prayer was offered by Representative Earl G. Jaques, Jr., Twenty-seventh Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HA 1 to HB 1 - SCHOOLEY - Placed with the Bill.

Representative Kowalko requested that he be marked present. The House observed a moment of silence in memory of Patrick W. Murray at the request of Representative Blakey. The House observed a moment of silence in memory of former Representatives Hazel D. Plant and Gwynne P. Smith at the request of Mr. Speaker Gilligan.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:08 p.m.

Mr. Speaker Gilligan called the House to order at 2:01 p.m. on January 13, 2011.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

3rd LEGISLATIVE DAY – 146th GENERAL ASSEMBLY – First Session
January 13, 2011

The Chief Clerk called the roll.

Members Present: 41.

A prayer was offered by Representative Joseph E. Miro, Twenty-second Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

Representative Schwartzkopf deferred to Sean Finnigan, Deputy Chief of Staff, who introduced the 2011 University of Delaware Legislative Fellows who stated their names and majors for the record.

Representatives Schwartzkopf and Lavelle made comments. Representatives Atkins, Brady, Hudson, Keeley & Viola requested that they be marked present. Mr. Speaker Gilligan made announcements.

Representatives Briggs King & Lavelle made comments. Representative Longhurst made an announcement.

The House observed a moment of silence in memory of Joseph L. Labonte, father of Senator Catherine L. Cloutier, at the request of Mr. Speaker Gilligan.

The Majority Leader moved to recess to the call of the Chair at 2:14 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 18, 2011.

Representative Jaques introduced HB 11, jointly sponsored by Senator Blevins & Representatives Lavelle, Outten & Scott & Senator Ennis.

HB 11 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

Mr. Speaker Gilligan assigned HB 11 to the House Administration Committee.

Representatives Viola & Schwartzkopf made announcements.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.
The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


**HB 9** - KEELEY & REPRESENTATIVE J. JOHNSON & REPRESENTATIVE SCOTT & SENATOR HENRY; REPRESENTATIVES BOLDEN, GEORGE, KOWALKO, MITCHELL, MULROONEY, SCHOOLEY; SENATOR VENABLES - HOUSE ADMINISTRATION - An Act Proposing an Amendment to Article V, Section 2 of the Constitution of the State of Delaware Relating to Qualifications for Voting. (2/3 bill)


Representatives Miro & B. Short requested that they be marked present.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques requested and was granted privilege of the floor to present a House Tribute to Robert C. Moyer, Jr., State Captain of the Patriot Guard Riders. Mr. Moyer addressed the House. Representatives Schwartzkopf, D. Short, Wilson, Kenyon & Peterman made comments. Members of the Delaware Patriot Guard Riders stated their names and hometowns for the record. Representatives George & Hudson requested that they be marked present. Mr. Speaker Gilligan introduced guests. Representative Longhurst made comments. Mr. Speaker Gilligan made an announcement. Representative D.E. Williams requested that he be marked present. Representative Longhurst made an announcement. Representative Blakey made comments. Mr. Speaker Gilligan & Representative D.P Williams made announcements.

The Majority Leader moved to recess to the call of the Chair at 2:26 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 19, 2011.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

5th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session  
January 19, 2011

The Chief Clerk called the roll.

Members Present: 40.

Member Absent: Representative Manolakos - 1.

A prayer was offered by Representative Deborah D. Hudson, Twelfth Representative District. The House observed a moment of silence in memory of Brigadier General William W. Spruance at the request of Representative Jaques.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag. The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

**HB 12** - LAVELLE & SENATOR KATZ; REPRESENTATIVES HOCKER, BRIGGS KING, HUDSON, MIRO, OUTFIT, RAMONE, BENNETT - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Pleadings and Practice.


**HB 14** - HUDSON & SENATOR SIMPSON & SENATOR LAWSON; REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MANOLAKOS, MIRO, OUTFIT, PETERMAN, RAMONE, D. SHORT, WILSON, BENNETT, VIOLA - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Relating to Elections and Candidate Disclosures. (2/3 bill)

**HB 15** - HUDSON & SENATOR SORENSON; REPRESENTATIVES HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MANOLAKOS, MIRO, OUTFIT, PETERMAN, RAMONE, D. SHORT, WILLIS, WILSON; SENATOR BOOTH - APPROPRIATIONS - An Act Proposing an Amendment to Article VIII of the Delaware Constitution Relating to Spending Increases. (2/3 bill)

HB 17 - JAQUES & SENATOR BUNTING; REPRESENTATIVES BENNETT, CARSON, HUDSON, MITCHELL, D. SHORT, PETERMAN, ATKINS - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to State Procurement.


Representatives Hocker, Scott & Carson requested that they be marked present.

Representative Schwartzkopf introduced and brought SCR 1, jointly sponsored by Senator DeLuca & Representative Gilligan, before the House for consideration.

SCR 1 - PROVIDING FOR A JOINT SESSION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO BE CONVENED FOR THE PURPOSE OF HEARING AN ADDRESS BY THE HONORABLE JACK A. MARKELL, GOVERNOR OF THE STATE OF DELAWARE.

SCR 1 was adopted by voice vote and was returned to the Senate.

Mr. Speaker Gilligan & Representative Longhurst made announcements. Representative D.E. Williams requested that he be marked present. Representative Miro made an announcement.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:09 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed on January 19, 2011 at 2:09 p.m.: Representatives Brady & D. Short.

Mr. Speaker Gilligan called the House to order at 1:30 p.m. on January 20, 2011. Representative Manolakos requested that he be marked present for the current Legislative Day.

The Chief Clerk read the following committee reports into the record:

HOUSE ADMINISTRATION: HB 5 - 5F; HB 7 - 5F; HB 11 - 5M.

APPROPRIATIONS: HB 1 - 6F.

REVENUE & FINANCE: HB 10 - 11M.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 6, SB 7 & SB 8 and requests the concurrence of the House.

The Majority Leader moved to adjourn at 1:31 p.m., thereby ending the current legislative day. The House reconvened at 1:32 p.m.

6th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
January 20, 2011

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative John C. Atkins, Forty-first Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag. The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HA 1 to HB 10 - LONGHURST - Placed with the Bill.

SB 6 - SIMPSON & SENATOR BONINI & REPRESENTATIVE KENTON & REPRESENTATIVE PETERMAN - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Milford Relating to Elections. (2/3 bill)

SB 7 - MARSHALL & REPRESENTATIVE MULROONEY; SENATOR VENABLES; REPRESENTATIVES LAVELLE, B. SHORT, RAMONE, MANOLAKOS, MIRO, HUDSON; D.E.WILLIAMS - LABOR - An Act to Amend Chapter 33, Title 19 of the Delaware Code Relating to Unemployment Compensation.

SB 8 - BUSHWELLER & REPRESENTATIVE SCOTT - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Dover Relating to Council and the Mayor. (2/3 bill) Representative Longhurst & Mr. Speaker Gilligan introduced guests. Representative Keeley requested that she be marked present.

The Majority Leader moved to recess for the Joint Session at 1:36 p.m.

JOINT SESSION - SENATE CHAMBER

The Sergeant-at-Arms announced the arrival of the Members of the House of Representatives for the Joint Session.

The Members of the House of Representatives were admitted and seated. At the invitation of the Lieutenant Governor, Representative Gilligan and Senator DeLuca joined him on the podium.
The Sergeant-at-Arms announced the arrival of the members of the Judiciary who were admitted and seated.

The Sergeant-at-Arms announced the arrival of the Statewide elected officials and the presidents of the University of Delaware, Delaware State University and Delaware Technical and Community College. They were admitted and seated.

The Sergeant-at-Arms announced the arrival of the Governor’s cabinet officials who were admitted and seated.

At 1:54 p.m., Senator Blevins moved that the Senate and the House meet in Joint Session for the purpose of hearing an address from the Honorable Jack A. Markell, Governor of the State of Delaware. There was no objection.

Senator Blevins moved that the Lieutenant Governor, as President of the Senate, preside over the Joint Session. There was no objection.

Senator Blevins moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretaries to the Joint Session. There was no objection.

Senator Blevins moved that the Lieutenant Governor appoint a committee of four to escort the Governor to the Joint Session. There was no objection. The President appointed Senator Sokola (Spokesperson), Senator Cloutier, Representative Bolden and Representative Briggs King to escort the Governor to the Senate Chamber.

The Sergeant-at-Arms announced the arrival of the escort party with Governor Markell. The Lieutenant Governor welcomed the Governor.

The Governor addressed the members of the General Assembly as follows:

Well, Lieutenant Governor Denn, President Pro Tem DeLuca, Speaker Gilligan, members of the 146th General Assembly, statewide elected officials, members of the Judiciary, members of the Cabinet, Carla, Molly, Michael, my family, the people of Delaware, and our State Employees:

This is the third time I have had the opportunity to come before you to report on the State of our State. As is common this time of year, we have recently dug ourselves out from a series of blizzards. When such storms occur, we see people across our state out in their driveways, shoveling their way out. Neighbors, helping to clear out their block together. Strangers, who have stopped to help dislodge another’s car from a snow bank. And, of course, we see the snow plows at work, and when things are at their worst and most dangerous, we see dedicated state employees and members of the National Guard out when the rest of us are safe and warm inside, a literal and visible example of the famous tag-line, “your tax dollars at work.”

But all of this activity – whether individual effort or mutual cooperation, private toil or public service – is never an end in itself: We don’t throw ourselves into the task of digging out from a storm just so we can get things back to where we were before the blizzard. We shovel our driveways so our children will be able to get out and go to school. We dig cars out of snow banks and we plow our streets so that all of us can go to work to build more, produce more, and earn more.

Well, for the past two years, we have braved an economic blizzard of historic proportions. The skies may not yet have cleared, but Delawareans have already been hard at work from Day One to dig ourselves out of this mess. And we can finally see the promise slowly emerging from the burdens the storm has left behind. And, on this point, let me be clear: While there are national and international forces beyond our control, Delaware is far stronger than the challenges we face:

- Hundreds of workers are preparing to re-open the refinery in Delaware City. And, representing them today is Esteban Gonzalez, a Smyrna resident who first started working at the refinery way back in 1981. Last year at this time, the facility was closed, and Esteban faced a very uncertain future. But what a difference a year makes. Recently, Esteban was hired by the Delaware City Refinery Company as a Technical Training Supervisor, where he is helping to lead the effort to retrain returning employees. Esteban, welcome.
- Craftsmen at Fisker Automotive will soon make some of the finest cars the world has to offer here in Delaware once again.
- New workers at ILC here in Kent County are making critical components of advanced airships to aid our armed forces overseas.
- Perdue is moving its agribusiness headquarters to Seafood, creating hundreds of jobs in the process, and Mountaire in Millsboro is growing, as well.
- In Dagsboro, hundreds of skilled workers are installing equipment to make the NRG power plant dramatically cleaner.
- We won the national Race to the Top competition for our plan to create stronger schools.
- And our focus on fiscal responsibility has made Delaware one of only eight states with a AAA rating from all three bond rating agencies.

And, I want to thank all of you – the state workers and public education employees who have kept our public services going, the police and fire and military personnel who have kept us safe and secure, the small business owners who have hung on and the new businesses that have moved in, the neighbors who have come together and the solitary Delawareans who have gotten up and gone in to work or who look for
work every day – and I want to thank everyone in this hall today – for all you have done to help keep our state going during these challenging times.

But we haven’t done all this simply so we could scrape our way back to where we were. We have worked, we have struggled, we have dug down, and we have pushed back, to clear a new and brighter path to the future – a future where all our citizens can find a job that provides an opportunity to employ the full scope of their abilities.

A future where all our children can learn what they need to compete successfully in a world of challenges.

A future where all our families can live together in peace and safety enabling them to fulfill all their dreams.

A future where we all come together to improve our communities and protect the weakest and neediest amongst us – and where we all come together here, in this great house of democracy, to sustain that future without rancor or malice but in common purpose and concerted effort.

Two years ago, I swore an oath to promote those values, and I gave you my promise to help build that future. For the past two years, we have cleared the path to that goal, even as the snow obscured the way. Now, the choices we make this year must further build to that promised future.

That future starts with expanding the size and scope of our economy. We are working every day to help our existing businesses grow and looking for the new businesses and industries that will enrich our future. We’ve implemented a number of new initiatives. I’m about to propose a few more. But our success at creating jobs demands more than a tax credit here or an incentive there. It’s about our culture. We must think like entrepreneurs and others who create jobs. Anyone who can create a decent job, whether they are already here or across the ocean, needs to know we are more responsive, more committed to their success than anybody else, anywhere.

That’s why I will again be recommending significant funding for the Delaware Strategic Fund. While other states may write bigger checks, a robust Strategic Fund that offers targeted investments in economic growth makes it clear to those who create jobs: We will be your partner.

We must be prepared to make the infrastructure investments necessary when we see significant opportunities to put Delawareans back to work. I’m proposing a Job Creation Infrastructure Investment Fund that will allow us to seize the best opportunities for investing in the future jobs in ways that our Transportation Trust Fund currently cannot.

And to drive home the message that Delaware is the best place to start and grow a business, we must promote job-creating capital investment. For businesses large or small that are willing to put Delawareans to work in a new or expanded manufacturing facility – whether it be for traditional manufacturing, or for clean energy – we will provide tax credits to support that job growth. We must continue to create a business climate that puts our neighbors back to work and that puts Delaware back at the forefront of making things again.

Historically, Delaware has been defined by what we make – from Dupont’s mills in the 19th Century, to the Pontiac and Chrysler plants of the 20th, to, today, at Atlantis Industries in Milton, providing advanced parts design and tooling for customers all over the country, and TA Instruments in New Castle, designing and manufacturing highly sophisticated measurement devices. Manufacturing jobs have provided a ladder to economic independence for countless families and they must remain part of our future.

And, that’s why our administration is joining with the Delaware Manufacturing Association, led by Chamber of Commerce President Jim Wolfe. This partnership will build on effective past outreach to local manufacturers on topics ranging from lean manufacturing techniques to energy savings programs. Together, we will work to develop and implement new ways to expand manufacturing jobs.

And, we’ll stay focused on the particular issues facing our small businesses. That means continuing our efforts to make permitting more efficient and predictable. It also means recognizing that one of the most important assets of any small business is its workforce. Too often, small business owners have trouble negotiating and paying for healthcare coverage for their workforce, or attracting the best workers when they don’t. So, we will implement the new federal health care act in a way that most helps our small businesses.

Now, our determination to help the private sector create jobs has led to significant progress on the issue most critical to our long-term success – working with Delaware’s excellent educators to ensure that we have the best possible public schools. Employers want to know that their children will have a great place to learn and that our schools will graduate young people ready to thrive in the work world.

Our students today are graduating into a job environment far different from what their parents faced. They're competing with graduates from around the world for jobs and we are competing with governments around the world to help make those opportunities available.

Just think about some of Delaware’s most important employers. Astra Zeneca and Barclays are based in the United Kingdom. ING’s parent company is based in the Netherlands. Evraz, which operates the steel plant in Claymont, is based in Russia. Bilcare, with dozens of employees in Delaware City, is based in India. These are global companies with facilities around the world. And, they regularly ask themselves, “Where should we invest our next dollar of capital and create the next job?” We, all of us, must do whatever we can to make the answer “Delaware.”
That’s why we recently proposed, and the State Board of Education, led by Teri Quinn Gray adopted, the final regulation making Delaware one of a handful of states to require completion of a world language in order to graduate.

Let me explain why it is so important that our kids be multi-lingual. The international insurance firm Cigna employs 500 people in North Wilmington. They service workers all over the world. Cigna has support centers in many different countries, and they have found that their employees are most productive when they speak multiple languages. Their employees in Belgium speak an average of three languages. We helped Cigna stay in Delaware, but if we want companies like them to grow, they need workers here ready to meet the challenge of communicating around the world.

Now, that is why, during my recent trip to China, I signed an agreement with the Hanban Institute to bring several teachers from China to Delaware, offering Chinese language courses to our students at virtually no cost to our State. We will leverage this opportunity by offering a new, high-quality online Chinese language course developed with federal grant funding and the best national experts. We need to be China’s trade partner, not just a customer or debtor, and together these innovations will help give Delaware’s students the language skills that they’ve needed to do that.

Now, I also just came, about an hour and a half ago, from Buena Vista in New Castle, where our team, together with a number of Delaware businesses, hosted an introductory session for Chinese investors interested in our State. We need to look far beyond our traditional ways of doing business to strengthen our competitiveness and put Delawareans to work.

The language that underpins most of the innovation that drives global growth is science, technology, engineering and math. It’s called “STEM.” We’ve created a STEM Council, to be led by Jud Wagner of the Brandywine School District and Senator Ted Kaufman — himself an engineer and someone who is passionate about helping Delaware students develop critical STEM skills. The Council will ensure that Delaware schools have the high quality programs and partnerships necessary so that students gain the critical skills and knowledge that they need for high-quality jobs. We’re funding a new STEM Teacher Residency Program to attract individuals with experience in the STEM areas to the teaching profession.

And, and this year, we’ll be bringing to our classrooms a former senior scientist with Astra-Zeneca and a Master’s-level physicist with prior experience at NASA.

We need our kids to compete and win on a global level. So, our state board of education recently adopted new, clearer and higher “common core standards.” But new standards alone are not enough. We must assess more accurately how proficient our students are at meeting them. So, last year, Education Secretary Lowery convened a group of 150 stakeholders to consider our standards and our students’ performance on national and international assessments. They concluded that we need to face facts in a new way.

And, here’s an analogy. It’s as though kids in Delaware and across the country have essentially been practicing basketball on an 8-foot high rim. But kids around the world have been practicing on a hoop that’s 10 feet high. Our kids may be good at hitting those 8-foot shots — but the game is played at a higher level.

So when we tell our kids they’re proficient based on an assessment that is used only within our borders, but then they have to compete with students outside of our borders who are used to making the harder shot, then we’re not being very honest with them.

Now, of course, it’s one thing to raise the goal. We also need to ensure that we are also lifting our kids’ game. And, that is exactly what we are doing.

With the help of teachers, DSEA, administrators, the business community, parents, and others across the state, Secretary Lowery developed a plan that was ranked #1 in the country in the Race to the Top Competition. And we’re working together with our state’s educators to make that plan a reality — and here’s what it means for our kids:

- A better assessment system, measuring student growth during the year and providing real-time feedback so teachers can adjust and improve student learning on-the-spot.
- Measuring student growth in every subject area so we can link teacher evaluations with how much their students learn in their classroom, identify what works, and raise the quality of instruction across the state.
- Teachers asked us for more time for collaboration with their colleagues and to work with data coaches in interpreting student data and developing strategies to address identified needs, and we’re providing that.
- We’re meeting parents’ requests for more Advanced Placement courses.
- And we have incentive pay to attract highly effective teachers to high-needs schools.

And we launched the Partnership Zone effort to provide more focus on our lowest-achieving schools. The schools selected are required to implement significant and difficult changes — and many doubted whether our local school boards, charter schools and local unions would reach agreement to meet this challenge. I am proud to say that all four of the Partnership Zone schools have done so. We’ve received bold plans including leadership and staffing changes, hiring flexibility, the creation of focused academies, and the implementation of longer school days and school years.

And, we also know that as critically important as our K-12 initiatives are, it is also essential to ensure that children arrive at kindergarten ready to learn. And, building on recommendations from a task
force co-chaired by Lt. Governor Denn and Connie Bond Stuart, President of PNC Bank, Delaware, and from our Early Childhood Council, led by Dan Rich, we are increasing the focus on this issue within state government, improving assessment and the use of data, and better coordinating and integrating funding.

And the last two years, Delaware established itself as the First State when it comes to education reforms. Now, we’re working to make Delaware the First State when it comes to education results.

If our kids are going to learn to the best of their abilities, they need to be safe. Schools can be the site of terrible violence. And, the plans currently compiled by each of our public schools, in terms of how they react to emergencies, they vary widely, from fairly complete in some schools, to virtually non-existent in others. We must do better.

And, that’s why I have asked Safety and Homeland Security Secretary Schiliro, with his experience leading the FBI’s office in New York City, to oversee creation of model comprehensive school safety plans for the 26 public schools with a State Police School Resource Officer. This effort will include coordination with local emergency responders and will be available to schools throughout the state to help them develop their own plans – which we will soon require for every public school, so they are ready should the unthinkable ever occur.

And, we can’t afford to focus only on their safety in school. Whether in the City of Wilmington, or Manchester Square here in Dover, parents should not fear their children will be hit by stray bullets. And borrowing an idea from the Delaware State Troopers Association, we will make those who violate our laws fund efforts to reduce the incidence of gun violence. To this end, I have directed Secretary Schiliro and Col. Coupe to work with local law enforcement professionals across our state to focus these new resources, including additional state troopers, on reducing gun crimes, beginning in the City of Wilmington. With the pledged cooperation and leadership of Attorney General Biden, Mayor Baker, and Councilman Jea Street and others, we will work together to reduce this tragic gun violence.

And as we work to end gun violence in our streets, we need to make our streets safer to travel. Too many families have lost loved ones to the senseless and preventable crime of drunk driving – including my own cousin, killed by a drunk driver. We have stepped up enforcement over the last few years, with more than 5,000 arrests last year alone, but too many return to the road. Working with Senator Blevins, Representative Keeley, Attorney General Biden and others, we will propose revamping the DUI laws, improving our monitoring technologies, and imposing more aggressive substance abuse treatments, to better target our resources and make our roads safer.

In fact, we need to more effectively target our limited criminal justice resources, generally, to maximize public safety. That is why we’re launching the Justice Reinvestment Initiative, supported by Senator Sorenson, Chief Justice Steele and others, to partner with both the U.S. Department of Justice and our own front-line criminal justice personnel to identify and adopt new policies that will reduce crime, reduce recidivism and reduce prison populations, as states like Kansas and Indiana have done successfully.

Maximizing the return on every public dollar we spend must be a central goal during these difficult times. Over the past two years, we have made tough cuts, we have implemented stringent efficiencies. We’ve reduced the size of our state work force. These efforts will continue.

I’d like to thank our state and public education employees for the shared sacrifice they have exhibited and for responding to the noble call of public service. Our state and public education employees have families, children, and parents for whom they provide care. They have bills to pay just like all Delawareans. We thank them for their dedicated service and hard work.

But the financial pressures that we confront as a state government demand that we take a hard look at the costs of our employee health insurance and pensions. Between them, they account for $453 million of our budget. Taxpayer contributions for state employee pensions increased by 594% over the last 11 years, and for healthcare by 257%. While this escalation is not sustainable, we value our state employees and they value the benefits they receive. So the proper course is to work together with our state and public education employees to find the best and fairest ways to achieve near- and long-term savings.

We have begun a dialogue with representatives of the major state and public education union leadership teams and leaders from within the General Assembly. I am open to any and all good ideas. But we must secure the necessary savings during this session of the General Assembly, because the cost of delay is just unacceptable.

Health care costs also affect our budget in the form of Medicaid, which grew 143% over the last 11 years to $600 million of taxpayer money annually. These are important benefits but we need to instill some common-sense reforms to make Medicaid more efficient, and Secretary Landgraf and Director Visalli will propose ways to modify our Medicaid program to better control these costs.

Meanwhile, many other areas of our budget will not be able to receive funding at their prior levels because of these other costs. This will include programs that I strongly support. But we cannot spend money we don’t have – and we do not, and will not, have money to spend on some badly needed initiatives unless and until we get our major cost-drivers under better control.

Now, we’re not just looking at the largest areas for savings, however. In the past year, we forged new partnerships between the Division of Historic and Cultural Affairs and non-profits like the Biggs Museum, Rehoboth Art League, and Preservation Delaware. These partnerships expanded public access to the arts and history, without increasing government spending. And, this year, you’re going to see more of
this kind of innovative thinking. For example, next month Secretary of State Bullock will launch a first-ever arts marketing campaign using significant private and foundation dollars to help make arts organizations more self-sufficient.

Greater efficiency is crucial to our success, but we cannot leave vulnerable Delawarans behind. For those in our state hospital, we have made improvements and we have more to make, but we should be treating fewer people in institutions and more in the community. Working with advocates, Secretary Landgraf has developed a plan to make the transition to more community placements and my budget will reflect that plan.

Similarly, we need to make sure that children aging out of foster care are given the opportunities they need to succeed – this is something that former Governor Minner remains passionate about. That’s why Secretary Rapposelli of the Kids Department and Director Ben Addi of the Delaware State Housing Authority are launching a partnership that will provide safe and affordable housing for these youth while they move toward independence.

And, some of our fellow citizens also have cognitive and other disabilities that would challenge the strongest amongst us, yet they have a fierce desire to contribute and to participate in our society. The Sheltered Workshop and Employment Program allows them to do just that. The program partners with businesses to find opportunities for these brave citizens to contribute and to feel the pride of a productive day’s work. We need to expand these opportunities.

Now, across our state, we see a renewed spirit of service. We see it in those who serve our country through the National Guard and at the Dover Air Force Base. Like Karen Berry, who is both a teacher at Sussex Central High School and an officer in the Delaware National Guard. And her husband Mike, a State Trooper who recently returned home from serving our country in Afghanistan. Mike and Karen: thank you.

We see it reflected in the countless hours of service performed by Delawarans. My wife Carla is doing a great job in helping to lead an effort to make the First State first in volunteerism, and so many have responded. We see this spirit in our schools, where teachers, their unions, parents, and administrators have all come together to forge the innovative education solutions I have detailed today. Other states have seen pitched battles where teachers and politicians demonize each other, but that is not our approach in Delaware.

And, we see that spirit here in Dover, where elected officials are working together – unlike elsewhere in this country – thanks to the leadership of President Pro Tem DeLuca and Senate Minority Leader Simpson, and Speaker Gilligan and House Minority Leader Lavelle. Thank you.

And perhaps we have seen that spirit best in two great leaders who may no longer be serving in elected positions but who exemplify the leadership required to move our State forward. Both deserve our thanks and praise. One served in Dover and Washington and in both places, earned a reputation as effective, determined and always willing to work across the aisle. The other balanced her unmatched knowledge of state finances with her belief in compromise, her humor and her unwavering dedication to serving her neighbors. They are of different parties but each has added immeasurably to our state for the last several decades. Let us recognize and live up to the standards set for us by Mike Castle and Nancy Cook.

And, we can see that same spirit of service every day. In the Samaritans who rescue strangers in a storm, in our neighbors who band together to dig out from under a snowfall. We see it in those small business owners keeping their doors open so that long-time employees can keep a pay-check coming. We see it in the parents who get up early every day to work an extra shift and stay up late every night to help with homework, all to ensure a brighter tomorrow for their children.

And, they are all telling us something: They are telling us that we can dig our way out – but we do it best together. We can create new jobs and industries, but we do it best together. We educate our children to face the world’s challenges, but we do it best together. We can make our schools and communities safer, and help those in need, but we do it best together.

And we can make state government more efficient and effective. But we can only do that if we do it . . . together.

God bless you. God bless America. And God bless the great State of Delaware.

Lieutenant Governor Matt Denn thanked the Governor and requested that the duly appointed committee reassemble to escort the Governor back to his Executive Office.

Senator Blevins moved that the Secretary of the Senate and the Chief Clerk of the House compare their respective Journals to see if they agree.

The Secretary of the Senate, Bernard J. Brady, reported that he and the Chief Clerk had compared their Journals and found them to agree.

Senator Blevins moved that the Joint Session be adjourned at 2:45 p.m. and that two Houses separate to reconvene in their respective Chambers. There was no objection.

The House reconvened at 4:27 p.m.

Representatives D.E. Williams & Outten requested that they be marked present.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SCR 2 and requests the concurrence of the House.

Representative Schwartzkopf deferred to Representative Schooley.

**HB 1 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO UNIT FUNDING. (F/N)**

Representative Schooley brought HA 1 to HB 1 before the House for consideration. Representative Schooley made comments. HA 1 was adopted by voice vote. Representative Schooley made comments. Representative Schooley requested and was granted privilege of the floor for Russell Larson, Controller General. Representatives Miro, Lavelle, Schooley & Lavelle made comments. The roll call on HB 1 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 1 w/HA 1 was sent to the Senate for concurrence.

Representative Brady requested that he be marked present during the roll call. Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins introduced a guest.

Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst brought HB 10, jointly sponsored by Representative Viola on behalf of All Representatives & Senator Ennis & Senator Connor, before the House for consideration.

**HB 10 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MANUFACTURERS AND WHOLESALERS**

Representative Longhurst brought HA 1 to HB 10 before the House for consideration. Representative Longhurst made comments. HA 1 was adopted by voice vote. Representatives Longhurst & Lavelle made comments. The roll call on HB 10 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 10 w/HA 1 was sent to the Senate for concurrence.


**HB 19 - AN ACT TO AMEND TITLES 10, 11, 16 AND 21 OF THE DELAWARE CODE RELATING TO DRUG-INVOLVED OFFENSES**

Representative George made comments. Mr. Speaker Gilligan assigned HB 19 to the Judiciary Committee. Representative George made an announcement.

The Majority Leader moved to recess to the call of the Chair at 4:55 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 25, 2011. The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

**7th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session January 25, 2011**

The Chief Clerk called the roll:

Members Present: 40.

Members Absent: Representative Mulrooney - 1.

A prayer was offered by Representative Darryl M. Scott, Forty-first Representative District. Mr. Speaker Gilligan invited members of the Delaware State University “Flying Hornets” Flight Team to join him in leading those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 20 - LAVELLE & REPRESENTATIVE MIRO & REPRESENTATIVE KEELEY & REPRESENTATIVE BRADY & SENATOR SIMPSON; REPRESENTATIVES MANOLAKOS, D. SHORT, GEORGE, MITCHELL; SENATORS BONINI, SORENSON - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Personal Actions.**

**HB 21 - LAVELLE & REPRESENTATIVE MIRO & REPRESENTATIVE KEELEY & SENATOR SIMPSON; REPRESENTATIVES MANOLAKOS, D. SHORT, BRADY, GEORGE, MITCHELL; SENATORS BONINI, SORENSON - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Personal Actions.**

HB 23 - GEORGE & SENATOR BLEVINS; REPRESENTATIVES BARBIERI, Q. JOHNSON, SCOTT, WALKER; SENATORS BOOTH, HENRY, SOKOLA - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Truancy.

HB 24 - HUDSON & SENATOR SIMPSON; REPRESENTATIVES BLAKEY, LEE, MANOLAKOS, MIRO, RAMONE; SENATORS BOOTH, SORENSON - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Lobbyists. (2/3 bill)

HB 26 - WILLIS & REPRESENTATIVE LAVELLE & REPRESENTATIVE HUDSON & SENATOR KATZ & SENATOR LAWSON & SENATOR SIMPSON; REPRESENTATIVES RAMONE, WILSON, KOWALKO, MANOLAKOS, WALKER; SENATORS PETERSON, SORENSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to the State Board of Education.


The Reading Clerk read the following communication into the record:

January 25, 2011

The Honorable Robert F. Gilligan
Speaker of the House
House of Representatives
Legislative Hall
Dover, DE 19901

Dear Speaker Gilligan:

I will be unable to attend Legislative Session today, due to illness.

Thank you.

Sincerely,

Michael P. Mulrooney
State Representative
17th District

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley introduced television personality Montel Williams who addressed the House.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott introduced and brought HCR 2, jointly sponsored by Senator Sokola & Representatives Bolden, Brady, Briggs King, Jaques, Lavelle, Manolakos, Miro, Mulrooney, Osienksi, Ramone, Schooley & Wilson & Senators Bushweller, Ennis & Sorenson, before the House for consideration.

HCR 2 - RECOGNIZING THE WEEK OF JANUARY 23-29, 2011 AS "NATIONAL SCHOOL CHOICE WEEK."

Representative Scott made comments. HCR 2 was adopted by voice vote. Representative Scott requested and was granted personal privilege of the floor to introduce guests. Representatives Atkins & Hudson requested that they be marked present.

Representative Schwartzkopf deferred to Representative Blakey.


HCR 1 - PROCLAIMING THE MONTH OF FEBRUARY 2011 AS AFRICAN AMERICAN HISTORY MONTH AND REQUESTING THE GOVERNOR ISSUE A PROCLAMATION FOR AFRICAN AMERICAN HISTORY MONTH.

Representative Blakey made comments. HCR 1 was adopted by voice vote.
Team. Representatives Bolden and Carson made comments. Representatives Brady & D.E. Williams requested that they be marked present. Representative Kowalko made an announcement. The Majority Leader moved to recess for caucus and to the call of the Chair at 2:37 p.m. The House reconvened at 4:10 p.m. Representative Schwartzkopf deferred to Representative Bennett. Representative Bennett brought HB 5, jointly sponsored by Senator Peterson & Senator Katz & Representatives Briggs King, Carson, Hocker, Jaques, Keeley, Kenton, Kowalko, Lavelle, Longhurst, Mitchell, Outten, Scott, D.E. Williams & Wilson, before the House for consideration. HB 5 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT.

Representative Bennett made comments. The roll call on HB 5 was taken and revealed:
YES: 40.
ABSENT: Representative Mulrooney - 1.
Therefore, having received a constitutional majority, HB 5 was sent to the Senate for concurrence. Representative Kowalko made comments. Representative Schwartzkopf deferred to Representative J. Johnson. Representative J. Johnson brought HB 7, jointly sponsored by Representative Mulrooney & Senator Henry & Senator Connor, before the House for consideration. HB 7 - AN ACT TO AMEND THE LAWS OF DELAWARE, VOLUME 27, AS AMENDED, RELATING TO THE CHARTER OF THE CITY OF NEW CASTLE. (2/3 bill)

Representative J. Johnson made comments. The roll call on HB 7 was taken and revealed:
YES: 40.
ABSENT: Representative Mulrooney - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 7 was sent to the Senate for concurrence. The Majority Leader moved to recess to the call of the Chair at 4:18 p.m. The House reconvened at 4:22 p.m. Representative Jaques brought HB 11, jointly sponsored by Senator Blevins & Representatives Lavelle, Outten & Scott & Senator Ennis, before the House for consideration. HB 11 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

Representative Jaques introduced and brought HA 1 to HB 11 before the House for consideration. Representatives Jaques, Kowalko & Lavelle made comments. HA 1 was adopted by voice vote. Representatives Jaques & Kowalko made comments. The roll call on HB 11 w/HA 1 was taken and revealed:
YES: 37.
NO: Representatives Kowalko & D.E. Williams - 2.
ABSENT: Representatives Mulrooney & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 11 w/HA 1 was sent to the Senate for concurrence. Representatives Jaques, Keeley, Carson, B. Short & Jaques made comments. The Majority Leader moved to recess to the call of the Chair at 4:32 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 26, 2011. The Reading Clerk read the following communication into the record:

TO : The Honorable Robert Gilligan
      Speaker of the House
FROM : Representative David L. Wilson
SUBJECT : Absence from Session
DATE : January 25, 2011

It is necessary for me to be absent from session on Thursday, January 27, 2011 due to personal business.

David L. Wilson
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

8th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
January 26, 2011

The Chief Clerk called the roll:
Members Present: 34.
A prayer was offered by Representative William J. Carson, Jr., Twenty-eighth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

**HB 28**  -  D. SHORT & REPRESENTATIVE B. SHORT & REPRESENTATIVE BENNETT & SENATOR CLOUTIER; REPRESENTATIVES HOCKER, HUDSON, KENTON, PETERMAN, WILSON; SENATORS BOOTH, BUNTING, ENNIS, SOKOLA, VENABLES - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Small Employee Health Insurance.


**HA 1 to HB 3**  -  KOWALKO - Placed with the Bill.

**HA 1 to HB 22**  -  GEORGE - Placed with the Bill.

The Reading Clerk read the following communication into the record:

**MEMORANDUM**

TO: Rep. Robert F. Gilligan
Speaker of the House

CC: Richard L. Puffer

FROM: Rep. Teresa Schooley

DATE: January 26, 2011

RE: Absence from session

I will be unable to attend today’s session due to personal reasons.

Representative Schwartzkopf deferred to Representative Outten.

Representative Outten introduced and brought **SCR 2**, jointly sponsored by Senator Bonini & Senators Bunting, Connor, Lawson & Venables & Representatives Hocker & Hudson, before the House for consideration.

**SCR 2** - DESIGNATING FEBRUARY 6, 2011 AS "RONALD REAGAN DAY" IN THE STATE OF DELAWARE.

Representative Outten made comments. **SCR 2** was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf deferred to Representative Kenton. Representative Lavelle made comments.

Representative Kenton moved to suspend the rules which interfere with action on **SB 6**. The motion was seconded by Representative Lavelle and adopted by voice vote.

Representative Kenton brought **SB 6**, jointly sponsored by Senator Simpson & Senator Bonini & Representative Peterman, before the House for consideration.

**SB 6** - AN ACT TO AMEND THE CHARTER OF THE CITY OF MILFORD RELATING TO ELECTIONS. (2/3 bill)

Representatives Kenton, Lavelle, Schwartzkopf, Atkins, Jaques, Kowalko, Brady, Lavelle & B. Short made comments.

The roll call on **SB 6** was taken and revealed:

YES: 34.

ABSENT: Representatives Hudson, Keeley, Manolakos, Miro, Mulrooney, Schooley & D.P. Williams - 7.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, **SB 6** was returned to the Senate.

Representative B. Short requested that he be marked present during the roll call. Representatives Lavelle & Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short moved to suspend the rules which interfere with action on **SB 7**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative B. Short brought **SB 7**, jointly sponsored by Senator Marshall & Representative Mulrooney & Senator Venables & Representatives Lavelle, B. Short, Ramone, Manolakos, Miro, Hudson & D.E. Williams, before the House for consideration.

**SB 7** - AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION.

Representative B. Short made comments.

The roll call on **SB 7** was taken and revealed:
YES: 34.
ABSENT: Representatives Hudson, Keeley, Manolakos, Miro, Mulrooney, Schooley & D.P. Williams - 7.
Therefore, having received a constitutional majority, SB 7 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott moved to suspend the rules which interfere with action on SB 8. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Scott brought SB 8, jointly sponsored by Senator Bushweller, before the House for consideration.
SB 8 - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATING TO COUNCIL AND THE MAYOR. (2/3 bill)
Representatives Scott & Lee made comments.
The roll call on SB 8 was taken and revealed:
YES: 34.
ABSENT: Representatives Hudson, Keeley, Manolakos, Miro, Mulrooney, Schooley & D.P. Williams - 7.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 8 was returned to the Senate.
Representative Scott requested and was granted personal privilege of the floor to introduce guests.
Representatives Schwartzkopf, Atkins & Willis made comments.
The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:32 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 15, 2011.
The Chief Clerk read the following committee report into the record:
JUDICIARY: HB 6 - IF,6M; HB 19 - 3F,3M.
The Reading Clerk read the following communications into the record:
February 22, 2011
LEGISLATIVE ADVISORY #1
The Senate wishes to inform the House that it has passed SCR 3 & SCR 4 and requests the concurrence of the House and the Senate has passed HB 1 w/HA 1, HB 10 w/HA 1, HCR 1 & HCR 2 and is returning the same to the House.
Representatives Hudson, Manolakos & D.P. Williams requested that they be marked present for the current Legislative Day. Representative Schwartzkopf deferred to Representative Scott. Representative Scott made an announcement. Representative Schwartzkopf deferred to Representative George. Representative George introduced guests.
The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

9th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
March 15, 2011
The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representatives Heffernan -1.
A prayer was offered by Representative Gregory F. Lavelle, Eleventh Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following out-of-session prefiled legislation was introduced:
January 28, 2011
February 24, 2011
HS 1 for HB 4 - KOWALKO & SENATOR PETERSON & SENATOR BLEVINS; REPRESENTATIVES JAQUES, SCHOOLEY; SENATORS KATZ, SIMPSON - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Lobbyists.
HB 32 - KOWALKO & SENATOR BUNTING; REPRESENTATIVES CARSON, MITCHELL, SCHWARTZKOPF; SENATORS ENNIS, SOKOLA - MANUFACTURED HOUSING - An Act to Amend Title 25 of the Delaware Code Relating to Manufactured Home Communities and the Delaware Manufactured Home Relocation Trust Fund.


March 10, 2011

HB 36 - MITCHELL & SENATOR MARSHALL & REPRESENTATIVE CARSON - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Related to Driver License.


HB 38 - MITCHELL & SENATOR MARSHALL - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Chapter 27 of Title 21 of the Delaware Code Related to School Bus Endorsement Holder Criminal Background Checks.


HB 41 - BRADY & SENATOR HENRY & SENATOR MCDOWELL - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to Exemptions from Real Property Taxation for Certain Organizations.

HB 42 - SCOTT & REPRESENTATIVE BARBIERI & SENATOR HALL-LONG; REPRESENTATIVES BRADY, KEELEY, MIRO, MITCHELL; SENATOR ENNIS - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to the Powers and Duties of the Department of Education.

HB 43 - LONGHURST & SENATOR ENNIS; REPRESENTATIVES GILLIGAN, KOWALKO, MITCHELL - MANUFACTURED HOUSING - An Act to Amend Title 25 of the Delaware Code Relating to Manufactured Housing and Rental of a Manufactured Home Lot.


HB 46 - D.P. WILLIAMS & SENATOR HENRY; REPRESENTATIVES BARBIERI, BOLDEN, HEFFERNAN, JAQUES, KEELEY; LONGHURST, MIRO, MITCHELL, OSIENSKI, SCHOOLEY, SCHWARTZKOPF, SCOTT, D. SHORT; SENATORS BLEVINS, BUSHWELLER, HENRY, SOKOLA, SORENSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to the Disposition of Violently Seized Weapons and Ammunition.

HB 47 - B. SHORT & SENATOR HALL-LONG; REPRESENTATIVES ATKINS, BARBIERI, GILLIGAN, HEFFERNAN, HOCKER, HUDSON, KEELEY, LONGHURST, MITCHELL, OSIENSKI, SCHOOLEY, SCOTT, D. SHORT; SENATORS BLEVINS, BUSHWELLER, HENRY, SOKOLA, SORENSON - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Titles 16 and 24 of the Delaware Code Relating to the Regulation, Investigation and Inspection of Unsanitary or Unsafe Conditions in Facilities Where Invasive Medical Procedures are Performed.

HB 48 - LONGHURST & SENATOR SOKOLA; REPRESENTATIVES BARBIERI, BOLDEN, HEFFERNAN, JAQUES, KEELEY, MIRO, MITCHELL, SCHOOLEY, SCHWARTZKOPF, SCOTT, B. SHORT, D.E. WILLIAMS, D.P. WILLIAMS; SENATORS HENRY, MARSHALL, MCDOWELL, PETERSON, SORENSON - JUDICIARY - An Act to Amend Titles 11, 16 and 29 of the Delaware Code Relating to the Dissolution of the Board of Parole and Transfer of the Board’s Responsibilities.
Delaware Code Relating to Reporting Persons Prohibited from Possessing Firearms and the National Criminal Instant Background Check System (“NICS”).

**HB 49** - B. SHORT & SENATOR KATZ; REPRESENTATIVES BARBIERI, GILLIGAN, HEFFERNAN, JAQUES, Q. JOHNSON, KOWALKO, MITCHELL, SCHOOLEY, VIOLA; SENATOR CLOUTIER - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 6 of the Delaware Code Relating to Home Solicitations and Door to Door Sales.

The following prefiled legislation was introduced:


Representative Schwartzkopf deferred to Representative Lavelle.

The House observed a moment of silence in memory of Russell W. Peterson, former Governor of Delaware and Irene Outten, mother of Representative William R. Outten, at the request of Representative Lavelle.

The Reading Clerk read the following communications into the record:

Fellow Representatives
Your flowers & thoughtfulness are greatly appreciated.
Thank you so much
Rep. Bobby Outten

Your kind expression of sympathy is deeply appreciated and gratefully acknowledged.
The family of
Irene Outten
Bill, Sylvia, Bobby and families
March 15, 2011
Dear Speaker Gilligan:
I regret to inform you that due to a personal reason I will not be present today, March 15, 2011.
Thank you for your understanding.
Sincerely,
Debra Heffernan
State Representative
6th District

Mr. Speaker Gilligan welcomed the return of JoAnn Hedrick, Chief Clerk Emeritus/Bill Clerk, to the House of Representatives and thanked her for her service. Representative Kowalko requested that he be marked present. Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst requested and was granted privilege of the floor for herself and Representative Kenton to present a House Tribute to Kayla Martell, Miss Delaware 2010, who addressed the House. Representative Hocker made comments.

The Majority Leader moved to recess at the call of the Chair at 2:20 p.m.
The House reconvened at 4:25 p.m.
Representatives Miro, Mulrooney & Keeley requested that they be marked present. Representatives Lavelle & Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative George.


**HB 19** - AN ACT TO AMEND TITLES 10, 11, 16 AND 21 OF THE DELAWARE CODE RELATING TO DRUG-INVOLVED OFFENSES

Representatives George & Willis made comments. Representative Willis introduced and brought **HA 1 to HB 19** before the House for consideration. Representatives Willis, George & Q. Johnson made comments. Representative Q. Johnson requested and was granted privilege of the floor for Charles Butler, representing the Office of the Attorney General. Representatives Q. Johnson, J. Johnson, Scott, Jaques, Ramone, Keeley & Lavelle made comments. Representatives Barbieri, Willis & Carson made comments.

The roll call on **HA 1 to HB 19** was taken and revealed:
YES: 21.
NOT VOTING: Representative George - 1.
ABSENT: Representatives Heffernan & Schwartzkopf - 2.
Therefore, having received a constitutional majority, **HA 1 to HB 19** was declared passed. Representative B. Short requested that he be marked present during the roll call.
The roll call on **HB 19 w/HA 1** was taken and revealed:
YES: 39.
Therefore, having received a constitutional majority, HB 19 w/HA 1 was sent to the Senate for concurrence.

Representative George made a comment. Mr. Speaker Gilligan made announcements. Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short requested that HB 34 be stricken.

The Reading Clerk read the following communication into the record:

WITHDRAWAL OF SPONSORSHIP

I, Rebecca D. Walker, do hereby request that my name be removed as co-sponsor of HB 40.

Date: 3/15/11

Signed: Rebecca D. Walker

The Majority Leader moved to recess for caucus and to the call of the Chair at 4:54 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 16, 2011.

Representative B. Short introduced HA 1 to HB 47. HA 1 was placed with the bill. Representative B. Short made an announcement.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.
The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<thead>
<tr>
<th>Number</th>
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<th>Description</th>
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<tbody>
<tr>
<td>H146-22</td>
<td>Lee</td>
<td>11/29/2010</td>
<td>T</td>
<td>Pam Schell - 2010 Delmar Citizen of the Year</td>
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<tr>
<td>H146-23</td>
<td>Mitchell</td>
<td>12/4/2010</td>
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<td>Dorothy Mae Scarborough - 90th Birthday</td>
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<tr>
<td>H146-25</td>
<td>Mitchell</td>
<td>11/16/2010</td>
<td>T</td>
<td>Michael and Dorothy Ciabattoni - 50th Wedding Anniversary</td>
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<td>H146-28</td>
<td>Gilligan</td>
<td>11/13/2010</td>
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<td>Charles and Georgeanna Pragg - 50th Wedding Anniversary</td>
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<td>H146-30</td>
<td>Keeley</td>
<td>11/23/2010</td>
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<td>James and Anne Blackburn - 60th Wedding Anniversary</td>
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<td>B. Short</td>
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<td>Jack and Janice Hegenbarth - 50th Wedding Anniversary</td>
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<td>Peter and Bambina Angelini - 65th Wedding Anniversary</td>
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<td>H146-34</td>
<td>Peterman</td>
<td>12/16/2010</td>
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<td>Herbert and Doris Semans - 60th Wedding Anniversary</td>
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<td>H146-35</td>
<td>Lee</td>
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<td>Alan Cole - 2010 Laurel Business Person of the Year</td>
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<td>H146-36</td>
<td>Q. Johnson; Carson, cosponsors: All Representatives</td>
<td>11/15/2010</td>
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<td>Sylvia H. Vaughn</td>
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<td>H146-37</td>
<td>Bolden; Keeley; Outten</td>
<td>11/18/2010</td>
<td>T</td>
<td>Frauline M. Trotter - 33rd Annual Seniors Luncheon - William Hicks Anderson Community Center</td>
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<tr>
<td>H146-38</td>
<td>Walker</td>
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<td>Orazzio P. DeBenedictis</td>
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<td>Warren L. Allen, Sr.</td>
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<td>Outten</td>
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<td>Franklin W. Hendricks - Retirement</td>
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<tr>
<td>H146-41</td>
<td>Ramone</td>
<td>11/30/2010</td>
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<td>Joseph Masielo - 2011 Delaware Teacher of the Year</td>
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<td>Ramone</td>
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<td>H146-43</td>
<td>Mulrooney</td>
<td>12/5/2010</td>
<td>T</td>
<td>Paul J. Freebery, Jr. - Eagle Scout</td>
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DATE: March 16, 2011

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

HOUSE TRIBUTE ANNOUNCEMENT #3

DATE: March 16, 2011
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Matthew Indellini - Eagle Scout</td>
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<td>Barbieri; Viola</td>
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<tr>
<td>H146-46</td>
<td>Outten; Wilson</td>
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<td>Jaques</td>
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<td>Christ the Teacher School - Blue Ribbon School of Excellence</td>
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<td>Bennett</td>
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<td>T</td>
<td>Dr. Thomas Warren Mercer - Ordination - Sacred Order of Priests</td>
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<td>Carson</td>
<td>11/7/2010</td>
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<td>Rosemary Mast - 50th Birthday</td>
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<td>Gilligan</td>
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<td>Mary Ann McLane - 2010 DE Professor of the Year</td>
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<td>H146-57</td>
<td>Kenton</td>
<td>12/2/2010</td>
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<td>Allen Chorman - 2010 Distinguished Service to</td>
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<tr>
<td>H146-58</td>
<td>Willis</td>
<td>12/2/2010</td>
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<td>Rebecca Ginger Urian - 2011 DE Farm Bureau</td>
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<td>Hefferman</td>
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<td>Dorothy P. &quot;Ann&quot; Frampton</td>
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<td>Curtis Heath - 50th Birthday</td>
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<td>Lyle Rich Dabson</td>
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<td>H146-63</td>
<td>Bolden</td>
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<td>The Honorable Hazel D. Plant</td>
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<td>Bolden</td>
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<td>Rickey L. Sanders</td>
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DATE: March 16, 2011

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>H146-65</td>
<td>Atkins; Jaques</td>
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<td>Joseph Ironside</td>
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<td>Kowalko</td>
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<td>Michael K. Ingram II</td>
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<td>Mary Vivian Kozak</td>
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<td>Carolyn Jefferson</td>
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<td>H146-70</td>
<td>George</td>
<td>12/8/2010</td>
<td>T</td>
<td>Amos B. Mcluney, Jr. - Retirement -</td>
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<td>UAW Local 1183 - Chair - Retiree Chapter</td>
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<td>Lee</td>
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<td>The Insurance Market - 110 Years</td>
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<td>Lee</td>
<td>12/8/2010</td>
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<td>Joanne Gum - 2010 DSBA Distinguished Service</td>
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<td>David Mangler - Retirement - DE Board of Nursing</td>
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<td>Lawrence H. Miller - Retirement - Stanton/Wilmington Campus - DTCC</td>
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<td>Kenton</td>
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<td>Briggs King</td>
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<td>Irene Marie Hudson</td>
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<td>Madalyn Satterfield</td>
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<td>H146-81</td>
<td>Brady</td>
<td>12/31/2010</td>
<td>T</td>
<td>Joseph and Miriam Harris - 50th Wedding Anniversary</td>
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<td>Bolden</td>
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<td>Ruth Chappelle Wade</td>
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<td>Winfield Schwartz</td>
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<td>Ralph Emerson Mills, Jr.</td>
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<td>Schwartzkopf</td>
<td>12/26/2010</td>
<td>T</td>
<td>Arzella Stewart - 80th Birthday</td>
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<td>Schwartzkopf</td>
<td>12/25/2010</td>
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<td>Winfield Stewart - 80th Birthday</td>
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<td>H146-94</td>
<td>Carson</td>
<td>12/27/2010</td>
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<td>Lynda Donovon - 60th Birthday</td>
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<td>Outten</td>
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<td>Lindsey Renee Rothermel</td>
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<td>Brunette</td>
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<td>Melvin H. Smith</td>
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<td>Outten</td>
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<td>Dorothea R. Coverdale</td>
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<td>Kenton</td>
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<td>Chester H. Porches, Sr.</td>
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<td>Bob McGowan</td>
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<td>H146-103</td>
<td>Scott</td>
<td>1/3/2011</td>
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<td>Tom Kennedy - 2010 President - Dover Fire Dept.</td>
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<td>Bolden</td>
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<tr>
<td>H146-109</td>
<td>Kealey</td>
<td>12/25/2010</td>
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<td>Olivia L. Dorsey</td>
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<tr>
<td>H146-110</td>
<td>Briggs King</td>
<td>1/9/2011</td>
<td>T</td>
<td>Henry C. McCann - Promotion to Major General - cosponsors: Reps. Atkins, Brady, DE National Guard</td>
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<td>Jaques, Kowalko, Outten &amp; Peterman</td>
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<td>Outten</td>
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<td>PFC Kenneth Wayne Poplos II, USMC</td>
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<td>Lamar Johnson</td>
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<td>Hefferman</td>
<td>1/19/2011</td>
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<td>Bill Hartman - Eagle Scout</td>
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<td>Schoolie</td>
<td>1/11/2011</td>
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<td>William W. Mee III</td>
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<td>Wilson</td>
<td>1/15/2011</td>
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<td>Ensign Branden Reed - Graduate - Embry-Riddle cosponsors: Reps. Kenton, Schwartzkopf &amp; Briggs King</td>
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<td>Aeronautical University &amp; Commissioned Naval Officer</td>
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<td>Gilligan</td>
<td>1/16/2011</td>
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<td>Anna Mae Hedrick - 95th Birthday</td>
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<td>Kenton</td>
<td>1/7/2011</td>
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<td>Ramone</td>
<td>1/10/2011</td>
<td>T</td>
<td>Etta J. Wilson Elem. School - 2010 Blue Ribbon School of Excellence</td>
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<td>H146-125</td>
<td>Jaques</td>
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<td>Delaware Patriot Guard Riders</td>
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<td>Blakey; Outten</td>
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<td>Walter W. Moore</td>
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<td>Peterman</td>
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<td>Herschel N. Poore</td>
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<td>Willis</td>
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<td>Patrick W. Murray</td>
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<td>Schooley</td>
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<td>Newark Charter School - 10 Years</td>
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<tr>
<td>H146-130</td>
<td>Hudson</td>
<td>1/17/2011</td>
<td>T</td>
<td>Robert Ruggerio - 70th Birthday</td>
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DATE: March 16, 2011

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<tbody>
<tr>
<td>H146-133</td>
<td>Atkins</td>
<td>1/15/2011</td>
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<td>Jean Moore - 40 Years - Indian River Vol. Fire Co. Auxiliary</td>
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<td>H146-134</td>
<td>Lee</td>
<td>1/11/2011</td>
<td>T</td>
<td>Mr. and Mrs. James L. Tobat, Jr.</td>
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<td>Barbieri</td>
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<td>Lillie Mae Brown</td>
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<td>Brady</td>
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<td>Joseph and Mary Fortunato - 70th Wedding Anniversary</td>
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<td>Frank and Carolyn Archer - 60th Wedding Anniversary</td>
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<td>George</td>
<td>1/21/2011</td>
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<td>Senior Sgt. Bruce S. Pinkett - Retirement - NCCPD</td>
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<tr>
<td>H146-142</td>
<td>Osienski</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Kevin R. Murphy - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-143</td>
<td>Johnson</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. William J. Lenhart - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-144</td>
<td>Johnson</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Vaughn R. Harrigan - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-145</td>
<td>Osienski</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Sgt. Michael E. Walsh - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-146</td>
<td>Mitchell</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Stephen J. Duncan - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-147</td>
<td>Johnson</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. David G. Burns - Retirement - NCCPD</td>
</tr>
</tbody>
</table>

DATE: March 16, 2011

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-150</td>
<td>Miro</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Arthur R. Lee - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-151</td>
<td>Mitchell</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Alfonzo Dowe, Sr. - Retirement - NCCPD</td>
</tr>
<tr>
<td>H146-152</td>
<td>Miro</td>
<td>1/21/2011</td>
<td>T</td>
<td>Senior Cpl. Thomas F. Mason - Retirement - NCCPD</td>
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</table>
cosponsor: Rep. Mitchell
Jaques 1/21/2011 T Senior Cpl. Kimberly A. Watson - Retirement - NCCPD

cosponsor: Rep. Mitchell
Mitchell 1/21/2011 T Senior Sgt. William W. Clarke - Retirement - NCCPD

Longhurst 1/21/2011 T Senior Cpl. Trinidad Navarro - Retirement - NCCPD
cosponsor: Rep. Mitchell
Mitchell 1/21/2011 T Senior Cpl. Steven M. Wright - Retirement - NCCPD


Outten 1/21/2011 M Willis Darwin Kates

Outten 1/14/2011 M Francis J. Winkler

Hudson; 1/8/2011 M David A. Lubin B. Short

D.P. Williams 1/17/2011 M James A. Lofink

cosponsors: Reps. Manolakos & Miro
Hudson 1/14/2011 M Dorothy B. Krespan

Heffernan 3/12/2011 T Kevin Liam Neff - Eagle Scout

Longhurst; 1/15/2011 M Judith A. Mitchell Mulrooney

Blakey 1/22/2011 T Kappa Alpha Psi Fraternity, Inc. - 100 Years
cosponsors: All Representatives

Atkins 1/15/2011 M William Edward "Bill" Norwood
cosponsor: Rep. D. Short

Briggs King 1/22/2011 T Norman Spicer - Lifetime Fireman of the Year - Georgetown Fire Dept., Inc.
cosponsors: Reps. Wilson D. Short, Kenton & Lee

DATE: March 16, 2011
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Description</th>
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<tbody>
<tr>
<td>H146-169</td>
<td>Briggs King</td>
<td>1/22/2011</td>
<td>T</td>
<td>Stevie Stevenson - Fireman of the Year - Georgetown Fire Dept., Inc.</td>
</tr>
</tbody>
</table>
cosponsors: Reps. Wilson D. Short, Kenton & Lee

| H146-170 | Peterman | 1/23/2011 | T    | Milford Church of the Nazarene - Mortgage Burning Ceremony                   |


| H146-172 | Blakey; | 1/25/2011 | T    | Delaware State University Flying Horns Flight Team - Region VII             |

| H146-173 | Peterman | 2/12/2011 | T    | Richard H. "Dick" Caldwell - 2010 Fireman of the Year - Sussex County Volunteer Firefighter’s Assoc. |
cosponsors: Reps. Atkins, Briggs King, Hocker, Kenton, Lee, Outten, Schwartzkopf, B. Short, Wilson

| H146-174 | Kenton  | 1/30/2011 | T    | Constance Bushey - Master's - Nursing - Wilmington University                |

| H146-176 | D.E. Williams; 1/18/2011 | M    | Ruby May Stanley - Brady

| H146-177 | Outten  | 1/19/2011 | M    | Sarah S. Hobbs - Outten

| H146-178 | Outten  | 1/19/2011 | M    | Joan Bush Wilson - Wilson


| H146-181 | Willis  | 1/21/2011 | M    | Kelly Ulp Haught - Willis


| H146-184 | Peterman; | 1/29/2011 | T    | Gary Hilderbrand - 60th Birthday - Peterman; Carson

| H146-185 | Carson  | 1/30/2011 | T    | Evelyn Marie Zeller Finnigan - 90th Birthday - Carson Hefferman; Brady

| H146-186 | Keeley  | 1/30/2011 | T    | Mya Jordan Oliveras - Psycholgy Degree - Wilmington University - Keeley
Representative Schwartzkopf deferred to Representative Scott.


HCR 6 - DECLARING MARCH 16, 2011 AS “COMMUNITIES IN SCHOOLS OF DELAWARE DAY.”

Representative Scott made comments. HCR 6 was adopted by voice vote and was sent to the Senate for concurrence. Representative Scott requested and was granted personal privilege of the floor to introduce guests. Jim Purcell, President, Communities In Schools, addressed the House.

Representative Schwartzkopf deferred to Representative Brady. Representative Brady addressed the House and introduced Pam Sapko, Executive Director, Delaware Center for Horticulture, who addressed the House. Representative D.P. Williams requested that he be marked present. Representative Keeley introduced a guest.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:25 p.m.

Mr. Speaker Gilligan called the House to order at 2:01 p.m. on March 17, 2011.

Representatives Mitchell & Lavelle requested that they be marked present for the current Legislative Day.

Representative Schwartzkopf brought the following prefilled Consent Calendar #1 before the House for consideration.

HR 5 - LONGHURST & REPRESENTATIVE LAVELLE & REPRESENTATIVE SCHWARTZKOPF - Proclaiming the 30th Anniversary of the CAI/Easter Seals Volleyball Challenge.

HCR 3 - LONGHURST & SENATOR HALL-LONG - Proclaiming the Week of February 13-19, 2011 as “Children of Alcoholics Week” and Requesting the Governor to Issue a Proclamation for “Children of Alcoholics Week.”

SCR 3 - ENNIS & REPRESENTATIVE GILLIGAN & REPRESENTATIVE D. SHORT; SENATORS HALL-LONG, BONINI, PETERSON, BUNTING; REPRESENTATIVES CARSON, KEELEY, OUTTEN, ATKINS, JAQUES, LEE, MITCHELL - Reorganizing the Motorcycle Rider Education Advisory Committee.

SCR 4 - BLEVINS ON BEHALF OF ALL SENATORS & REPRESENTATIVE BARBIERI & REPRESENTATIVE HUDSON ON BEHALF OF ALL REPRESENTATIVES - Designating February 2011 as “Teen Dating Violence Prevention and Awareness Month in the State of Delaware”.

Representative Longhurst made comments regarding HCR 3.

Consent Calendar #1 was adopted by voice vote and HR 5 was declared passed, HCR 3 was sent to the Senate for concurrence and SCR 3 & SCR 4 were returned to the Senate. Representative Lavelle requested and was granted personal privilege of the floor to make comments.

Representative Longhurst made comments regarding HR 5.

The Chief Clerk read the following committee reports into the record:

JUDICIARY: HB 22 - 6M.
PUBLIC SAFETY & HOMELAND SECURITY: HB 36 - 1F,5M; HB 37 - 8M; HB 38 - 8M;
HB 39 - 7M.
EDUCATION: HB 3 - 2F,9M; HB 26 - 5F,6M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 28 - 3F,6M;
HB 49 - 5F,3M.
HOUSING & COMMUNITY AFFAIRS: HB 31 - 5F,3M; HB 41 - 4F,4M.
HEALTH & HUMAN DEVELOPMENT: HB 30 - 8F,3M; HB 47 - 5F,3M,1U.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 16 w/SA 1 and requests the concurrence of the House and the Senate has passed HCR 6 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:07 p.m., thereby ending the current legislative day. The House reconvened at 2:08 p.m.
A prayer was offered by Mr. Speaker Gilligan.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The following prefilled legislation was introduced:


**SB 16 w/SA 1** - SOKOLA & REPRESENTATIVE HEFFERNAN & REPRESENTATIVE SCHOOLEY & REPRESENTATIVE JAUQUES & REPRESENTATIVE SCOTT; SENATORS BLEVINS, BUNTING, BUSHWELLER, ENNIS, KATZ, SORENSON, VENABLES, BONINI, HALL-LONG, REPRESENTATIVES B. SHORT, Q. JOHNSON, BENNETT, HUDSON, KOWALKO, MIRO, MITCHELL - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Public Education.

The Reading Clerk read the following communication into the record:

March 17, 2011
Dear Speaker Gilligan:
I regret to inform you that due to a personal reason I will not be present today, March 17, 2011. Thank you for your understanding.
Sincerely,
Debra Heffernan
State Representative 6th District

Representative Peterman requested and was granted privilege of the floor to make comments. Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton requested and was granted privilege of the floor to present a House Tribute to Geneva Academy. James Dundas, Headmaster, addressed the House. Representative Briggs King made a comment. Pat Dundas, Principal, addressed the House. Students stated their names and grades for the record.

Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques requested and was granted privilege of the floor for himself and Representatives Barbieri & D.E. Williams to present a House Tribute to the Delaware Chapter of the Multiple Sclerosis Society. Alex Eldreth, Programs Director, addressed the House. Officers stated their names and offices for the record. Representative Longhurst made comments. Representative D.P. Williams requested that he be marked present.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:29 p.m.

The House reconvened at 3:37 p.m.

The minutes for the previous legislative day were approved as posted.


**HB 31** - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COLLECTION OF TAXES.

Representative Schwartzkopf made comments. The roll call on **HB 31** was taken and revealed:

YES: 37.
ABSENT: Representatives Briggs King, Carson, Heffernan & Hudson - 4.
Therefore, having received a constitutional majority, **HB 31** was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought **HB 3**, jointly sponsored by Senator Sokola & Representatives Jaques, Keeley, Longhurst, Mitchell, Ramone & Willis, before the House for consideration.

**HB 3** - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO LIMITING ARTIFICIAL TRANS FATS IN FOOD AVAILABLE OR SERVED TO STUDENTS IN PUBLIC SCHOOLS, INCLUDING CHARTER SCHOOLS.

Representative Kowalko brought **HA 1** to **HB 3** before the House for consideration. Representative Lavelle made comments. **HA 1** was adopted by voice vote. Representatives Kowalko & Lavelle made comments.

The roll call on **HB 3 w/HA 1** was taken and revealed:

YES: 30.

ABSENT: Representatives Briggs King, Heffernan, Hudson & Keeley - 4.
Therefore, having received a constitutional majority, **HB 3 w/HA 1** was sent to the Senate for concurrence.

Representative Kowalko made comments.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought HB 36, jointly sponsored by Senator Marshall and cosponsored by Representative Carson, before the House for consideration.

**HB 36 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATED TO DRIVER LICENSE.** (3/5 bill)

Representative Mitchell introduced and brought HA 1 to HB 36, which adds a three-fifths voting requirement, before the House for consideration. Representative Mitchell made comments. HA 1 was adopted by voice vote. Representatives Mitchell & Miro made comments.

The roll call on HB 36 w/HA 1 was taken and revealed:

YES: 37.
NO: Representative Peterman - 1.
ABSENT: Representatives Briggs King, Heffernan & Hudson - 3.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 36 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought HB 37, jointly sponsored by Senator Marshall, before the House for consideration.

**HB 37 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF MOTOR VEHICLES.**

Representative Mitchell made comments.

The roll call on HB 37 was taken and revealed:

YES: 38.
ABSENT: Representatives Briggs King, Heffernan & Hudson - 3.

Therefore, having received a constitutional majority, HB 37 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought HB 38, jointly sponsored by Senator Marshall, before the House for consideration.

**HB 38 - AN ACT TO AMEND TITLE 2 OF THE DELAWARE CODE RELATING TO CHARTER BUS ACTIVITIES.**

Representative Mitchell made comments.

The roll call on HB 38 was taken and revealed:

YES: 38.
ABSENT: Representatives Briggs King, Heffernan & Hudson - 3.

Therefore, having received a constitutional majority, HB 38 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought HB 39, jointly sponsored by Senator Marshall, before the House for consideration.

**HB 39 - AN ACT TO AMEND CHAPTER 27 OF TITLE 21 OF THE DELAWARE CODE RELATED TO SCHOOL BUS ENDORSEMENT HOLDER CRIMINAL BACKGROUND CHECKS.**

Representative Mitchell made comments.

The roll call on HB 39 was taken and revealed:

YES: 38.
ABSENT: Representatives Briggs King, Heffernan & Hudson - 3.

Therefore, having received a constitutional majority, HB 39 was sent to the Senate for concurrence.

The Majority Leader moved to recess to the call of the Chair at 4:06 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 22, 2011.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following member was marked present by the Chief Clerk for the current Legislative Day: Representative Hudson.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

**12th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session March 22, 2011**

The Chief Clerk called the roll:

Members Present: 39.
Members Absent: Representatives Bolden & Heffernan - 2.

A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

**HB 45 - WALKER & SENATOR HALL-LONG; REPRESENTATIVES BARBIERI, BENNETT, GILLIGAN, HUDSON, Q. JOHNSON, KEELEY, LAVELLE, LONGHURST, MITCHELL, SCHOOLEY; SENATORS BLEVIN, BUSHWELLER, SOKOLA, SORENSON - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 24 of the Delaware Code Relating to Nursing.**
HB 52 - BARBieri & Senator Blevins; Representatives Bennett, Briggs King, Gilligan, Heffernan, Keeley, Ramone, Schwartzkopf, B. Short, Walker, D.E. Williams - Health & Human Development - An Act to Amend Title 24 of the Delaware Code Relating to Licensure of Mental Health and Chemical Dependency Professionals.


HA 1 to HB 6 - Bennett - Placed with the Bill.

HA 1 to HA 1 to HB 47 - B. Short - Placed with the Bill.

HA 2 to HB 26 - Q. Johnson - Placed with the Bill.

HA 2 to HB 47 - Lavelle - Placed with the Bill.

HA 3 to HB 47 - Lavelle - Placed with the Bill.

HA 1 to HB 49 - B. Short - Placed with the Bill.

SB 9 w/SA 1 - Blevins & Representative Gilligan & Representative Hudson - Transportation/Land Use & Infrastructure - An Act to Amend Title 17 of the Delaware Code Relating to Roads within Communities Restricted to Residents Who Are 55 Years of Age or Older.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 9 w/SA 1 and requests the concurrence of the House.

MEMORANDUM

TO: ROBERT F. GILLIGAN, SPEAKER OF THE HOUSE
FROM: STEPHANIE T. BOLDEN, REPRESENTATIVE
CC: RICHARD L. PUFFER, CHIEF CLERK
ERIK SCHRAMM, CHIEF OF STAFF
SUBJECT: ABSENCE FROM SESSION
DATE: MARCH 22, 2011

It is with great regret that I am unable to attend session today. I am currently being hospitalized with pneumonia. It is my intention to return to the Legislature upon my discharge.

March 22, 2011

Dear Speaker Gilligan:

I regret to inform you that due to a personal reason I will not be present for this week, March 22, 2011 -- March 24, 2011.

Thank you for your understanding.

Sincerely,

Debra Heffernan
State Representative
6th District

Memorandum

To: Speaker Gilligan
CC: Richard Puffer
From: Representative Heffernan
Date: 3/22/2011

Re: Removal of Co-Sponsorship

Speaker Gilligan,

I, Representative Debra Heffernan, do hereby request that my name be removed as a co-sponsor of House Bill 40.

Thank you,

Debra J. Heffernan
State Representative
6th District

The House observed a moment of silence in memory of Mary Eva Sexton, mother of Lorraine Sexton, House Financial Officer, at the request of Mr. Speaker Gilligan. Representatives Manolakos & Outten requested that they be marked present. Representative Schwartzkopf introduced a guest. Representative Schwartzkopf deferred to Representative George. Representative George introduced guests. Representative Schwartzkopf deferred to Representative Hocker. Representative Hocker requested and was granted privilege of the floor to present a House Tribute to Karl Gude, District Governor, District 22-D, Lions Club International, who addressed the House and introduced officers. Representatives Jaques & Peterman made comments. Representative B. Short requested that he be marked present.
Representative Schwartzkopf deferred to Representative Kowalko. Representative Kowalko requested and was granted privilege of the floor to present a House Tribute to Yvonne Johnson, First Vice President, Delaware Parent Teacher Association. Representative Kowalko introduced the State Officers. Yvonne Johnson addressed the House. Representatives Schooley & Jaques made comments.

Representatives Schwartzkopf, Lavelle, Mulrooney, Kowalko, Ramone & Longhurst made comments.

The Majority Leader moved to recess to the call of the Chair at 2:36 p.m.
The House reconvened at 4:03 p.m.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SJR 3 and requests the concurrence of the House.

MEMORANDUM
TO: Speaker Robert Gilligan
FROM: Representative Joseph Miro
DATE: March 22, 2011
SUBJECT: Absence from Session

Please be advised that I will be absent from session on Thursday, March 24, 2011, due to personal business.

Representatives Viola, Miro, D. Short, Keeley & Lee requested that they be marked present.
Representative Schwartzkopf deferred to Representative Bennett.
Representative Bennett brought HB 6, jointly sponsored by Senator Henry & Representatives Bolden, Briggs King, Carson, Hocker, Hudson, Jaques, Kenton, Miro, Mitchell, Outten, Walker & D.E. Williams, before the House for consideration.

HB 6 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES.

Representative Bennett brought HA 1 to HB 6 before the House for consideration. HA 1 was adopted by voice vote. Representatives Blakey, Bennett, Hudson & Lee made comments.
The Majority Leader moved to recess to the call of the Chair at 4:17 p.m.
The House reconvened at 4:18 p.m.
Representative Bennett requested and was granted privilege of the floor for Evelyn Nestlerode, representing the Office of the Controller General. Representatives Lee, Blakey, Peterman, Bennett, J. Johnson, D.P. Williams, Lavelle, D.P. Williams, Lavelle & Bennett made comments.
The roll call on HB 6 w/HA 1 was taken and revealed:
YES: 22.
NO: Representatives Barbieri, Blakey, J. Johnson, Q. Johnson, Lavelle, Lee, Manolakos, Miro, Mulrooney, Peterman, Ramone, Schooley, Scott, B. Short, D. Short & D.E. Williams - 16.
NOT VOTING: Representative Kowalko - 1.
ABSENT: Representatives Bolden & Heffernan - 2.
Therefore, having received a constitutional majority, HB 6 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George.
Representative George moved to suspend the rules which interfere with introduction of and action on SJR 3. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative George brought SJR 3, jointly sponsored on behalf of All Representatives and by Senator McBride on behalf of All Senators, before the House for consideration.

SJR 3 - MOURNING THOSE LOST IN THE RECENT EARTHQUAKE AND RELATED DISASTERS THAT HAVEbefallen Japan, and Expressing the Thoughts and Prayers of All Delawareans for the Citizens of Our Sister State of Miyagi Prefecture During These Difficult Times.

Representative George made comments.
The roll call on SJR 3 was taken and revealed:
YES: 39.
ABSENT: Representatives Bolden & Heffernan - 2.
Therefore, having received a constitutional majority, SJR 3 was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short.

HB 49 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO HOME SOLICITATIONS AND DOOR TO DOOR SALES.

Representative B. Short brought HA 1 to HB 49, jointly sponsored by Representative Hudson, before the House for consideration. Representatives Hudson, Miro, B. Short, Miro & B. Short made comments. HA 1 was adopted by voice vote. Representatives Ramone, B. Short, Lavelle & B. Short made comments.
The roll call on HB 49 w/HA 1 was taken and revealed:
YES: 28.
ABSENT: Representatives Bolden & Heffernan - 2.
Therefore, having received a constitutional majority, HB 49 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 47, jointly sponsored by Senator Hall-Long & Representatives Atkins, Barbieri, Gilligan, Heffernan, Hocker, Hudson, Keeley, Longhurst, Mitchell, Osienski, Schooley, Scott & D. Short & Senators Blevins, Bushwell, Henry, Sokola & Sorenson, before the House for consideration.
HB 47 - AN ACT TO AMEND TITLES 16 AND 24 OF THE DELAWARE CODE RELATING TO THE REGULATION, INVESTIGATION AND INSPECTION OF UNSANITARY OR UNSAFE CONDITIONS IN FACILITIES WHERE INVASIVE MEDICAL PROCEDURES ARE PERFORMED.
Representative B. Short brought HA 1 to HB 47 before the House for consideration. Representative B. Short brought HA 1 to HB 47 before the House for consideration. Representative B. Short made comments. HA 1 to HA 1 was adopted by voice vote. Representative B. Short introduced and brought HA 2 to HA 1 to HB 47 before the House for consideration. Representative B. Short made comments. HA 2 to HA 1 was adopted by voice vote. Representative Jaques introduced and brought HA 3 to HA 1 to HB 47 before the House for consideration. Representatives Hudson & Jaques made comments. Representative Jaques requested and was granted privilege of the floor for James Collins, Director, Division of Professional Regulation. Representatives Hudson, Kowalko, Miro, Barbieri & Jaques made comments. Representative Jaques requested and was granted privilege of the floor for William G. Bush IV, Majority House Attorney. Representatives B. Short & Lavelle made comments. HA 3 to HA 1 was defeated by voice vote. Representative B. Short & Lavelle made comments. HA 3 to HA 1 to HB 47 was adopted by voice vote. Representative Lavelle brought HA 2 to HB 47 before the House for consideration. Representatives Lavelle, B. Short & Ramone made comments. Representative B. Short requested and was granted privilege of the floor for Dr. Karyl T. Rattay, Director, Division of Public Health. Representatives Lavelle, Ramone, Barbieri, D.E. Williams, Brady, Lavelle & B. Short made comments.
The roll call on HA 2 to HB 47 was taken and revealed:
NO: 20.
ABSENT: Representatives Bolden, Heffernan & Walker - 3.
Therefore, not having received a constitutional majority, HA 2 to HB 47 was declared defeated. Representative Lavelle brought HA 3 to HB 47 before the House for consideration. Representative Lavelle introduced and brought HA 1 to HA 3 to HB 47 before the House for consideration. Representative Lavelle made comments.
The roll call on HA 1 to HA 3 to HB 47 was taken and revealed:
YES: 22.
NOT VOTING: Representative Atkins - 1.
ABSENT: Representatives Bolden & Heffernan - 2.
Therefore, having received a constitutional majority, HA 1 to HA 3 to HB 47 was declared passed. Representatives Lavelle, B. Short, Lavelle, B. Short & Carson made comments. HA 3 was defeated by voice vote.
Representative Hudson introduced and brought HA 4 to HB 47 before the House for consideration. Representatives Hudson & B. Short made comments. Representative Hudson requested and was granted privilege of the floor for Dr. Karyl T. Rattay, Director, Division of Public Health. Representatives D.P. Williams, Ramone, Carson, Hudson & B. Short made comments.
The roll call on HA 4 to HB 47 was taken and revealed:
NO: 22.
ABSENT: Representative Heffernan - 1.
Therefore, not having received a constitutional majority, HA 4 to HB 47 was declared defeated. Representative Jaques introduced and brought HA 5 to HB 47 before the House for consideration. Representatives Jaques & Lavelle made comments. HA 5 was defeated by voice vote. Representatives B. Short & Miro made comments.
The roll call on HB 47 w/HA 1, HA 1 to HA 1 & HA 2 to HA 1 was taken and revealed:
YES: 27.
NO: Representatives Blakey, Briggs King, Hocker, Kenton, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone & Wilson - 12.
ABSENT: Representatives Bolden & Heffernan - 2.
Therefore, having received a constitutional majority, HB 47 w/HA 1, HA 1 to HA 1 & HA 2 to HA 1 was sent to the Senate for concurrence.

Representatives Carson, Blakey & Jaques made announcements.

The Majority Leader moved to recess to the call of the Chair at 6:18 p.m.

Mr. Speaker Gilligan appointed Representative D.P. Williams as Acting Speaker.

Mr. Acting Speaker D.P. Williams called the House to order at 2:02 p.m. on March 23, 2011.

The Majority Whip moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

13th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
March 23, 2011

The Chief Clerk called the roll:

Members Present: 37.


A prayer was offered by Representative Harold J. Peterman, Thirty-third Representative District.

Mr. Acting Speaker D.P. Williams led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 55** - D.E. WILLIAMS & SENATOR HENRY; REPRESENTATIVES GEORGE, KOWALKO; SENATOR PETERSON - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Relating to the Agreement Among the States to Elect the President by National Popular Vote.

**HB 56** - GEORGE & SENATOR BLEVINS - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Unemployment Compensation.

**HB 57** - KOWALKO & REPRESENTATIVE KEELEY & REPRESENTATIVE GILLIGAN & REPRESENTATIVE RAMONE & REPRESENTATIVE BRIGGS KING & SENATOR HENRY & SENATOR HALL-LONG; REPRESENTATIVES BLAKEY, BOLDEN, BRADY, HEFFERNAN, HOCKER, JAQUES, KENTON, MIRO, MITCHELL, MULROONEY, SCHOOLEY, B. SHORT, WILSON; SENATORS BOOTH, ENNIS, MCDOWELL, SOKOLA - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Unemployment Compensation.

**HB 58** - KEELEY & REPRESENTATIVE KOWALKO & REPRESENTATIVE GILLIGAN & REPRESENTATIVE RAMONE & REPRESENTATIVE BRIGGS KING & SENATOR HENRY & SENATOR HALL-LONG; REPRESENTATIVES BLAKEY, BOLDEN, BRADY, HEFFERNAN, HOCKER, JAQUES, KENTON, LONGHURST, MIRO, MITCHELL, MULROONEY, PETERMAN, SCHOOLEY, B. SHORT, D. SHORT, WILSON; SENATORS BOOTH, ENNIS, MCDOWELL, SOKOLA - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Foreclosures. (3/5 bill)

**HB 59** - KEELEY & REPRESENTATIVE KOWALKO & REPRESENTATIVE GILLIGAN & REPRESENTATIVE RAMONE & REPRESENTATIVE BRIGGS KING & SENATOR HENRY & SENATOR HALL-LONG; REPRESENTATIVES BLAKEY, BOLDEN, BRADY, HEFFERNAN, JAQUES, KENTON, LONGHURST, MIRO, MITCHELL, MULROONEY, PETERMAN, SCHOOLEY, B. SHORT, D. SHORT, WILSON; SENATORS BLEVINS, MCDOWELL, SOKOLA - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Foreclosures Including a Foreclosure Mediation Program for Homeowners. (3/5 bill)

Representatives Keeley & Kowalko requested that they be marked present.

Representative Longhurst deferred to Representative Barbieri. Representative Barbieri requested and was granted personal privilege of the floor to introduce a guest. Representative Longhurst deferred to Representative George. Representative George requested and was granted personal privilege of the floor to introduce guests.

The Reading Clerk read the following communication into the record:

**HOUSE TRIBUTE ANNOUNCEMENT #10**

DATE: March 23, 2011

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-190</td>
<td>D. Short; Lee</td>
<td>1/21/2011</td>
<td>M</td>
<td>Herbert W. Dayton</td>
</tr>
<tr>
<td>H146-191</td>
<td>Outten</td>
<td>1/24/2011</td>
<td>M</td>
<td>Patricia Bonniwell Wronen</td>
</tr>
<tr>
<td>H146-193</td>
<td>Kowalko</td>
<td>2/5/2011</td>
<td>T</td>
<td>James Chambers - 2010 Member of the Year - Five Points Fire Co.</td>
</tr>
<tr>
<td>H146-194</td>
<td>George</td>
<td>1/25/2011</td>
<td>T</td>
<td>Chef Dana Herbert - Winner - &quot;Next Great Baker&quot;</td>
</tr>
<tr>
<td>H146-195</td>
<td>Scott; Wilson</td>
<td>1/22/2011</td>
<td>M</td>
<td>LeRoy B. Legar</td>
</tr>
<tr>
<td>H146-197</td>
<td>Scott</td>
<td>1/28/2011</td>
<td>T</td>
<td>Dr. Wilma Mishoe - Retirement - DTCC - Terry Campus</td>
</tr>
<tr>
<td>H146-198</td>
<td>Bennett</td>
<td>1/21/2011</td>
<td>M</td>
<td>Yalixa Millet</td>
</tr>
</tbody>
</table>
Number | Sponsor | Date    | Type                | Description                           
-------|---------|---------|---------------------|--------------------------------------- 
H146-214 | Peterman | 2/28/2011 | T                   | James Minner - Retirement - DelDOT    
H146-200 | Outten  | 2/13/2011 | T                   | Katherine Reynolds - 102nd Birthday   
H146-201 | Willis   | 1/26/2011 | M                   | Ronald A. Noronowicz                  
H146-202 | Outten  | 2/5/2011   | T                   | David Ryan - 80th Birthday           
H146-203 | Briggs King; Hocker | 2/27/2011 | T                   | Matthew Skidmore - Eagle Scout       
H146-204 | Jaques  | 3/16/2011  | T                   | DE Chapter National MS Society - MS Awareness 
cosponsors: All Representatives Week  
H146-205 | Heffernan | 1/27/2011 | M                   | Denise M. McFadden                   
H146-206 | Briggs King | 1/27/2011 | T                   | James Baxter, Jr. - Secretary's Award - Distinguished Service  
H146-207 | D. Short | 1/31/2011  | M                   | Samuel Clifford Harris                
H146-208 | Kowalko | 1/22/2011  | T                   | Ronald & Dorothy Phipps - 60th Wedding Anniversary  
H146-209 | Heffernan | 2/2/2011   | T                   | Allen & Joan Greenberg - 60th Wedding Anniversary  
H146-210 | Mitchell | 2/3/2011   | T                   | Evor & Irene Olson - 60th Wedding Anniversary  
H146-211 | Barbieri | 1/28/2011  | T                   | Lou & Mary Lou Semanski - 50th Wedding Anniversary  
H146-212 | Bennett | 1/26/2011  | M                   | Claude W. Hall                       
H146-213 | Hudson  | 2/8/2011   | T                   | Frances Williams - Retirement        

**DATE:** March 23, 2011  
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:  

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<th>Description</th>
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</thead>
<tbody>
<tr>
<td>H146-216</td>
<td>Lavelle</td>
<td>4/7/2011</td>
<td>T</td>
<td>Matthew James Coyle - Eagle Scout</td>
</tr>
<tr>
<td>H146-217</td>
<td>Kenton</td>
<td>2/6/2011</td>
<td>M</td>
<td>Hilda S. Walls</td>
</tr>
<tr>
<td>H146-219</td>
<td>Outten</td>
<td>2/11/2011</td>
<td>M</td>
<td>Lillian M. Shank</td>
</tr>
<tr>
<td>H146-220</td>
<td>Willis; Carson</td>
<td>2/9/2011</td>
<td>T</td>
<td>Wilbert Ryan Bordley - Promotion</td>
</tr>
<tr>
<td>H146-221</td>
<td>Walker; George Kenton</td>
<td>2/6/2011</td>
<td>M</td>
<td>Ryan Robert Walter Zehnder</td>
</tr>
<tr>
<td>H146-222</td>
<td>Kenton</td>
<td>2/6/2011</td>
<td>M</td>
<td>Gladys A. Bennett</td>
</tr>
<tr>
<td>H146-224</td>
<td>Outten</td>
<td>2/9/2011</td>
<td>T</td>
<td>Carolyn Porter - Retirement</td>
</tr>
<tr>
<td>H146-226</td>
<td>Bennett</td>
<td>2/6/2011</td>
<td>M</td>
<td>Dallas A. Lawter</td>
</tr>
<tr>
<td>H146-227</td>
<td>Carson</td>
<td>2/6/2011</td>
<td>M</td>
<td>Lavina Ann Messick</td>
</tr>
<tr>
<td>H146-228</td>
<td>Carson</td>
<td>2/3/2011</td>
<td>M</td>
<td>William C. &quot;Bill&quot; Withrow</td>
</tr>
<tr>
<td>H146-229</td>
<td>Kowalko</td>
<td>3/6/2011</td>
<td>T</td>
<td>Daniel Maynard - Eagle Scout</td>
</tr>
<tr>
<td>H146-230</td>
<td>Briggs King</td>
<td>2/9/2011</td>
<td>M</td>
<td>D. Patricia Beigler</td>
</tr>
</tbody>
</table>
| H146-231 | Briggs King; M | 2/11/2011 | T    | Bob & Joan Hitchins - 50th Wedding Anniversary  
cosponsor: Reps. Atkins & Hocker  
H146-232 | Atkins; Briggs King | 2/20/2011 | T    | Zoar Methodist Church - 100 Years - Sanctuary     |
| H146-233 | Kenton  | 2/12/2011| T    | Patricia May Clayville Ament - 75th Birthday    |
| H146-234 | Carson  | 2/9/2011 | M    | James M. Cullen, Sr.                            |
| H146-235 | Hudson  | 1/20/2011| M    | Catherine M. Smith                              |
| D.E. Williams | | | | |

**DATE:** March 23, 2011  
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:  

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<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-236</td>
<td>Hudson; Brady</td>
<td>2/8/2011</td>
<td>M</td>
<td>Rita C. Crifasi</td>
</tr>
</tbody>
</table>
H146-239  Kowalko  3/2/2011  T  Community Corrections  
cosponsor: Reps. Walker & Jaques  
David Aber - Innovators in EMS - 2010 Award  

H146-240  Schwartzkopf  2/18/2011  T  Community Corrections  
Billie & Sylvia Westergard - 50th Wedding Anniversary  

H146-241  Mulrooney  2/11/2011  T  Community Corrections  
Robert & Shelia Rambo - 50th Wedding Anniversary  

H146-242  Barbieri  2/12/2011  T  Community Corrections  
Edward & Annmarie Kokoska - 50th Wedding Anniversary  

H146-243  Outten  1/31/2011  T  Community Corrections  
William McDaniel, II - Retirement - DNREC  

H146-244  Bennett  3/25/2011  T  Community Corrections  
Alan Machtinger - Retirement - Dept. of Correction  
cosponsor: Rep. Carson  

H146-245  Peterman  2/26/2011  T  Community Corrections  
Marvin Hitch - 2010 Fireman of the Year - KCVFA  
cosponsors: Reps. Kenton Outten, Blakey, Bennett, Scott, Willis & Carson  

H146-246  Bolden;  2/20/2011  T  Community Corrections  
Patricia Allen-Gibson - 50th Birthday  

H146-247  D.E. Williams  2/12/2011  M  Community Corrections  
Richard J. Nolan  
cosponsor: Rep. Heffernan  

H146-248  Q. Johnson  3/14/2011  T  Community Corrections  
Town of Middletown - 150 Years of Incorporation  
cosponsors: Reps. Carson & Walker  

H146-249  Blakey;  2/25/2011  T  Community Corrections  
Franklin Morris - Retirement - DelDOT  
Hudson  

H146-250  Brady;  2/7/2011  M  Community Corrections  
Catherine R. Winner  

H146-251  Q. Johnson  3/5/2011  T  Community Corrections  
Nick Insley - Eagle Scout  

H146-252  Bennett  2/12/2011  M  Community Corrections  
Elizabeth Ann Maugle  

H146-253  Carson  2/14/2011  M  Community Corrections  
Joel W. Ridley II  

H146-254  Outten  2/17/2011  T  Community Corrections  
Lee & Margaret Dean - 10th Wedding Anniversary  
cosponsors: Reps. Lee, Kenton, Briggs King, Hocker, Wilson, Peterman, Willis, Blakey, Ramone, Lavelle, D. Short, Manolakos, Hudson & Miro  

The Majority Whip moved to recess for committee meetings and to the call of the Chair at 2:11 p.m.  
Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the House recessed on March 23, 2011 at 2:11 p.m.:  
Representatives Gilligan & Mulrooney,  
Mr. Speaker Gilligan resumed the Chair.  
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 24, 2011.  
Representative D.E. Williams requested that he be marked present for the current Legislative Day.  
The Chief Clerk read the following committee reports into the record:  
MANUFACTURED HOUSING: HB 43 - 4M.  
TRANSPORTATION/LAND USE AND INFRASTRUCTURE: HB 51 - 5F.  
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 50 - 1F,6M.  
EDUCATION: SB 16 w/SA 1 - 8F.  
CORRECTIONS: HB 35 - 5M.  
The Reading Clerk read the following communication into the record:  
MEMORANDUM  
TO: ROBERT F. GILLIGAN, SPEAKER OF THE HOUSE  
FROM: STEPHANIE T. BOLDEN, REPRESENTATIVE  
CC: RICHARD L. PUFFER, CHIEF CLERK  
ERIK SCHRAMM, CHIEF OF STAFF  
SUBJECT: ABSENCE FROM SESSION  
DATE: MARCH 23, 2011  
I will be absent on both March 23rd and March 24th due to illness.  
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.  

14th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session  
March 24, 2011  
The Chief Clerk called the roll:  
Members Present: 37.  

34
A prayer was offered by Representative Teresa L. Schooley, Twenty-third Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag. The minutes of the previous legislative day were approved as posted. The following prefilled legislation was introduced:

**HS 1 for HB 23** - GEORGE & REPRESENTATIVE MIRO & REPRESENTATIVE J. JOHNSON & SENATOR BOOTH; REPRESENTATIVES BARBIERI, Q. JOHNSON, SCOTT, WALKER; SENATORS HENRY, SOKOLA - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Truancy.

**HB 60** - JAQUES & REPRESENTATIVE GEORGE & SENATOR BLEVIN'S & SENATOR PETERSON; REPRESENTATIVES BRADY, MIRO - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to Dogs.

**HA 1 to HB 51** - BENNETT - Placed with the Bill. Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley introduced and brought HCR 7, jointly sponsored on behalf of All Representatives & Senator Sokola on behalf of All Senators, before the House for consideration.

**HCR 7** - COMMENDING JOSEPH P. MASIHELLO FOR HIS SELECTION AS DELAWARE'S STATE TEACHER OF THE YEAR FOR 2011 AND COMMENDING EACH SCHOOL DISTRICT'S SELECTED TEACHER OF THE YEAR.

**WHEREAS**, nearly 8,218 teachers work each day with approximately 129,403 children who attend 205 Delaware public schools in 19 school districts and charter schools; and

WHEREAS, teachers strive for excellence in their profession when they know that the community supports them and appreciates their efforts on behalf of our children; and

WHEREAS, the Teacher of the Year program identifies school and district representatives who embody the best qualities of all Delaware teachers; and

WHEREAS, the Delaware State Teacher of the Year is chosen for possessing a superior ability to inspire and nurture students with a love of learning and for having won the admiration of fellow teachers, school administrators, and the parents of students; and

WHEREAS, Joseph P. Masiello of the Cab Calloway School of the Arts in the Red Clay Consolidated School District has been named as the Delaware State Teacher of the Year for 2011 as part of the National Teacher of the Year program, the oldest and most prestigious award program that focuses public attention on excellent [sic] in teaching; and

WHEREAS, each of the other eighteen school districts have chosen a 2011 District Teacher of the Year, namely:

- Appoquinimink School District: Abby Shubert
- Brandywine School District: Barbara Stein Rosen
- Caesar Rodney School District: Catherine DiBenedetto
- Cape Henlopen School District: Catherine DelCampo
- Capital School District: Melissa White
- Christina School District: Joyce Nerlinger
- Colonial School District: Beth Greenstein
- Delmar School District: Lorrie Sonnier
- Indian River School District: Marjorie Worrell
- Lake Forest School District: Pamela Sheldon
- Laurel School District: Christina Gallo
- Milford School District: Amanda Parisi
- New Castle County Vocational Technical School District: Kelly M. Bench
- POLYTECH School District: Edward F. Bittner
- Seaford School District: Courtney White
- Smyrna School District: Amanda D. Wilson
- Sussex Technical School District: Sandra W. Furbush
- Woodbridge School District: Mikki K. Madden:

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that the members do hereby commend Joseph P. Masiello for the well-deserved designation as the 2011 Delaware State Teacher of the Year.

BE IT FURTHER RESOLVED that the entire membership of the Delaware General Assembly does hereby extend heartfelt thanks to Joseph P. Masiello, Delaware State Teacher of the Year, and to each district’s Teacher of the Year for 2011, for their many contributions to the betterment of education in Delaware.

BE IT FURTHER RESOLVED that, upon passage, suitable prepared copies of this House Concurrent Resolution be presented to Joseph Masiello and each district’s Teacher of the Year.

Representative Schooley made comments and introduced guests. HCR 7 was adopted by voice vote and was sent to the Senate for concurrence. The Teachers of the Year announced their names, school districts, and subjects for the record. Joseph P. Masiello, 2011 Delaware State Teacher of the Year,
addressed the House. Representative Ramone requested privilege of the floor for himself; Dr. Lillian Lowery, Secretary of Education; and Representatives Schooley, Lavelle & Schwartzkopf to present a House Tribute to Joseph P. Masiello. Representatives Kowalko, Osienski & Blakey made comments. Representative Blakely introduced guests. Representative Schooley made comments. Representative D.P. Williams, Mitchell, Lavelle, Mulrooney, Keeley, George, Hudson & Ramone requested that they be marked present.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:28 p.m. The House reconvened at 3:38 p.m. Representative Hocker introduced a guest. Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst brought HB 43, jointly sponsored by Senator Ennis & Representatives Gilligan, Kowalko & Mitchell, before the House for consideration.

**HB 43 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOUSING AND RENTAL OF A MANUFACTURED HOME LOT.**

Representative Longhurst made comments. Representative Hocker announced that he will not be voting on HB 43 because of a possible conflict of interest.

The roll call on HB 43 was taken and revealed:

**YES:** 35.

**NOT VOTING:** Representative Hocker - 1.

**ABSENT:** Representatives Bolden, Heffernan, Manolakos, Miro & Viola - 5.

Therefore, having received a constitutional majority, HB 43 was sent to the Senate for concurrence.

Representative Atkins requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative D. Short.

Representative D. Short brought HB 28, jointly sponsored by Representative B. Short & Representative Bennett & Senator Cloutier & Representatives Hocker, Hudson, Kenton, Peterman & Wilson & Senators Booth, Bunting, Ennis, Sokola & Venables, before the House for consideration.

**HB 28 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SMALL EMPLOYER HEALTH INSURANCE.**

Representative D. Short made comments.

The roll call on HB 28 was taken and revealed:

**YES:** 37.

**ABSENT:** Representatives Bolden, Heffernan, Manolakos & Miro - 4.

Therefore, having received a constitutional majority, HB 28 was sent to the Senate for concurrence.

Mr. Speaker Gilligan reassigned HB 57 & HB 59 to the Economic Development/ Banking/Insurance & Commerce Committee.

Representative Schwartzkopf deferred to Representative George.

Representative George brought HB 22, jointly sponsored by Senator Ennis & Senator Henry & Representatives Walker & Wilson & Senators Hall-Long & Venables and cosponsored by Representatives J. Johnson & Kenton, before the House for consideration.

**HB 22 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO ABANDONED PROPERTY**

Representative George brought HA 1 to HB 22 before the House for consideration. Representative George made comments. HA 1 was adopted by voice vote. Representative George made comments.

The roll call on HB 22 w/HA 1 was taken and revealed:

**YES:** 37.

**ABSENT:** Representatives Bolden, Heffernan, Manolakos & Miro - 4.

Therefore, having received a constitutional majority, HB 22 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought HB 50, jointly sponsored by Representative Keeley & Senator Henry & Representatives Bennett, Gilligan, Heffernan, Hudson, Jaques, J. Johnson, Keeley, Miro, Mitchell & Ramone & Senator Sokola, before the House for consideration.

**HB 50 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO CONSUMER PROTECTION.**

Representative B. Short made comments.

The roll call on HB 50 was taken and revealed:

**YES:** 37.

**ABSENT:** Representatives Bolden, Heffernan, Manolakos, Miro - 4.

Therefore, having received a constitutional majority, HB 50 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Bennett.

HB 51 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE GOLD ALERT PROGRAM FOR CERTAIN MISSING PERSONS.
Representative Bennett brought HA 1 to HB 51 before the House for consideration. Representative Bennett made comments. HA 1 was adopted by voice vote. Representatives Bennett, Hudson, Lavelle, Schwartzkopf & Mitchell made comments.
The roll call on HB 51 w/HA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Bolden, Heffernan, Manolakos & Miro - 4.
Therefore, having received a constitutional majority, HB 51 w/HA 1 was sent to the Senate for concurrence.

HB 62 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOUSING.
Mr. Speaker Gilligan assigned HB 62 to the Manufactured Housing Committee. Representative Lavelle made a comment. Representative Longhurst made an announcement. Representatives Kowalko & Lavelle made comments.
The Majority Leader moved to recess to the call of the Chair at 4:09 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 29, 2011. Representatives Manolakos, Miro & Heffernan requested that they be marked present for the current Legislative Day.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 36 and requests the concurrence of the House and it has passed HCR 7 and is returning the same to the House.
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.


HB 62 - 1F,5M.

HB 68 - HEFFERNAN - Placed with the Bill.


Representative George requested that HB 8 be stricken. Representative Barbieri requested that HB 52 & HB 53 be stricken. Representative Schwartzkopf made an announcement.

The Chief Clerk read the following committee report into the record:

MANUFACTURED HOUSING: HB 62 - 1F,5M.

The Reading Clerk read the following communications into the record:

Memorandum

TO: Speaker Robert Gilligan
FROM: Rep. Daniel B. Short
DATE: March 29, 2011
SUBJECT: Absence from Session

Please be advised that I will be absent from session on Tuesday, March 29, 2011, due to personal business.

MEMORANDUM

TO: ROBERT F. GILLIGAN, SPEAKER OF THE HOUSE
FROM: STEPHANIE T. BOLDEN, REPRESENTATIVE
CC: RICHARD L. PUFFER, CHIEF CLERK
ERIK SCHRAMM, CHIEF OF STAFF
SUBJECT: ABSENCE FROM SESSION
DATE: MARCH 29, 2011

I will be absent March 29th through March 31st due to illness.

Representative Viola introduced guests. Representative Lee requested and was granted personal privilege of the floor to introduce a guest. Representative Ramone requested and was granted personal privilege of the floor to introduce a guest. Representative D.P. Williams requested that he be marked present. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques requested and was granted privilege of the floor to present a House Tribute to the Lions Club Eye Bank of Delaware Valley. Jim Quirk, Executive Vice President, addressed the House. Representative Schwartzkopf made comments. Representatives Brady & Outten requested that they be marked present.

HB 30 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO SYNTHETIC CANNABINOIDS.

Representative Briggs King & Kowalko made comments.

The roll call on HB 30 was taken and revealed:

YES: 36.

NO: Representative Kowalko - 1.

ABSENT: Representatives Bolden, Peterman, B. Short & D. Short - 4.

Therefore, having received a constitutional majority, HB 30 was sent to the Senate for concurrence. Representatives Mulrooney & Keeley requested that they be marked present during the roll call. The
House observed a moment of silence in memory of Dee King, former House Page, at the request of Representative Lavelle.

Representative Schwartzkopf deferred to Representative Heffernan.

Representative Heffernan brought SB 16 w/SA 1, jointly sponsored by Senator Sokola & Representative Schooley & Representative Jaques & Representative Scott & Senators Blevins, Bunting, Bushweller, Ennis, Katz, Sorenson, Venables, Bonini & Hall-Long & Representatives B. Short, Q. Johnson, Bennett, Hudson, Kowalko, Miro & Mitchell, before the House for consideration.

SB 16 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO PUBLIC EDUCATION. (F/N)

Representative Heffernan brought HA 1 to SB 16 before the House for consideration. HA 1 was adopted by voice vote. Representatives Heffernan & Lavelle made comments.

The roll call on SB 16 w/SA 1 & HA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Bolden, Peterman, B. Short & D. Short - 4.
Therefore, having received a constitutional majority, SB 16 w/SA 1 & HA 1 was returned to the Senate.

The Majority Leader moved to recess to the call of the Chair at 4:43 p.m.

Mr. Speaker Gilligan called the House to order at 2:01 p.m. on March 30, 2011.

The Reading Clerk read the following communications into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Rep. Schwartzkopf, do hereby request that my name be removed as co-sponsor of House Bill #65.
Date: 3/29/11
Signed: Pete Schwartzkopf

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Robert F. Gilligan, do hereby request that my name be removed as co-sponsor of House Bill 65.
Date: 2/29/11
Signed: Robert F. Gilligan

Representative Schwartzkopf introduced HB 75, jointly sponsored by Representative Hocker & Senator Bunting & Representatives Gilligan, Bennett, Carson, Hudson, Q. Johnson, Scott & B. Short.

HB 75 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE GOVERNMENT AND THE GENERAL ASSEMBLY.

Mr. Speaker Gilligan assigned HB 75 to the House Administration Committee.

The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.

16th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
March 30, 2011

The Chief Clerk called the roll:
Members Present: 38.
Members Absent: Representatives Bolden, Briggs King & Heffernan - 3.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

HB 70 - BARBIERI & SENATOR PETERSON; REPRESENTATIVE BRIGGS KING; SENATOR HENRY - JUDICIARY - An Act to Amend Title 4 of the Delaware Code Relating to Alcoholic Liquors, Offenses Concerning Certain Persons and the Creation of a Civil Cause of Action for Injuries Caused by Certain Persons.

HB 71 - ATKINS & SENATOR ENNIS; REPRESENTATIVES CARSON, HOCKER, KENTON, PETERMAN, WALKER, WILSON; SENATOR BOOTH - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Commercial Shooting Preserves.

HB 72 - KEELEY & SENATOR MARSHALL; REPRESENTATIVES BRADY, HEFFERNAN, MITCHELL, SCOOLEY, B. SHORT, VIOLA; SENATORS BONINI, SORENSON - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 6 of the Delaware Code Relating to Debt Management Services.

HB 73 - SCHWARTZKOPF & SENATOR BUNTING; REPRESENTATIVES HOCKER, JAQUES, KEELEY, LONGHURST, WILSON - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Special License or Registration Plates. (3/5 bill)

HB 74 - SCHWARTZKOPF & SENATOR ENNIS; REPRESENTATIVES BARBIERI, BENNETT, BLAKEY, BOLDEN, CARSON, GEORGE, GILLIGAN, JAQUES, KENTON, MITCHELL, OSIENSKI, OUTTEN, D. SHORT, WILLIS, WILSON; SENATORS BOOTH, BUNTING, CONNOR, SORENSON, LAWSON, SOKOLA - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Special License or Registration Plates. (3/5 bill)

SB 23 - BUNTING & REPRESENTATIVE ATKINS & REPRESENTATIVE HOCKER - HOUSE ADMINISTRATION - An Act to Amend the Laws of Delaware Relating to the Town of Frankford’s Charter. (2/3 bill)
Representative Jaques made comments. The House observed a moment of silence in memory of Veterans of the Vietnam War at the request of Mr. Speaker Gilligan. Representative J. Johnson requested that he be marked present.

Representative Schwartzkopf brought the following prefilled Consent Calendar #2 before the House for consideration.

HR 7 - Q. JOHNSON & REPRESENTATIVE HEFFERNAN & REPRESENTATIVE J. JOHNSON ON BEHALF OF ALL REPRESENTATIVES - Declaring April, 2011 as "Autism Awareness Month" in Delaware.

SCR 6 - MCBRIDE & REPRESENTATIVE GILLIGAN & REPRESENTATIVE KOWALKO - Commending the Delaware State Dental Society on the Achievements of its Eighth Annual Give Kids a Smile Program, and Recognizing its Continuing Efforts.

SCR 7 - CLOUTIER & REPRESENTATIVE BARBIERI & SENATORS BLEVINS, BONINI, BOOTH, BUSHWELLER, CONNOR, ENNIS, HALL-LONG, HENRY, LAWSON, SIMPSON, SORENSON & REPRESENTATIVES BENNETT, BRIGGS KING, CARSON, GEORGE, HEFFERNAN, HOCKER, HUDSON, JAQUES, J. JOHNSON, Q. JOHNSON, KEELEY, KOWALKO, LAVELLE, MIRO, MITCHELL, OSIENSKI, PETERMAN, SCHOOLEY, D. SHORT, VIOLA, WALKER & WILLIS - Recognizing April 2011 as Child Abuse Prevention Month in Delaware

Consent Calendar #2 was adopted by voice vote and SCR 6 & SCR 7 were returned to the Senate and HR 7 was declared passed.

Representative Q. Johnson requested and was granted privilege of the floor to address the House regarding HR 7. Representative Q. Johnson introduced Rob Gilsdorf, Board President, Autism Delaware, who addressed the House and introduced guests. Representatives Longhurst & J. Johnson made comments. Representative Brady requested and was granted personal privilege of the floor to introduce a guest. Representatives D.E. Williams, Carson, Walker, D.P. Williams, Mitchell, Hudson, Willis, Lee, Wilson & George requested that they be marked present. Representative Longhurst requested and was granted personal privilege of the floor to introduce a guest.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:22 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed on March 30, 2011 at 2:22 p.m.: Representative B. Short.

Mr. Speaker Gilligan called the House to order at 2:01 p.m. on March 31, 2011. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SCR 6 & SCR 7 and requests the concurrence of the House and it has passed HCR 3 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

17th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
March 31, 2011

The Chief Clerk called the roll:

Members Present: 39.


A prayer was offered by Representative Harvey R. Kenton, Thirty-third Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


HA 3 to HB 26 - WILLIS - Placed with the Bill.

HA 1 to HB 48 - LONGHURST - Placed with the Bill.

HA 1 to HB 62 - LONGHURST - Placed with the Bill.
Representative Keeley requested and was granted personal privilege of the floor to introduce a guest.
The Reading Clerk read the following communication into the record:

March 31, 2011

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:

Please be advised that it is necessary for me to be absent from Legislative Session, today March 31, 2011, due to a personal family matter.

Thank you for your understanding.

Sincerely,
Gregory F. Lavelle
State Representative
11th District

Representative Longhurst requested that she be marked present. Representative Schwartzkopf deferred to Representative Carson. Representative Carson made comments and introduced Dr. Harry L. Williams, President, Delaware State University. Representative Carson deferred to Representative Blakey. Representative Blakey introduced Dr. Curtis E. Powell, Choir Director, Delaware State University, and the Delaware State University Choir. The Choir performed two selections. Choir members stated their names, majors, and hometowns for the record. Dr. Williams addressed the House and introduced guests. Representative George made comments. Representative Brady requested that he be marked present. Representative Kenton made comments. Representatives Briggs King & Manolakos requested that they be marked present. Representative Manolakos requested and was granted personal privilege of the floor to make a comment and introduce guests. Representative Briggs King requested and was granted personal privilege of the floor to make comments. Representatives Keeley & Schwartzkopf made comments.

Representative Schwartzkopf introduced and brought HR 8, jointly sponsored by Representative Gilligan & Representative Hocker & Representative Lavelle & Representative Longhurst, before the House for consideration.

HR 8 - A RESOLUTION REQUESTING ALL DELAWARE HIGH SCHOOLS TO PROVIDE THE HOUSE OF REPRESENTATIVES WITH INFORMATION ABOUT GRADUATING SENIORS.

HR 8 was adopted by voice vote.

Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short brought HB 54, jointly sponsored by Representative Bennett & Senator Katz & Representatives Carson, George, Gilligan, Hocker, Hudson, Jaques, Q. Johnson, Kowalko, Mitchell, D. Short & Willis & Senator Sokola, before the House for consideration.

HB 54 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATORY FLEXIBILITY ACT AND THE ADMINISTRATIVE PROCEDURES ACT. (F/N)

HB 54 was taken and revealed:
YES: 35.
NOT VOTING: Representative Viola - 1.
ABSENT: Representatives Bolden, Brady, Lavelle, Longhurst & D.P. Williams - 5.

Therefore, having received a constitutional majority, HB 54 was sent to the Senate for concurrence.

Representatives B. Short, Kowalko & D. Short made comments.


HB 35 - AN ACT TO AMEND TITLES 1, 11, 16 AND 29 OF THE DELAWARE CODE RELATING TO THE DISSOLUTION OF THE BOARD OF PAROLE AND TRANSFER OF THE BOARD’S RESPONSIBILITIES.

HB 35 was taken and revealed:
YES: 35.
NOT VOTING: Representative Viola - 1.
ABSENT: Representatives Bolden, Brady, Lavelle, Longhurst & D.P. Williams - 5.

Therefore, having received a constitutional majority, HB 35 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Longhurst.
Representative Longhurst brought HB 62, jointly sponsored by Senator Ennis & Representatives Carson, J. Johnson, Mitchell & Mulrooney, before the House for consideration.

HB 62 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOUSING.

Representative Longhurst brought HA 1 to HB 62 before the House for consideration. Representative Longhurst made comments. HA 1 was adopted by voice vote. Representative Longhurst made comments. Representative Hocker announced that he will not be voting on HB 62 w/HA 1 because of a possible conflict of interest. Representative Briggs King made comments.

The roll call on HB 62 w/HA 1 was taken and revealed:

YES: 37.

NOT VOTING: Representative Hocker - 1.

ABSENT: Representatives Bolden, Keeley & Lavelle - 3.

Therefore, having received a constitutional majority, HB 62 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George.
Representative George deferred to Representative Miro.

Representative Miro brought HS 1 for HB 23, jointly sponsored by Representative George & Representative J. Johnson & Senator Blevins & Senator Booth & Representatives Barbieri, Q. Johnson, Scott & Walker & Senators Henry & Sokola, before the House for consideration.

HS 1 FOR HB 23 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO TRUANCY.

Representatives Miro & Q. Johnson made comments. Representative Miro requested and was granted privilege of the floor for James A. Tull, Judge, Justice of the Peace Court.

The roll call on HS 1 for HB 23 was taken and revealed:

YES: 39.

ABSENT: Representatives Bolden & Lavelle - 2.

Therefore, having received a constitutional majority, HS 1 for HB 23 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Willis.

HB 26 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE STATE BOARD OF EDUCATION.

Representative Heffernan announced that she will not be voting on HB 26 because of a possible conflict of interest. Representative Willis requested that HA 1 to HB 26 be stricken. Representative Q. Johnson made comments. Representative Q. Johnson requested that HA 2 to HB 26 be stricken.

Representative Willis brought HA 3 to HB 26 before the House for consideration. Representative Willis made comments. HA 3 was adopted by voice vote. Representatives Willis, Jaques, Kowalko, Viola, Keeley, J. Johnson, D.E. Williams, Schwartzkopf, Scott & Kowalko made comments. Representative Carson introduced a guest and made comments. Representatives Briggs King, Hooker, Schwartzkopf, Hudson, D.E. Williams, Atkins, Manolakos, George, Kowalko, Hooker, Mulrooney, Hooker, Schwartzkopf, Schooley, Peterman, Briggs King, J. Johnson, Atkins, Schwartzkopf, Hooker & Schwartzkopf made comments.

The roll call on HB 26 w/HA 3 was taken and revealed:

YES: 38.

NOT VOTING: Representative Heffernan - 1.

ABSENT: Representatives Bolden & Lavelle - 2.

Therefore, having received a constitutional majority, HB 26 w/HA 3 was sent to the Senate for concurrence.

Representative Keeley made an announcement. Representatives Kowalko & D.P. Williams made comments.

Representative Longhurst introduced HB 81, jointly sponsored by Senator Blevins & Representative Hudson & Senator Bonini & cosponsored by Representatives Barbieri, Jaques, J. Johnson, Keeley, Mitchell, Schooley, Schwartzkopf & B. Short & Senators Bushweller, Ennis, Henry, Sokola & Sorenson.

HB 81 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PUBLIC OFFICERS AND EMPLOYEES HEALTH CARE INSURANCE PROGRAM AND STATE EMPLOYEES PENSION PLAN.

Mr. Speaker Gilligan assigned HB 81 to the House Administration Committee. Representatives Hudson & Schwartzkopf made comments.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 17 w/SA 3 & 4 and requests the
The Majority Leader moved to recess to the call of the Chair at 5:54 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 5, 2011.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

18th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
April 5, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Bryon H. Short, Seventh Representative District.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 77** - GEORGE & REPRESENTATIVE J. JOHNSON & REPRESENTATIVE WALKER & SENATOR BLEVINS; REPRESENTATIVES CARSON, HOCKER, HUDSON, WILLIS; SENATORS ENNIS, HENRY - JUDICIARY - An Act to Amend Title 25 of the Delaware Code Relating to Liens of Garage Owners, Livery and Stable Keepers, and Actions in Replevin or Detinue by Owner.

**HB 78** - HUDSON & SENATOR SORENSON & SENATOR SOKOLA; REPRESENTATIVES LAVELLE, HOCKER, BRIGGS KING, MANOLAKOS, MIRO, OUTTEN, PETERMAN, RAMONE, WILSON, LONGHURST; SENATORS BONINI, BOOTH, BUSHWELLER, ENNIS, HENRY, SIMPSON - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 4 of the Delaware Code Relating to Alcoholic Beverage Control Licenses and Taxes, and Direct Purchasing and Shipment of Wine. (2/3 bill)


**HB 83** - Q. JOHNSON & SENATOR VENABLES; REPRESENTATIVES CARSON, HOCKER, KEELEY, MITCHELL, MULROONEY, WILLIS; SENATORS BUSHWELLER, ENNIS, MCBRIDE - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Hunting, Trapping, and Fishing Licenses.

**HA 1 to HB 42** - SCOTT - Placed with the Bill.

**HR 9** - HUDSON; REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MIRO, RAMONE, D. SHORT, WILLIS, WILSON - HOUSE ADMINISTRATION - Urging an Open and Transparent Redistricting with Public Participation.

**SB 17 w/SA 3 & SA 4** - HENRY & REPRESENTATIVE KEELEY; SENATORS MARSHALL, PETERSON, SORENSON, VENABLES; REPRESENTATIVES BARBIERI, GEORGE, KOWALKO, MANOLAKOS, MULROONEY, SCHOOLEY, B. SHORT, VIOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Creating the Delaware Medical Marijuana Act. (3/5 bill)

Representatives Lavelle & Keeley requested that they be marked present. Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri requested and was granted privilege of the floor for himself and Representative Hudson. Representative Barbieri addressed the House. Susan Carbon, Director, Office of Violence Against Women, United States Department of Justice, addressed the House. Representatives Hudson, George & Schwartzkopf made comments. Representatives Atkins, Hudson, Manolakos & Bolden requested that they be marked present. Representative Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative Blakey. Representative Blakey requested and was granted personal privilege of the floor to make an announcement and introduce guests.

Representative Schwartzkopf deferred to Representative Walker.


**HCR 8** - DESIGNATING THE MONTH OF APRIL 2011 AS DELAWARE'S SEXUAL ASSAULT AWARENESS MONTH.

Representatives Walker, Keeley & Lavelle made comments. **HCR 8** was adopted by voice vote.

Representative Schwartzkopf deferred to Representative Hocker.
Representative Hocker moved to suspend the rules which interfere with introduction of and action on HB 82. The motion was seconded by Representative Lavelle and adopted by voice vote.

Representative Hocker introduced and brought HB 82, jointly sponsored by Senator Bunting, before the House for consideration.

HB 82 - AN ACT TO AMEND CHAPTER 59, VOLUME 63 OF THE LAWS OF DELAWARE, AS AMENDED, THE CHARTER OF THE TOWN OF DEWEY BEACH, TO PROVIDE A PROCESS FOR THE TOWN COMMISSIONERS TO BORROW MONEY FOR THE 2011 BAYARD AVENUE CONSTRUCTION PROJECT. (2/3 bill)

Representatives Hocker & J. Johnson made comments.

The roll call on HB 82 was taken and revealed:

YES: 40.

ABSENT: Representative Mulrooney - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 82 was sent to the Senate for concurrence.

Representatives Brady & D.P. Williams requested that they be marked present during the roll call. The Majority Leader moved to recess for caucus and to the call of the Chair at 2:25 p.m. The House reconvened at 4:28 p.m.

Representative Mulrooney requested that he be marked present.

Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley brought HB 44, jointly sponsored by Senator Sorenson & Representatives Barbieri, Brady, Jaques, J. Johnson, Kowalko, Mitchell, Osienski & Ramone & Senators Hall-Long, Henry, Peterson & Sokola, before the House for consideration.

HB 44 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.

Representatives Schooley, Lavelle, Ramone & Peterman made comments.

The roll call on HB 44 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 44 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short moved to suspend the rules which interfere with action on HB 35. The motion was seconded by Representative Longhurst and adopted by voice vote. Representative B. Short moved to suspend the rules which interfere with action on HA 1 to HB 35. The motion was seconded by Representative Longhurst and adopted by voice vote. Representative B. Short moved to lift HB 35 from the Speaker’s table. The motion was seconded by Representative Longhurst and adopted by voice vote.


HB 35 - AN ACT TO AMEND TITLES 1, 11, 16 AND 29 OF THE DELAWARE CODE RELATING TO THE DISSOLUTION OF THE BOARD OF PAROLE AND TRANSFER OF THE BOARD’S RESPONSIBILITIES.

Representative B. Short moved to lift HA 1 to HB 35 from the Speaker's Table. The motion was seconded by Representative Brady and adopted by voice vote. Representative B. Short introduced and brought HA 1 to HA 1 to HB 35 before the House for consideration. Representatives B. Short & Bolden made comments. HA 1 to HA 1 was adopted by voice vote. Representative B. Short made comments.

HA 1 w/HA 1 to HA 1 was adopted by voice vote. Representatives B. Short, Kowalko, Ramone, D.P. Williams & Bolden made comments. Representative B. Short requested and was granted privilege of the floor for Carl Danberg, Commissioner, Department of Correction. Representative Bolden made comments.

The roll call on HB 35 w/HA 1 & HA 1 to HA 1 was taken and revealed:

YES: 28.


Therefore, having received a constitutional majority, HB 35 w/HA 1 & HA 1 to HA 1 was sent to the Senate for concurrence.


HR 10 - RELATING TO THE HOUSE OF REPRESENTATIVES REDISTRICTING PROCESS. Representatives Schwartzkopf, Lavelle, Hudson, Schwartzkopf & Lavelle made comments. HR 10 was adopted by voice vote.

The Majority Leader moved to recess to the call of the Chair at 5:02 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 6, 2011. The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed HB 19 w/HA 1 & SA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed HCR 8 and is returning the same to the House.

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Representative Michael Ramone, do hereby request that my name be removed as co-sponsor of HB 70. Date: 4/5/11 Signed: Michael Ramone

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

19th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session

April 6, 2011

The Chief Clerk called the roll:

Members Present: 37.
Members Absent: Representatives George, Heffernan, Miro & D. Short - 4.

A prayer was offered by Representative Edward S. Osienski, Twenty-fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

Representative Brady requested that she be marked present.

The following prefiled legislation was introduced:

HB 84 - BRIGGS KING & SENATOR SORENSON; REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, HUDSON, MANOLOAKOS, MIRO, OUTFEN, PETERMAN, D. SHORT, WILSON; SENATOR BOOTH - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 4 of the Delaware Code Relating to Microbreweries Transporting, Distributing, and Delivering Their Product.

HA 1 to SB 17 - HUDSON - Placed with the Bill.

The Reading Clerk read the following communication into the record:

HOUSE TRIBUTE ANNOUNCEMENT #13

DATE: April 6, 2011

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-255</td>
<td>Carson</td>
<td>2/20/2011</td>
<td>M</td>
<td>Brenda Sue Spencer Janssen</td>
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<tr>
<td>H146-256</td>
<td>Kenton</td>
<td>2/20/2011</td>
<td>M</td>
<td>Eleanor L. Warrington</td>
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<tr>
<td>H146-257</td>
<td>Kenton</td>
<td>2/18/2011</td>
<td>M</td>
<td>Forrest Vandergrift Jacobs</td>
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<td>H146-258</td>
<td>Kenton</td>
<td>2/21/2011</td>
<td>M</td>
<td>Sarah A. Carter</td>
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<tr>
<td>H146-259</td>
<td>Bolden</td>
<td>2/13/2011</td>
<td>M</td>
<td>Ardythe Charmayne Campbell</td>
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<tr>
<td>H146-260</td>
<td>Atkins</td>
<td>2/28/2011</td>
<td>T</td>
<td>David Wilkinson - Retirement - Dept. of Correction</td>
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<tr>
<td>H146-264</td>
<td>Kenton</td>
<td>2/21/2011</td>
<td>M</td>
<td>Irene May Fitzgerald</td>
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<tr>
<td>H146-265</td>
<td>Carson; Willis</td>
<td>2/26/2011</td>
<td>T</td>
<td>Smyrna High School - Re - Dedication Celebration</td>
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<td>H146-266</td>
<td>Schooley</td>
<td>2/17/2011</td>
<td>T</td>
<td>Norman and Irene Gerri - 60th Wedding Anniversary</td>
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<tr>
<td>H146-267</td>
<td>Atkins</td>
<td>1/21/2011</td>
<td>T</td>
<td>Harry and Esther Keith - 50th Wedding Anniversary</td>
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<tr>
<td>H146-268</td>
<td>Jaques</td>
<td>2/22/2011</td>
<td>T</td>
<td>Howard and Janice Banning - 69th Wedding</td>
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<tr>
<td>H146-274</td>
<td>Kenton; Peterman</td>
<td>3/19/2011</td>
<td>T</td>
<td>John Watson - 2010 Fireman of the Year - Carlisle Fire Co.</td>
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<td>H146-276</td>
<td>Blakey; D.P. Williams</td>
<td>2/28/2011</td>
<td>T</td>
<td>MBA Students - Ghana Institute of Management &amp; Public Administration</td>
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<td>H146-277</td>
<td>Bolden</td>
<td>2/21/2011</td>
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<td>Lois R. Billings</td>
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<td>H146-278</td>
<td>Longhurst; Keeley</td>
<td>3/19/2011</td>
<td>M</td>
<td>Jan A. Zarebicki</td>
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<td>H146-279</td>
<td>Outten</td>
<td>2/12/2011</td>
<td>M</td>
<td>Carl A. Salo</td>
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<td>H146-280</td>
<td>Lavelle</td>
<td>2/2/2011</td>
<td>T</td>
<td>Alice Miao - 2010 Siemens Award for AP</td>
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<td>H146-283</td>
<td>Walker</td>
<td>2/24/2011</td>
<td>M</td>
<td>Ryan Wagner</td>
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<td>H146-286</td>
<td>Gilligan</td>
<td>2/25/2011</td>
<td>M</td>
<td>Isabella Friel Wilson</td>
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<td>H146-288</td>
<td>Bennett</td>
<td>2/23/2011</td>
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<td>Bruce E. Burgoyne</td>
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<td>H146-290</td>
<td>Gilligan</td>
<td>3/25/2011</td>
<td>T</td>
<td>Gerald Morris - 16 Years - Mid-County Senior Center Board</td>
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<td>H146-291</td>
<td>Outten</td>
<td>3/2/2011</td>
<td>M</td>
<td>Guy Winebrenner</td>
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<td>H146-292</td>
<td>Outten</td>
<td>3/2/2011</td>
<td>M</td>
<td>Calvin Jesse Harris, Jr.</td>
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<td>H146-296</td>
<td>Hudson</td>
<td>3/12/2011</td>
<td>M</td>
<td>The Hon. Russell W. Peterson</td>
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<th>Type</th>
<th>Description</th>
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<td>H146-298</td>
<td>Longhurst; Jaques</td>
<td>2/28/2011</td>
<td>M</td>
<td>Matthew Jonathan Holloway</td>
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<td>H146-299</td>
<td>J. Johnson</td>
<td>3/9/2011</td>
<td>T</td>
<td>Phillip Robertson - 80th Birthday</td>
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<td>H146-300</td>
<td>Jaques</td>
<td>3/3/2011</td>
<td>M</td>
<td>Diane M. Costigan</td>
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<td>H146-302</td>
<td>Viola</td>
<td>3/20/2011</td>
<td>T</td>
<td>Dylan Keith Spence - Eagle Scout</td>
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<td>H146-303</td>
<td>Schwartzkopf</td>
<td>3/20/2011</td>
<td>T</td>
<td>Robert Pedigo - Eagle Scout</td>
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<td>H146-304</td>
<td>Schwartzkopf</td>
<td>3/20/2011</td>
<td>T</td>
<td>Tyler Clark - Eagle Scout</td>
</tr>
<tr>
<td>H146-305</td>
<td>Wilson</td>
<td>3/5/2011</td>
<td>M</td>
<td>Evelyn Mary Smith</td>
</tr>
</tbody>
</table>

DATE: April 6, 2011

HOUSE TRIBUTE ANNOUNCEMENT #15

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-298</td>
<td>Longhurst; Jaques</td>
<td>2/28/2011</td>
<td>M</td>
<td>Matthew Jonathan Holloway</td>
</tr>
<tr>
<td>H146-299</td>
<td>J. Johnson</td>
<td>3/9/2011</td>
<td>T</td>
<td>Phillip Robertson - 80th Birthday</td>
</tr>
<tr>
<td>H146-300</td>
<td>Jaques</td>
<td>3/3/2011</td>
<td>M</td>
<td>Diane M. Costigan</td>
</tr>
<tr>
<td>H146-302</td>
<td>Viola</td>
<td>3/20/2011</td>
<td>T</td>
<td>Dylan Keith Spence - Eagle Scout</td>
</tr>
<tr>
<td>H146-303</td>
<td>Schwartzkopf</td>
<td>3/20/2011</td>
<td>T</td>
<td>Robert Pedigo - Eagle Scout</td>
</tr>
<tr>
<td>H146-304</td>
<td>Schwartzkopf</td>
<td>3/20/2011</td>
<td>T</td>
<td>Tyler Clark - Eagle Scout</td>
</tr>
<tr>
<td>H146-305</td>
<td>Wilson</td>
<td>3/5/2011</td>
<td>M</td>
<td>Evelyn Mary Smith</td>
</tr>
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</table>

DATE: April 6, 2011

HOUSE TRIBUTE ANNOUNCEMENT #14

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-274</td>
<td>Kenton; Peterman</td>
<td>3/19/2011</td>
<td>T</td>
<td>John Watson - 2010 Fireman of the Year - Carlisle Fire Co.</td>
</tr>
<tr>
<td>H146-276</td>
<td>Blakey; D.P. Williams</td>
<td>2/28/2011</td>
<td>T</td>
<td>MBA Students - Ghana Institute of Management &amp; Public Administration</td>
</tr>
<tr>
<td>H146-277</td>
<td>Bolden</td>
<td>2/21/2011</td>
<td>M</td>
<td>Lois R. Billings</td>
</tr>
<tr>
<td>H146-278</td>
<td>Longhurst; Keeley</td>
<td>3/19/2011</td>
<td>M</td>
<td>Jan A. Zarebicki</td>
</tr>
<tr>
<td>H146-279</td>
<td>Outten</td>
<td>2/12/2011</td>
<td>M</td>
<td>Carl A. Salo</td>
</tr>
<tr>
<td>H146-280</td>
<td>Lavelle</td>
<td>2/2/2011</td>
<td>T</td>
<td>Alice Miao - 2010 Siemens Award for AP</td>
</tr>
<tr>
<td>H146-283</td>
<td>Walker</td>
<td>2/24/2011</td>
<td>M</td>
<td>Ryan Wagner</td>
</tr>
<tr>
<td>H146-286</td>
<td>Gilligan</td>
<td>2/25/2011</td>
<td>M</td>
<td>Isabella Friel Wilson</td>
</tr>
<tr>
<td>H146-288</td>
<td>Bennett</td>
<td>2/23/2011</td>
<td>M</td>
<td>Bruce E. Burgoyne</td>
</tr>
<tr>
<td>H146-290</td>
<td>Gilligan</td>
<td>3/25/2011</td>
<td>T</td>
<td>Gerald Morris - 16 Years - Mid-County Senior Center Board</td>
</tr>
<tr>
<td>H146-291</td>
<td>Outten</td>
<td>3/2/2011</td>
<td>M</td>
<td>Guy Winebrenner</td>
</tr>
<tr>
<td>H146-292</td>
<td>Outten</td>
<td>3/2/2011</td>
<td>M</td>
<td>Calvin Jesse Harris, Jr.</td>
</tr>
<tr>
<td>H146-296</td>
<td>Hudson</td>
<td>3/12/2011</td>
<td>M</td>
<td>The Hon. Russell W. Peterson</td>
</tr>
</tbody>
</table>
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<table>
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<tr>
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</tr>
</thead>
<tbody>
<tr>
<td>H146-316</td>
<td>Carson</td>
<td>3/18/2011</td>
<td>T</td>
<td>Jimmie Foster - American Legion National Commander - Visit</td>
</tr>
<tr>
<td>H146-317</td>
<td>Carson; Q. Johnson</td>
<td>3/18/2011</td>
<td>T</td>
<td>Carolann Wicks - Retirement - DelDOT</td>
</tr>
<tr>
<td>H146-319</td>
<td>Carson</td>
<td>3/22/2011</td>
<td>T</td>
<td>Neda Biggs - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-321</td>
<td>Hudson</td>
<td>3/22/2011</td>
<td>T</td>
<td>Susan Del Pesco - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-322</td>
<td>B. Short</td>
<td>3/22/2011</td>
<td>T</td>
<td>Audrey Doberstein - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-323</td>
<td>Ramone</td>
<td>3/22/2011</td>
<td>T</td>
<td>Moonyeen Klopfenstein - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-324</td>
<td>Blakey; George</td>
<td>3/18/2011</td>
<td>M</td>
<td>Agnes Pennell</td>
</tr>
<tr>
<td>H146-325</td>
<td>Carson; Willis</td>
<td>3/9/2011</td>
<td>M</td>
<td>Patricia A. Steele</td>
</tr>
<tr>
<td>H146-326</td>
<td>D.E. Williams</td>
<td>3/19/2011</td>
<td>T</td>
<td>Robert and Catherine Maxwell - 45th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-327</td>
<td>Bolden</td>
<td>3/17/2011</td>
<td>T</td>
<td>Dwight Dockery - Doctor of Philosophy Degree</td>
</tr>
<tr>
<td>H146-328</td>
<td>Longhurst</td>
<td>3/27/2011</td>
<td>T</td>
<td>Erik Boudart - Eagle Scout</td>
</tr>
<tr>
<td>H146-329</td>
<td>Hefferman</td>
<td>3/27/2011</td>
<td>T</td>
<td>Oliver Faulkner - Eagle Scout</td>
</tr>
<tr>
<td>H146-330</td>
<td>Kowalko</td>
<td>3/22/2011</td>
<td>T</td>
<td>Delaware PTA - 100th Anniversary</td>
</tr>
<tr>
<td>H146-332</td>
<td>Kenton</td>
<td>3/19/2011</td>
<td>M</td>
<td>Robert J. Muffler</td>
</tr>
<tr>
<td>H146-333</td>
<td>Bennett</td>
<td>2/25/2011</td>
<td>T</td>
<td>Anthony &amp; Sandra Liberto</td>
</tr>
<tr>
<td>H146-335</td>
<td>Carson; Hocker</td>
<td>4/2/2011</td>
<td>T</td>
<td>William Gordon Lloyd - 90th Birthday</td>
</tr>
<tr>
<td>H146-336</td>
<td>Schooley</td>
<td>3/30/2011</td>
<td>T</td>
<td>Sheila Grant - Project on Death in America Nursing Leadership Award</td>
</tr>
<tr>
<td>H146-337</td>
<td>D.P. Williams</td>
<td>1/20/2011</td>
<td>T</td>
<td>Joe and Shirley Ackerman - 60th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-338</td>
<td>B. Short</td>
<td>2/11/2011</td>
<td>T</td>
<td>Harry and Millie Manelski - 50th Wedding Anniversary</td>
</tr>
</tbody>
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DATE: April 6, 2011

HOUSE TRIBUTE ANNOUNCEMENT #16

DATE: April 6, 2011

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<tr>
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<td>Carson</td>
<td>3/22/2011</td>
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<tr>
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<td>Blakey; George</td>
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<td>Hefferman</td>
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<td>B. Short</td>
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<td>T</td>
<td>Harry and Millie Manelski - 50th Wedding Anniversary</td>
</tr>
</tbody>
</table>
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 7, 2011.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was deferred to: Representative Kowalko requested to be marked present for the current Legislative Day.

Representative Scott requested to be marked present. Representative Q. Johnson made comments. Representative Schwartzkopf deferred to Representative Q. Johnson. Representative Brady made comments. Representative Keeley requested to be marked present. Representative Longhurst deferred to Representative Schwartzkopf.

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<tbody>
<tr>
<td>H146-339</td>
<td>Willis</td>
<td>3/30/2011</td>
<td>T</td>
<td>The Hon. Pamela Thornburg - 2010 Legislative Award</td>
</tr>
<tr>
<td>H146-341</td>
<td>B. Short; Brady</td>
<td>3/23/2011</td>
<td>T</td>
<td>Grant Grier - Boy Scouts of America Heroism Award</td>
</tr>
<tr>
<td>H146-342</td>
<td>Mulrooney</td>
<td>3/30/2011</td>
<td>T</td>
<td>John Wheeler - Posthumous Recognition for Service to</td>
</tr>
<tr>
<td>H146-343</td>
<td>Keeley</td>
<td>3/20/2011</td>
<td>M</td>
<td>Joseph A. Schneider</td>
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<td>H146-345</td>
<td>Peterman</td>
<td>3/21/2011</td>
<td>M</td>
<td>Mary Eva Sexton</td>
</tr>
<tr>
<td>H146-346</td>
<td>George</td>
<td>2/22/2011</td>
<td>T</td>
<td>Erik Peterson - Eagle Scout</td>
</tr>
<tr>
<td>H146-347</td>
<td>Viola</td>
<td>3/20/2011</td>
<td>M</td>
<td>Charlotte S. Harkins</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td>Kavell</td>
</tr>
<tr>
<td>H146-349</td>
<td>Keeley</td>
<td>3/19/2011</td>
<td>M</td>
<td>Edward Joseph &quot;Wally&quot; Ciszkowski</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Mitchell</td>
</tr>
<tr>
<td>H146-351</td>
<td>Mitchell</td>
<td>3/19/2011</td>
<td>T</td>
<td>Elsmere Fire Co. - 90 Years</td>
</tr>
<tr>
<td>H146-352</td>
<td>Mitchell</td>
<td>3/19/2011</td>
<td>T</td>
<td>James Maule III - 2010 Member of the Year - Elsmere Fire Co.</td>
</tr>
<tr>
<td>H146-357</td>
<td>Lavelle</td>
<td>4/10/2011</td>
<td>T</td>
<td>Matthew Pla - Eagle Scout</td>
</tr>
<tr>
<td>H146-358</td>
<td>Scott</td>
<td>4/3/2011</td>
<td>T</td>
<td>Irving &amp; Phyllis Levitt - Public Service</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Wilson</td>
</tr>
</tbody>
</table>

T- Tribute
M - Memoriam

Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson introduced and brought HR 11, sponsored on behalf of All
Representatives, before the House for consideration.
Representative Scott requested to be marked present.
HR 11 - DECLARING APRIL 12, 2011 AS EARLY DEVELOPMENTAL SCREENING DAY.
Representative Q. Johnson made comments. HR 11 was adopted by voice vote.
Representative Longhurst deferred to Representative B. Short. Representative Keeley requested to be marked present. Representative B. Short requested that they be marked present. Representative Bolden requested and was granted personal privilege of the floor to present a House Tribute to Delta Sigma Theta Sorority, Inc. Mary L. Hudson, National Committee Member, addressed the House. Representative Bolden introduced guests. Representative Brady made comments. Representative Manolakos requested and was granted personal privilege of the floor to make comments and to introduce a guest. Representative Keeley requested and was granted personal privilege of the floor to introduce a guest. Representative Bolden introduced a guest. Representatives Lavelle, D.E. Williams, Atkins & D.P. Williams requested that they be marked present. Representative Wilson requested and was granted personal privilege of the floor to introduce a guest. Representative Kowalko requested and was granted personal privilege of the floor to introduce a guest.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:20 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:20 p.m. on April 6, 2011: Representative Mulrooney.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 7, 2011.
Representatives Heffernan, Miro & D. Short requested that they be marked present for the current Legislative Day. The House observed a moment of silence in honor of the earthquake and tsunami victims of Miyagi Prefecture, Japan, at the request of Representative Willis.
The Chief Clerk read the following committee reports into the record:

TRANSPORTATION/LAND USE AND INFRASTRUCTURE: SB 9 w/SA 1 - 4M,1U.
HEALTH & HUMAN DEVELOPMENT: HB 63 - 8F,1M.
PUBLIC SAFETY & HOMELAND SECURITY: HB 66 - 4M,2U; HB 73 - 7M; HB 74 - 8M.
HOUSE ADMINISTRATION: HB 81 - 3F,2M; SB 23 - 5F.
NATURAL RESOURCES: HB 61 - 6F,1M; HB 71 - 5F,2M.

The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 12 & SB 13 w/SA 4 and requests the concurrence of the House and the Senate has passed HB 36 w/HA 1 & HB 37 and is returning the same to the House.

Representative George requested that she be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

20th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
April 7, 2011

The Chief Clerk called the roll:
Members Present: 41.

A prayer was offered by Representative Michael Ramone, Twenty-first Representative District.
Mr. Speaker Gilligan invited Officers of Jobs for Delaware Graduates to join him in leading those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
Representative Brady requested that he be marked present.
The following prefiled legislation was introduced:
HA 1 to HB 42 - J. JOHNSON - Placed with the Bill.
HA 1 to HB 45 - WALKER - Placed with the Bill.
HA 1 to HB 61 - JAQUES - Placed with the Bill.
HA 1 to HB 67 - Q. JOHNSON - Placed with the Bill.
HA 1 to HB 68 - SCOTT - Placed with the Bill.
HA 1 to HB 78 - HUDSON - Placed with the Bill.
HA 1 to HB 81 - LONGHURST - Placed with the Bill.

SB 12 - HENRY & REPRESENTATIVE SCHOOLEY; SENATORS VENABLES, SORENSON; REPRESENTATIVES BARBIERI, BOLDEN, JAQUES, KEELEY, KOWALKO, SCOTT, VIOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 31 of the Delaware Code Relating to the Food Stamp Program.

SB 13 w/SA 4 - HENRY & REPRESENTATIVE KEELEY; SENATORS MARSHALL, SORENSON; REPRESENTATIVES BARBIERI, BOLDEN, JAQUES, KEELEY, KOWALKO, MULROONEY, SCHOOLEY - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 29 of the Delaware Code Relating to Sterile Needle and Syringe Exchange.

Representative Schwartzkopf deferred to Representative Ramone.
Representative Kowalko requested that he be marked present.
Representative Ramone moved to suspend the rules which interfere with introduction of and action on HJR 2. The motion was seconded by Representative Blakey and adopted by voice vote.
Representative Ramone introduced and brought HJR 2, jointly sponsored by Senator Blevins & Representative Hudson on behalf of All Representatives & Senator Peterson on behalf of all Senators, before the House for consideration.

HJR 2 - RECOGNIZING THE LATE DELAWARE STATE POLICE CORPORAL ROBERT H. BELL FOR HIS COURAGEOUS ACTIONS IN THE LINE-OF-DUTY.

Representative Schwartzkopf requested that HJR 2 be read in its entirety.

HJR 2 - RECOGNIZING THE LATE DELAWARE STATE POLICE CORPORAL ROBERT H. BELL FOR HIS COURAGEOUS ACTIONS IN THE LINE-OF-DUTY.

WHEREAS, Corporal Robert H. Bell joined the Delaware State Police on January 15, 1971; and
WHEREAS, on January 14, 1981, Corporal Bell, while off duty, came across another Trooper trying to prevent a man from jumping from the John T. Davis Bridge (formerly the Cranston Heights Bridge located on Kirkwood Highway near Prices Corner); and
WHEREAS, Corporal Bell stopped to assist; and
WHEREAS, during that action Corporal Bell sustained back injuries which resulted in surgery; and
WHEREAS, during that surgery Corporal Bell received a blood transfusion tainted with HIV; and
WHEREAS, on September 6, 1993, Corporal Bell died in the line-of-duty due to complications from AIDS; and
WHEREAS, the circumstances surrounding Corporal Bell’s death were not publicly known for many years after he died; and
WHEREAS, he did not receive the funeral honors and public recognition normally bestowed upon a police officer following a line-of-duty death;

49
NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the 146th General Assembly of the State of Delaware, with the approval of the Governor, that the death of Corporal Robert H. Bell has been designated as a line-of-duty death.

BE IT FURTHER RESOLVED that Corporal Robert H. Bell is recognized for his willingness to take action, risking his life to save another.

BE IT FURTHER RESOLVED that this action is the enduring memory of Corporal Bell’s life.

BE IT FURTHER RESOLVED that a suitably prepared copy of this resolution be presented to the staff of the Division of Corporations, the Office of the Secretary of State, and the family of Corporal Robert H. Bell.

The roll call on HJR 2 was taken and revealed:

YES: 37.
ABSENT: Representatives Lavellle, Mulrooney, D.E. Williams & D.P. Williams - 4.

Therefore, having received a constitutional majority, HJR 2 was sent to the Senate for concurrence.

Representative Mitchell requested that he be marked present during the roll call.

Representative Ramone requested and was granted privilege of the floor for himself and Representative Hudson. Representative Ramone requested that members of the Bell Family and law enforcement officers join him at the podium. Representative Ramone introduced guests. Retired State Police Captain Deputy; Kevin McDerby, New Castle County Police Department; George R. Bell; Representative Hudson; Kimberly Bell; and Janet Kilpatrick, Councilperson, New Castle County, addressed the House. Representatives Mitchell and Ramone made comments. Representative Mitchell introduced a guest.

Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley requested privilege of the floor for Dr. Susanna Lee, President, Jobs for Delaware Graduates. Representative Schooley introduced officers of Jobs for Delaware Graduates. Dr. Lee addressed the House. Officers addressed the House. Representative Manolakos requested and was granted personal privilege of the floor to make comments. Representative Bolden requested and was granted personal privilege of the floor to make comments. Representative Carson requested and was granted personal privilege of the floor to introduce a guest. Representatives Keeley & Schooley made comments. Students and staff members stated their names, programs and schools for the record.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:49 p.m.

The House reconvened at 4:13 p.m.

The Reading Clerk read the following communication into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Senator Peterson, do hereby request that my name be removed as co-sponsor of HB 85.

Date: 4/6/11
Signed: Karen Peterson

Representatives D.E. Williams, Mulrooney & Lavellle requested that they be marked present.

Representative Schwartzkopf deferred to Representative George.


HB 19 - AN ACT TO AMEND TITLES 10, 11, 16 AND 21 OF THE DELAWARE CODE RELATING TO DRUG-INVOLVED OFFENSES

Representative George made comments.

The roll call on HB 19 w/HA 1 & SA 1 was taken and revealed:

YES: 40.
NO: Representative Atkins - 1.
Therefore, having received a constitutional majority, HB 19 w/HA 1 & SA 1 was sent to the Governor.

Representative Manolakos was marked present during the roll call.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst brought HB 81, jointly sponsored by Senator Blevins & Representative Hudson & Representative Scott & Senator Bonini & cosponsored by Representatives Barbieri, Jaques, J. Johnson, Keeley, Mitchell, Schooley, Schwartzkopf & B. Short & Senators Bushweller, Ennis, Henry, Sokola & Sorenson, before the House for consideration.

HB 81 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PUBLIC OFFICERS AND EMPLOYEES HEALTH CARE INSURANCE PROGRAM AND STATE EMPLOYEES PENSION PLAN.

Representative Longhurst brought HA 1 to HB 81 before the House for consideration.

Representative Longhurst made comments. HA 1 was adopted by voice vote. Representatives Longhurst, Lavellle, Longhurst, Lavellle, Schwartzkopf, Lavellle, Kowalko, Briggs King, J. Johnson, D.P. Williams, Miro, Brady & Longhurst made comments.

The roll call on HB 81 w/HA 1 was taken and revealed:
YES: 37.
NO: Representatives Blakey, Lavelle & Manolakos - 3.
NOT VOTING: Representative Peterman - 1.

Therefore, having received a constitutional majority, HB 81 w/HA 1 was sent to the Senate for concurrence.

Representative Longhurst made comments and introduced guests.
Representative Schwartzkopf deferred to Representative Atkins.
Representative Atkins brought HB 71, jointly sponsored by Senator Ennis & Representatives Carson, Hocker, Kenton, Walker & Wilson & Senator Booth & cosponsored by Representative Peterman, before the House for consideration.

HB 71 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL SHOOTING PRESERVES.

Representatives Atkins & George made comments. Representative Atkins requested and was granted privilege of the floor for Judge Edward Davis. Representatives George & Atkins made comments.

The roll call on HB 71 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HB 71 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson brought HB 67, jointly sponsored by Representative Scott & Senator Blevins & Representatives Bennett, Briggs, King, Gilligan, Keeley, Ramone, Schwartzkopf, B. Short, Walker & D.E. Williams and cosponsored by Representatives Bolden, Heffernan, Hudson, Jaques, J. Johnson, Kenton, Miro, Peterman, Ramone & Wilson, before the House for consideration.

HB 67 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS.

Representative Q. Johnson brought HA 1 to HB 67 before the House for consideration.
Representative Q. Johnson made comments. HA 1 was adopted by voice vote. Representatives Q. Johnson & Lavelle made comments.

The roll call on HB 67 w/HA 1 was taken and revealed:

YES: 39.
ABSENT: Representatives Schwartzkopf & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 67 w/HA 1 was sent to the Senate for concurrence.

Representative Longhurst deferred to Representative Scott.

Representative Scott brought HB 68, jointly sponsored by Representative Q. Johnson & Senator Blevins & Representatives Bennett, Briggs, King, Gilligan, Heffernan, Keeley, Ramone, Schwartzkopf, B. Short, Walker & D.E. Williams, before the House for consideration.

HB 68 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE OF CLINICAL SOCIAL WORKERS.

Representative Scott brought HA 1 to HB 68 before the House for consideration. Representative Scott made comments. HA 1 was adopted by voice vote. Representatives Scott & Lavelle made comments. Representative Scott requested and was granted privilege of the floor for Lawrence Lewis, State Solicitor. Representative Lavelle made comments. Representative Scott requested and was granted privilege of the floor for James Collins, Director, Division of Professional Regulation. Representative Briggs King made comments.

The roll call on HB 68 w/HA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Carson - 1.
Therefore, having received a constitutional majority, HB 68 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Walker.

Representative Walker brought HB 45, jointly sponsored by Senator Hall-Long & Representatives Barbieri, Bennett, Gilligan, Hudson, Q. Johnson, Keeley, Lavelle, Longhurst, Mitchell & Schooley & Senators Blevins, Bushweller, Sokola & Sorenson, before the House for consideration.

HB 45 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSING.


The roll call on HB 45 w/HA 1 was taken and revealed:

YES: 39.
ABSENT: Representatives George & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 45 w/HA 1 was sent to the Senate for concurrence.
Mr. Speaker Gilligan made an announcement. Representatives Schwartzkopf, Lavelle & Walker
made comments.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 30 and requests the concurrence of the
House and the Senate has passed HB 31, HB 5 & HJR 2 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott brought HB 42, jointly sponsored by Representative Barbieri & Senator Hall-
Long & Representatives Brady, Keeley, Miro & Mitchell & Senator Ennis, before the House for
consideration.

HB 42 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE
POWERS AND DUTIES OF THE DEPARTMENT OF EDUCATION.

Representative Scott brought HA 1 to HB 42 before the House for consideration. Representative
J. Johnson brought HA 1 to HA 1 to HB 42 before the House for consideration. Representative J. Johnson
& Keeley made comments. HA 1 to HA 1 was adopted by voice vote. Representatives Scott & Manolakos
made comments. Representative Scott requested and was granted privilege of the floor for Dan Cruce,
Deputy Secretary of Education. Representatives Manolakos, J. Johnson, Manolakos, Atkins, Heffernan
& D. Short made comments. Representative Scott moved to place HA 1 w/HA 1 to HA 1 on the Speaker's
Table. The motion was seconded by Representative Jaques and adopted by voice vote. Representative Scott
moved to place HB 42 on the Speaker's Table. The motion was seconded by Representative Jaques and
adopted by voice vote.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought HB 63, jointly sponsored by Representative George &
Representative Walker & Senator Hall-Long & Senator Henry & Representatives Q. Johnson, Scott,
Bolden, Heffernan, Hudson, Jaques, J. Johnson, Kenton, Miro, Peterman, Ramone & Wilson, before the
House for consideration.

HB 63 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO
SEXUAL ABUSE OF PATIENTS IN FACILITIES.

Representatives Barbieri, Miro & Lavelle made comments. Representative Barbieri requested and
was granted privilege of the floor for Tina Showalter, Deputy Attorney General.

The roll call on HB 63 was taken and revealed:

YES: 40.

ABSENT: Representative Longhurst - 1.

Therefore, having received a constitutional majority, HB 63 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques brought HB 61, jointly sponsored by Representative Briggs King & Senator
Ennis & Representatives Barbieri, Bennett, Brady, Carson, George, Hocker, Hudson, Q. Johnson, Kenton,
Miro, Mitchell, Viola & Willis and cosponsored by Representatives Osienksi, Outten, Peterman, Ramone,
Scott & Wilson, before the House for consideration.

HB 61 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO
HUNTING, TRAPPING, AND FISHING LICENSES.

Representative Jaques brought HA 1 to HB 61 before the House for consideration. Representative
Jaques made comments. HA 1 was adopted by voice vote. Representatives Jaques & Miro made comments.

The roll call on HB 61 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 61 w/HA 1 was sent to the Senate for
concurrence.

Representative Jaques made comments. Representative Schwartzkopf introduced HA 2 to HB 14.

HA 2 was placed with the bill.

Representative Schwartzkopf deferred to Representative Carson. Representative Carson introduced
HA 1 to HB 46. HA 1 was placed with the bill. Representative Carson introduced HA 2 to HB 46. HA 2
was placed with the bill. Representative Schwartzkopf made an announcement. Representative
Schwartzkopf deferred to Representative Mitchell. Representative Mitchell introduced HA 3 to HB 46.

HA 3 was placed with the bill.

The Majority Leader moved to recess to the call of the Chair at 6:06 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 12, 2011.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The
House reconvened at 2:02 p.m.

21st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
April 12, 2011

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative John C. Atkins, Forty-first Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

**HB 87** - BRADY & SENATOR MCDOWELL - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Crimes and Specific Offenses Against the Person.


Representatives Lee & Blakey requested that they be marked present.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley introduced and brought **HR 6**, jointly sponsored by Representative Longhurst & Representives Bennett, Bolden, George, Heffernan, Hudson, Jaques, Q. Johnson, Kowalko, Miro, Mitchell, Mulrooney, Ramone, Schooley, Schwartzkopf, Viola & Walker, before the House for consideration.

Representative Barbieri requested that he be marked present.

**HR 6** - ESTABLISHING APRIL 12, 2011 AS "EQUAL PAY DAY" IN THE STATE OF DELAWARE.

Representative Keeley made comments and introduced guests. Representative Keeley deferred to Representative Longhurst. Representative Longhurst introduced a guest. **HR 6** was adopted by voice vote.

Representatives D.P. Williams & Viola requested that they be marked present. Representative Longhurst requested and was granted personal privilege of the floor to make comments and introduce a guest. Mr. Speaker Gilligan introduced guests. Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton made a comment. Representatives Mulrooney & Bolden requested that they be marked present.

Representative Schwartzkopf deferred to Representative Hudson. Representative Hudson requested and was granted personal privilege of the floor to introduce guests. Representative Manolakos introduced a guest. Representative Briggs King requested and was granted personal privilege of the floor to introduce guests. Representative Wilson made an announcement. Representative D.P. Williams & Lavelle made comments. Representatives Schwartzkopf & Blakey made announcements.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:17 p.m.

The House reconvened at 4:15 p.m.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed **SB 35** & **SCR 8** and requests the concurrence of the House.

Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins brought **SB 23**, jointly sponsored by Senator Bunting & Representative Hocker, before the House for consideration.

**SB 23** - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE TOWN OF FRANKFORD'S CHARTER. (2/3 bill)

Representative Atkins made comments.

The roll call on **SB 23** was taken and revealed:

YES: 39.

ABSENT: Representatives Brady & Scott - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, **SB 23** was returned to the Senate.

Representatives Mitchell requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst brought **HB 48**, jointly sponsored by Senator Sokola & Representatives Barbieri, Bolden, Heffernan, Jaques, Keeley, Miro, Mitchell, Osinski, Schooley, Schwartzkopf, Scott,
HB 48 - AN ACT TO AMEND TITLES 11, 16 AND 29 OF THE DELAWARE CODE RELATING TO REPORTING PERSONS PROHIBITED FROM POSSESSING FIREARMS AND THE NATIONAL CRIMINAL INSTANT BACKGROUND CHECK SYSTEM ("NICS"). Representative Longhurst brought HA 1 to HB 48 before the House for consideration. Representative Longhurst made comments. HA 1 was adopted by voice vote. Representative Longhurst brought HA 2 to HB 48 before the House for consideration. Representative Longhurst made comments. HA 2 was adopted by voice vote. Representatives Longhurst, Hocker, Lavelle & Schwartzkopf made comments. Representative Longhurst requested and was granted privilege of the floor for Captain Jason Sapp, representing the Delaware State Police. Representative Jaques rose on a point of order. Representatives Lavelle & Schwartzkopf made comments. Mr. Speaker did not concur. Representatives Longhurst, Lavelle, Hocker, Schwartzkopf, Hudson & Lee made comments. Representative Atkins requested and was granted privilege of the floor for Andrew Jamison, representing the National Rifle Association. Mr. Jamison was not present and did not take the floor. Representative Longhurst made comments.

The roll call on HB 48 w/HA 1 & 2 was taken and revealed:
YES: 39. NO: Representative Briggs King - 1. NOT VOTING: Representative Hocker - 1. Therefore, having received a constitutional majority, HB 48 w/HA 1 & 2 was sent to the Senate for concurrence. Representative Brady requested that he be marked present during the roll call. Representative Schwartzkopf deferred to Representative D.P. Williams. Representative D.P. Williams brought HB 46, jointly sponsored by Senator Henry & Representatives Barbieri, Bolden, Hefferman, Jaques, Keeley, Longhurst, Miro, Mitchell, Osienksi, Schooley, Schwartzkopf, Scott, B. Short & D.E. Williams & Senators Marshall, Peterson, Sokola & Sorenson, before the House for consideration.

HB 46 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF VALIDLY SEIZED WEAPONS AND AMMUNITION.

Representative Carson brought HA 1 to HB 46 before the House for consideration. Representative Carson brought HA 1 to HA 1 to HB 46 before the House for consideration. Representatives Carson & Lavelle made comments. HA 1 to HA 1 was adopted by voice vote. Representative Carson made comments. HA 1 was adopted by voice vote. Representative Carson brought HB 2 to HB 46 before the House for consideration. Representatives Carson, D.P. Williams, Schwartzkopf, Lavelle, Carson, D.P. Williams, Carson & Schwartzkopf made comments.

The roll call on HA 2 to HB 46 was taken and revealed:
YES: 24. NO: Representatives Barbieri, Bolden, George, Hefferman, Jaques, Keeley, Kowalko, Longhurst, Mitchell, Osienksi, Schooley, Schwartzkopf, Scott, B. Short, Viola, D.E. Williams & D.P. Williams - 17. Therefore, having received a constitutional majority, HA 2 to HB 46 was declared passed. Representative D.P. Williams moved to place HB 46 w/HA 1, HA 1 to HA 1 & HA 2 on the Speaker's Table. The motion was seconded by Representative George and adopted by voice vote. Representative Schwartzkopf brought HB 73, jointly sponsored by Senator Bunting & Representatives Hocker, Jaques, Kleeley, Longhurst & Wilson, before the House for consideration.

HB 73 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (3/5 bill)

Representatives Schwartzkopf & Lavelle made comments. Representative Lavelle requested and was granted privilege of the floor for Terry Gorlich, Legislative Liaison, Department of Transportation. Representatives Lavelle & Schwartzkopf made comments.

The roll call on HB 73 was taken and revealed:
YES: 39. NOT VOTING: Representatives Hocker & Lavelle - 2. Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 73 was sent to the Senate for concurrence. Representative Schwartzkopf brought HB 74, jointly sponsored by Senator Ennis & Representatives Barbieri, Bennett, Blakey, Bolden, Carson, George, Gilligan, Jaques, Kenton, Mitchell, Osienksi, Outten, D. Short, Willis & Wilson & Senators Booth, Bunting, Connor, Sokola, Sorenson & Lawson, before the House for consideration.

HB 74 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (3/5 bill)

Representatives Schwartzkopf & Lavelle made comments.

The roll call on HB 74 was taken and revealed:
YES: 40.
NOT VOTING: Representative Lavelle - 1.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, 
HB 74 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques made an announcement.
The Majority Leader moved to recess to the call of the Chair at 5:07 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 13, 2011.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 50 w/SA 2 & 4 and requests the concurrence of the House and it has passed HB 47 w/HA 1 aab HA 1 to HA 1, HA 2 to HA 1 & SA 1 and is returning the same to the House.
WITHDRAWAL OF SPONSORSHIP REQUEST
I, Representative Lincoln Willis, do hereby request that my name be removed as a co-sponsor of HB 78.
Date: 4/12/11
Signed: Lincoln Willis
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

22nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
April 13, 2011
The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representatives Mulrooney - 1.
A prayer was offered by Representative Ruth Briggs King, Thirty-seventh Representative District.
Mr. Speaker Gilligan invited students from the Child Development Center at Delaware Technical & Community College, Terry Campus, to join him in leading those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 88 - GEORGE & SENATOR BLEVINS; REPRESENTATIVES HUDSON, J. JOHNSON, KEELEY, MANOLAKOS, MIRO, MITCHELL, SCOTT; SENATOR SOKOLA - JUDICIARY - An Act to Amend Title 6 of the Delaware Code Relating to the Regulation of Securities.
HB 89 - J. JOHNSON & REPRESENTATIVE KEELEY & SENATOR HENRY; REPRESENTATIVES BARBIERI, MITCHELL, MULROONEY - LABOR - An Act to Amend Title 19 of the Delaware Code Relating to the Doctrine of Employment at Will and Protection from Wrongful Termination.
HB 90 - SCOOLEY & SENATOR SOKOLA; REPRESENTATIVES HEFFERNAN, JAQUES, KEELEY, MIRO, RAMONE; SENATORS BUNTING, BUSHWELLER, VENABLES; MCDOWELL - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to the Nonrenewal of Contracts and Dismissal of Department of Education Employees.
HB 91 - HEFFERNAN & SENATOR MCDOWELL; REPRESENTATIVES BENNETT, HUDSON, Q. JOHNSON, KEELEY, KOWALKO, LAVELLE, MULROONEY, SCOOLEY, SCOTT, B. SHORT, VIOLA; SENATOR SOKOLA - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Use of Respectful Language when Referring to Persons with Disabilities.
HA 4 to HB 46 - HOCKER - Placed with the Bill.
HA 1 to HB 57 - RAMONE - Placed with the Bill.
HA 2 to HB 57 - RAMONE - Placed with the Bill.
HA 1 to HB 58 - RAMONE - Placed with the Bill.
HA 2 to HB 58 - RAMONE - Placed with the Bill.
HA 1 to HB 72 - KEELEY - Placed with the Bill.
HA 1 to HB 76 - BRADY - Placed with the Bill.
SB 35 - PETERSON; SENATORS BLEVINS, BUSHWELLER, CLOUTIER, CONNOR, HALL-LONG, HENRY, KATZ, MARSHALL, MCBRIDE, MCDOWELL, SOKOLA, SORENSEN; REPRESENTATIVES BARBIERI, BENNETT, BRIGGS KING, JAQUES, J. JOHNSON, KOWALKO, LAVELLE, MITCHELL, OSIENSKI, SCOOLEY, B. SHORT, VIOLA, SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Dependent Health Coverage.
HA 1 to SB 9 - HUDSON - Placed with the Bill.
HA 1 to SB 30 - BRIGGS KING & REPRESENTATIVE LAVELLE; REPRESENTATIVE WILLIS - Placed with the Bill.
HA 2 to SB 30 - BRIGGS KING & REPRESENTATIVE LAVELLE - Placed with the Bill.
HA 3 to SB 30 - BRIGGS KING & REPRESENTATIVE LAVELLE; REPRESENTATIVE WILLIS - Placed with the Bill.
HA 4 to SB 30 - BRIGGS KING & REPRESENTATIVE LAVELLE; REPRESENTATIVE WILLIS - Placed with the Bill.
HA 5 to SB 30 - BRIGGS KING - Placed with the Bill.
HA 6 to SB 30 - WILLIS & REPRESENTATIVE KENTON & REPRESENTATIVE WILSON - Placed with the Bill.

The teachers from Delaware Technical & Community College stated their names for the record.

Representative Schooley made comments. The students performed a finger play. Representative Schooley made comments. Representatives George, Mitchell, Barbieri, Walker, J. Johnson, Heffernan, Willis, Lee, Wilson & Carson requested that they be marked present.

Representative Schwartzkopf brought Consent Calendar #3 before the House.

HR 12 - MULROONEY & REPRESENTATIVE KEELEY & REPRESENTATIVES BENNETT, BRADY, CARSON, GEORGE, GILLIGAN, HEFFERNAN, JAUQUES, J. JOHNSON, KOWALKO, LONGHURST, MITCHELL, OSIENSKI, D. SHORT, VIOLA, WALKER - Recognizing April 28, 2011 as "Workers Memorial Day."

HCR 9 - SCHOOLEY & REPRESENTATIVE Q. JOHNSON ON BEHALF OF ALL REPRESENTATIVES & SENATOR HALL-LONG ON BEHALF OF ALL SENATORS - Proclaiming April 13, 2011, "Early Child Care and Education Professionals Appreciation Day".

SCR 8 - CLOUTIER & SENATOR CONNOR & REPRESENTATIVE SCOTT & SENATORS BLEVINS, ENNIS, SOKOLA, SORENSON; REPRESENTATIVES CARSON, HEFFERNAN, HOCKER, HUDSON, JAUQUES, Q. JOHNSON, KEELEY, KENTON, LAVELLE, OUTTEN, PETERMAN, RAMONE, D. SHORT, WILLIS - Designating April 21, 2011 as "Technology Education Day" in the State of Delaware.

Representatives Schoooley & Q. Johnson made comments regarding HCR 9. Representatives Keeley & Kowalko made comments regarding HR 12. Representatives Hudson, Viola & D.P. Williams requested that they be marked present. Representative J. Johnson made comments regarding HR 12.

Consent Calendar #3 was adopted by voice vote and HR 12 was declared passed, HCR 9 was sent to the Senate for concurrence, and SCR 8 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Manolakos. Representative Manolakos requested and was granted personal privilege of the floor to introduce a guest. Representative Schwartzkopf deferred to Representative Schoooley. Representative Schoooley made an announcement. Representative Kowalko requested and was granted personal privilege of the floor to introduce a guest. Mr. Speaker Gilligan & Representative Schwartzkopf made announcements.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:18 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed on April 13, 2011 at 2:18 p.m.: Representatives Atkins & B. Short. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 14, 2011. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 28, SB 41 w/SA 1 & SB 46 W/SA1 and requests the concurrence of the House and it has passed HCR 9 and is returning the same to the House.

The Chief Clerk read the following committee report into the record:

JUDICIARY: HB 58 - 10M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 57 - 1F,7M; HB 59 - 9M.
HOUSE ADMINISTRATION: SB 30 - 3F,1U; SB 36 - 5M; HB 69 - 1F,3M.
HEALTH & HUMAN DEVELOPMENT: SB 17 w/SA 3 & SA 4 - 2F,10M.
HOUSING & COMMUNITY AFFAIRS: HB 85 - 2F,6M.
NATURAL RESOURCES: HB 83 – 7M.

Representative Mulrooney requested that he be marked present for the current Legislative Day. The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

23rd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
April 14, 2011

The Chief Clerk called the roll:

Members Present: 41.
A prayer was offered by Representative Helene M. Keeley, Third Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HB 93 - CARSON & REPRESENTATIVE GILLIGAN & REPRESENTATIVE BENNETT & SENATOR MCBRIDE; REPRESENTATIVES Q. JOHNSON, MULROONEY, WILSON; SENATORS DELUCA, ENNIS, HALL-LONG, SIMPSON, VENABLES - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Shellfish.

HB 94 - CARSON & REPRESENTATIVE GILLIGAN & REPRESENTATIVE BENNETT & SENATOR MCBRIDE; REPRESENTATIVES Q. JOHNSON, MULROONEY, RAMONE, WILSON; SENATORS DELUCA, ENNIS, HALL-LONG, SIMPSON, VENABLES - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Shellfish

HB 95 - MULROONEY & SENATOR MCBRIDE; REPRESENTATIVES BENNETT, BRADY, KOWALKO, LONGHURST, OSIENSKI, VIOLA; SENATORS DELUCA, ENNIS, LAWSON - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Motorcycles.

HA 2 to HB 66 - BRADY - Placed with the Bill.


SB 41 w/SA 1 - HALL-LONG & REPRESENTATIVE BRADY; REPRESENTATIVES MITCHELL, PETERMAN, RAMONE, LAVELLE - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to the Composition of the New Castle County Board of Assessment Review.

SB 46 w/SA 1 - BUSHWELLER & REPRESENTATIVE B. SHORT; SENATORS BLEVINS, BONINI, SOKOLA; REPRESENTATIVES CARSON, HOCKER, HUDSON - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Qualified Financial Contracts, Derivative Instruments and Rehabilitation and Liquidation.

HA 2 to SB 17 - WILSON - Placed with the Bill.

HA 7 to SB 30 - WILSON - Placed with the Bill.

HA 8 to SB 30 - D. SHORT - Placed with the Bill.

Mr. Speaker Gilligan descended to the floor podium and made comments. Mr. Speaker Gilligan invited former Representative Thomas Kovach to join him. Mr. Speaker Gilligan & Representatives George, Lavelle, Schwartzkopf, J. Johnson, D.E. Williams, Brady, B. Short, Ramone & Hocker made comments. Representaive Manolakos requested that he be marked present. Representatives Manolakos, Mitchell, Miro, Lavelle & Schwartzkopf made comments. Mr. Speaker Gilligan presented a gift to former Representative Thomas Kovach, who addressed the House.

Mr. Speaker Gilligan made comments and invited former Representative Robert E. Walls to join him at the podium. Representatives Kowalko, Schwartzkopf, Mitchell, Schooley, J. Johnson, Keeley, Carson, Atkins, Lavelle, Longhurst, Hocker & Kenton made comments. Mr. Speaker Gilligan made comments, introduced guests, and presented a gift to former Representative Robert E. Walls, who addressed the House.

Mr. Speaker Gilligan made comments and invited former Representative Joseph W. Booth to join him at the podium. Mr. Speaker Gilligan and Representatives Lavelle, Carson, Hudson, Briggs King, Schwartzkopf, J. Johnson, Wilson, Kowalko, Atkins, Mitchell & Hocker made comments. Mr. Speaker Gilligan presented a gift to former Representative Joseph W. Booth, who addressed the House.

Mr. Speaker Gilligan made a comment and invited former Representative Richard C. Cathcart to join him at the podium. Mr. Speaker Gilligan made comments. Representative D. P. Williams requested that he be marked present and made comments. Representative Carson made comments. Mr. Speaker Gilligan introduced guests. Representatives Keeley, Blakey, Jaques, Mulfrooney, D. Short, J. Johnson, Lavelle, Ramone, Schwartzkopf & Manolakos made comments. Mr. Speaker Gilligan presented a gift to former Representative Richard C. Cathcart, who addressed the House.

Mr. Speaker Gilligan invited family members and special friends of former Representative Hazel D. Plant to join him at the podium. Mr. Speaker Gilligan and Representatives D.P. Williams, Keeley, Lavelle, Mulfrooney, Schwartzkopf, J. Johnson & Brady made comments. Mr. Speaker Gilligan presented a gift to family members of former Representative Hazel D. Plant. Alphonso Plant, son of former Representative Hazel D. Plant, addressed the House. Mr. Speaker Gilligan returned to the rostrum.

The Majority Leader moved to recess for caucus and to the call of the Chair at 3:34 p.m. The House reconvened at 4:55 p.m.

Mr. Speaker Gilligan made an announcement. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques introduced and brought SCR 9, jointly sponsored by Senator Connor &

**SCR 9 - PROCLAIMING THE WEEK OF APRIL 24 THROUGH APRIL 30, 2011 AS ADMINISTRATIVE PROFESSIONALS WEEK.**

Representative Jaques made comments. **SCR 9** was adopted by voice vote and was returned to the Senate.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed **SB 10** and requests the concurrence of the House and it has passed **SJR 2 w/SA 1** and is returning the same to the House.

Representative Schwartzkopf deferred to Representative George. Representative George moved to suspend the rules which interfere with action on **SB 30**. The motion was seconded by Representative J. Johnson and adopted by voice vote.


**SB 30** - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CIVIL UNIONS. (F/N)

Representative George made comments. Representative Briggs King brought **HA 1 to SB 30**, jointly sponsored by Representative Lavelle & Representative Willis, before the House for consideration.

Representatives Briggs King & George made comments.

The roll call on **HA 1 to SB 30** was taken and revealed:

**YES:** Representatives Atkins, Blakey, Briggs King, Carson, Hocker, Hudson, Kenton, Lavelle, Lee, Miro, Outten, Peterman, Ramone, D. Short, Willis & Wilson - 16.

**NO:** 24.

Therefore, not having received a constitutional majority, **HA 1 to SB 30** was declared defeated.

Representative Lavelle brought **HA 2 to SB 30**, jointly sponsored by Representative Briggs King & Representative Willis, before the House for consideration.

Representatives Lavelle & George made comments. Representative Lavelle requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives George & Lavelle made comments.

The roll call on **HA 2 to SB 30** was taken and revealed:

**YES:** Representatives Atkins, Blakey, Briggs King, Carson, Hocker, Hudson, Kenton, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone, D. Short, Willis & Wilson - 17.

**NO:** 24.

Therefore, not having received a constitutional majority, **HA 2 to SB 30** was declared defeated.

Representative Lavelle brought **HA 3 to SB 30**, jointly sponsored by Representative Briggs King & Representative Willis, before the House for consideration.

Representatives Lavelle & George made comments. Representative Lavelle requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives George & Lavelle made comments.

The roll call on **HA 3 to SB 30** was taken and revealed:

**YES:** Representatives Atkins, Blakey, Briggs King, Carson, Hocker, Hudson, Kenton, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone, D. Short, Willis & Wilson - 17.

**NO:** 24.

Therefore, not having received a constitutional majority, **HA 3 to SB 30** was declared defeated.

Representative Lavelle brought **HA 4 to SB 30**, jointly sponsored by Representative Briggs King & Representative Willis, before the House for consideration.

Representatives Lavelle & George made comments. Representative Lavelle requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives George & Lavelle made comments.

The roll call on **HA 4 to SB 30** was taken and revealed:

**YES:** Representatives Atkins, Blakey, Briggs King, Carson, Hocker, Hudson, Kenton, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone, D. Short, Willis & Wilson - 17.

**NO:** 24.

Therefore, not having received a constitutional majority, **HA 4 to SB 30** was declared defeated.

Representative Briggs King brought **HA 5 to SB 30** before the House for consideration.

Representatives Briggs King & George made comments.

The roll call on **HA 5 to SB 30** was taken and revealed:

**YES:** Representatives Atkins, Blakey, Briggs King, Carson, Hocker, Hudson, Kenton, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone, D. Short, Willis & Wilson - 17.

**NO:** 24.

Therefore, not having received a constitutional majority, **HA 5 to SB 30** was declared defeated.

Representative Willis brought **HA 6 to SB 30**, jointly sponsored by Representative Kenton & Representative Wilson, before the House for consideration. Representatives Willis & George made comments. **HA 6** was defeated by voice vote.
Representative Wilson brought HA 7 to SB 30 before the House for consideration. Representative Wilson introduced and brought HA 1 to HA 7 to SB 30 before the House for consideration. Representative Wilson made comments. HA 1 to HA 7 was adopted by voice vote. Representatives Wilson & George made comments. Representative Wilson requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives Wilson & George made comments.

The roll call on HA 7 to SB 30 w/HA 1 was taken and revealed:
NO: 24.
NOT VOTING: Representatives Blakey & Ramone - 2.
Therefore, not having received a constitutional majority, HA 7 to SB 30 was declared defeated.
Representative D. Short brought HA 8 to SB 30 before the House for consideration. Representatives D. Short & George made comments. Representative D. Short requested and was granted privilege of the floor for Douglas Napier, Senior Legal Counsel, Alliance Defense Fund. Representatives George & D. Short made comments. Mr. Speaker Gilligan granted privilege of the floor to Mike Migliore, Majority House Attorney. Representative D. Short made comments.

The roll call on HA 8 to SB 30 was taken and revealed:
YES: Representatives Atkins, D. Short & Wilson - 3.
NO: 25.
Therefore, not having received a constitutional majority, HA 8 to SB 30 was declared defeated.
Representative Carson introduced and brought HA 9 to SB 30 before the House for consideration. Representatives Carson & George made comments. Representative Carson requested and was granted privilege of the floor Douglas Napier, Senior Legal Counsel, Alliance Defense Fund. Representatives Carson & George made comments.

The roll call on HA 9 to SB 30 was taken and revealed:
NO: 24.
NOT VOTING: Representative Blakey - 1.
Therefore, not having received a constitutional majority, HA 9 to SB 30 was declared defeated.
Representative George deferred to Representative Lavelle. Representative Lavelle requested and was granted privilege of the floor for Glynis Gibson, Director, Gibson & Nowak, who addressed the House. Representative Lavelle made comments. Representative Lavelle requested and was granted privilege of the floor for Douglas Napier, Senior Legal Counsel, Alliance Defense Fund, who addressed the House. Representative Lavelle made comments. Representative George requested and was granted privilege of the floor for Lisa Goodman, Partner, Young Conway Stargatt & Taylor, LLP, who addressed the House. Representative Carson made comments. Representative Schwartzkopf rose on a point of order. Representative Carson made comments. Mr. Speaker Gilligan concurred. Representatives Hudson, Ramone, George, D. Short, George & Hudson made comments. Representative D. Short requested and was granted privilege of the floor for Steve Kubico, Fiscal Analyst, Office of the Controller General. Representatives D. Short, Hocker & Lavelle made comments. Mr. Speaker Gilligan granted privilege of the floor to Mike Migliore, Majority House Attorney. Representatives Lavelle & George made comments. Representative Bennett requested and was granted personal privilege of the floor to make comments. Representative Jaques requested and was granted personal privilege of the floor to make comments.

The roll call on SB 30 was taken and revealed:
YES: 26.
Therefore, having received a constitutional majority, SB 30 was returned to the Senate. The Majority Leader moved to recess to the call of the Chair at 7:15 p.m.
The House reconvened at 7:23 p.m.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 47 w/HA 1, HA 1 to HA 1, HA 2 to HA 1 & SA 1, jointly sponsored by Senator Hall-Long & Representatives Atkins, Barbieri, Gilligan, Heffernan, Hocker, Hudson, Keeley, Longhurst, Mitchell, Osinski, Schooley, Scott & D. Short & Senators Blevins, Bushwell, Henry, Sokola & Sorenson, before the House for concurrence on SA 1.

HB 47 - AN ACT TO AMEND TITLES 16 AND 24 OF THE DELAWARE CODE RELATING TO THE REGULATION, INVESTIGATION AND INSPECTION OF UNSANITARY OR UNSAFE CONDITIONS IN FACILITIES WHERE INVASIVE MEDICAL PROCEDURES ARE PERFORMED. Representatives B. Short & Lavelle made comments.

The roll call on HB 47 w/HA 1, HA 1 to HA 1, HA 2 to HA 1 & SA 1 was taken and revealed:
YES: 29.
NOT VOTING: Representative Brady - 1.
ABSENT: Representatives Hocker, Schooley - 2.
Therefore, having received a constitutional majority, HB 47 w/HA 1, HA 1 to HA 1, HA 2 to HA 1 & SA 1 was sent to the Governor.
Representative Schwartzkopf deferred to Representative D.P. Williams.
Representative D.P. Williams moved to lift HB 46 w/HA 1, HA 1 to HA 1 & HA 2 from the Speaker's Table. The motion was seconded by Representative Q. Johnson and adopted by voice vote.
Representative D.P. Williams introduced and brought HB 46, jointly sponsored by Senator Henry & Representatives Barbieri, Bolden, Heffernan, Jaques, Keeley, Longhurst, Miro, Mitchell, Osienksi, Schooley, Schwartzkopf, Scott, B. Short & D.E. Williams & Senators Marshall, Peterson, Sokola & Sorenson, before the House for consideration.
HB 46 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE DISPOSITION OF VALIDLY SEIZED WEAPONS AND AMMUNITION.
Representative Mitchell brought HA 3 to HB 46 before the House for consideration. Representatives Mitchell & D.P. Williams made comments. HA 3 was adopted by voice vote. Representative Lavelle, at the advice of Representative Hocker, requested that HA 4 to HB 46 be stricken. Representative D.P. Williams & Carson made comments. HA 5 was adopted by voice vote.
The roll call on HB 46 w/HA 1, HA 1 to HA 1, HA 2, HA 3 & HA 5 was taken and revealed:
YES: 32.
NO: Representatives Briggs King & Lee - 2.
NOT VOTING: Representatives Atkins, Carson, Kenton, Peterman & Wilson - 5.
ABSENT: Representatives Hocker & Schooley - 2.
Therefore, having received a constitutional majority, HB 46 w/HA 1, HA 1 to HA 1, HA 2, HA 3 & HA 5 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Blakey.
Representative Blakey brought SB 36, jointly sponsored by Senator Bushweller & Representative Scott, before the House for consideration.
SB 36 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FREEDOM OF INFORMATION.
Representative Blakey made comments.
The roll call on SB 36 was taken and revealed:
YES: 39.
ABSENT: Representatives Hocker & Schooley - 2.
Therefore, having received a constitutional majority, SB 36 was returned to the Senate.
The Majority Leader moved to recess to the call of the Chair at 7:39 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 3, 2011.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed HB 81 w/HA 1, HB 39 & HB 51 aab HA 1 and is returning the same to the House.
April 21, 2011
LEGISLATIVE ADVISORY #2
Governor Jack A. Markell signed the following legislation on the date indicated: 3/23/11 - SJR 3; 4/8/11 - HB 7; 4/13/11 - SB 16 aab SA 1 & HA 1; 4/15/11 - HB 36 aab HA 1, HB 37. HB 5, HB 31 & HJR 2; 4/19/11 - SB 36.
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.
24th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
May 3, 2011
The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Earl G. Jaques, Jr., Twenty-seventh Representative District.
Mr. Speaker Gilligan invited Samantha Cotten, Little Miss Poppy, to join him in leading those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HS 1 for HB 57 - KOWALKO & REPRESENTATIVE KEELEY & REPRESENTATIVE GILLIGAN & REPRESENTATIVE RAMONE & REPRESENTATIVE BRIGGS KING & SENATOR HENRY & SENATOR HALL-LONG; REPRESENTATIVES BLAKEY, BOLDEN, BRADY, HEFFERNAN, HOCKER, JACQUES, KENTON, MIRO, MITCHELL, MULROONEY, SCOOLEY, 60
An Act to Amend Title 10 of the Delaware Code Relating to Foreclosures.


HB 98 - OUTTEN & SENATOR LAWSON - HOUSE ADMINISTRATION - An Act to Amend the Laws of Delaware Relating to the Charter of the Town of Viola.

HA 1 to HB 59 - KOWALKO - Placed with the Bill.

SB 10 - BUSHWELLER & REPRESENTATIVE SCOTT; SENATOR ENNIS; REPRESENTATIVE CARSON - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to Taxation of Kent County Swimming Pools Which are Owned by Civic Organizations.


Representative Lavelle requested that he be marked present.

The Reading Clerk read the following communication into the record:

Reminder

TO: Richard L. Puffer, Chief Clerk of the House
    Bernard Brady, Secretary of the Senate

FROM: Deborah A. Porter
        Acting Director

DATE: May 3, 2011

RE: POLICEMEN’S MEMORIAL - APPROVAL HAS BEEN GRANTED TO USE THE WEST SIDE OF LEGISLATIVE HALL PARKING SPACES.

Please make an announcement on the floor reminding everyone of the following:
Legislative Avenue will be closed and parking on the west side of Legislative Hall will be interrupted for the annual Policemen’s Memorial scheduled for Wednesday, May 4, 2011 at 12:00 until approximately 1:30 PM. To prepare for the event the streets will be closed from 10:00 a.m. to 2:00 p.m.

This event has been approved by both the Chair and Co Chair of Legislative Council.
Representative Mitchell requested that he be marked present.
Representative Schwartzkopf deferred to Representative Atkins.
Representative Atkins introduced and brought HCR 11 sponsored on behalf of All Representatives & jointly sponsored by Senator Bunting on behalf of All Senators, before the House for consideration.

HCR 11 - RECOGNIZING THE MONTH OF MAY 2011 AS "POPPY MONTH" IN THE STATE OF DELAWARE.

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, hundreds of thousands who have answered the call to arms have died on the field of battle; and

WHEREAS, a nation of peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, the red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, the American Legion Auxiliary has pledged to remind America annually of the debt through the distribution of the memorial flower;

NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that the month of May 2011 be recognized as “Poppies Month” in the State of Delaware and that all citizens are asked to pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy.
BE IT FURTHER RESOLVED that a suitably prepared copy of this resolution be delivered to The American Legion Auxiliary Unit #28 in Millsboro, Delaware.

Representative Atkins made comments and introduced guests. Representative Atkins requested and was granted privilege of the floor for Cindy Phillips, Secretary, Oak Orchard/Riverdale American Legion
Auxiliary Unit #28, who addressed the House. Helen Skelton, Past Unit President, made comments.
Representative Atkins made comments. HCR 11 was adopted by voice vote.
Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley introduced and brought HCR 12, jointly sponsored by Senator Sokola & cosponsored by Representatives Barbieri, Brady, Carson, Q. Johnson, Lavelle, Longhurst, Osienski, Schwartzkopf, Scott & Viola, before the House for consideration.

**HCR 12 - COMMENDING THE EFFORTS OF DELAWARE'S PUBLIC CHARTER SCHOOLS IN EDUCATING DELAWARE STUDENTS.**
Representatives Schooley & Lavelle made comments. Representative Viola requested that he be marked present. HCR 12 was adopted by voice vote.
Representative Schwartzkopf introduced and brought HCR 10, sponsored by Representative Gilligan on behalf of All Representatives & Senator DeLuca on behalf of All Senators, before the House for consideration.

**HCR 10 - COMMENDING THE NOMINEES FOR THE 2011 DELAWARE AWARD FOR EXCELLENCE AND COMMITMENT IN STATE SERVICE.**
WHEREAS, over 16,000 State of Delaware employees provide critical services to the people of Delaware; and
WHEREAS, each year the Governor honors State employees who have delivered a superlative level of public service; and
WHEREAS, each day people working for the State of Delaware perform tasks that protect our environment, safeguard public health and safety, and execute other vital and necessary functions that keep our citizens well-served by their State government; and
WHEREAS, the level of dedication demonstrated by those nominated for the 2011 Delaware Award for Excellence and Commitment in State Service exceeds the already high standards of their colleagues; and
WHEREAS, the nominees for recognition for this achievement in 2011 include: Mary Beth McDermott, Carole Hoffecker, Jane Hahn, Eileen Beebe, Sandra Frazier, Andrea Summers, Alison Kirk, Tim Li, Anthony Alba, Jennifer Volk, Mary Ellen Greenly, Beth Draper, Wendy Roberts, Cathy Higgins, Kim Zink, Kamlesh Sheth, Gregory Morehart, John Oldigs, Donald Catalon, Raymond Coppel, Todd Davis, Craig Stevenson, Tina Shockley, Marcia Everest, Darlene Plummer, Cynthia Allen, Karen Lazar, Beverly Morris, Joanne Hendrick, Danielle Briggs, Edna Miller Tucker and Joanne Gawinski.

NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that we hereby honor the nominees for the 2011 Delaware Award for Excellence and Commitment in State Service and offer them our gratitude for a job well done.

BE IT FURTHER RESOLVED that copies of this Resolution be presented to the award nominees.
Representative Schwartzkopf made comments.

**HCR 10** was adopted by voice vote.
Representatives George & Schwartzkopf & Mr. Speaker Gilligan made announcements.
Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell made an announcement. Mr. Speaker Gilligan & Representative Schooley made announcements.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:27 p.m.
The House reconvened at 4:13 p.m.
Representative Schwartzkopf moved to suspend the rules which interfere with action on SB 35. The motion was seconded by Representative J. Johnson and adopted by voice vote.

**SB 35 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DEPENDENT HEALTH COVERAGE.**
Representatives D.P. Williams, Mulrooney, Bolden & Hudson requested that they be marked present. Representative Schwartzkopf made comments.
The roll call on **SB 35** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **SB 35** was returned to the Senate.
Representative Keeley made an announcement. Mr. Speaker Gilligan reassigned **HB 59** to the Appropriations Committee.
The Majority Leader moved to recess to the call of the Chair at 4:18 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 4, 2011.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed **SB 26 w/SA1 & SCR 10** and requests the
concurrency of the House and it has passed HB 22 w/HA 1, HCR 11, HCR 12 & HCR 10 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 38 w/SA 2 and requests the concurrency of the House and it has passed HB 43 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

25th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
May 4, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Joseph E. Miro, Twenty-second Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 99 - MITCHELL & SENATOR MARSHALL - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Medical Certification Requirements as Part of the Commercial Driver License.
HB 100 - OSIENSKI & SENATOR CLOUTIER; REPRESENTATIVES BOLDEN, HEFFERNAN, JAQUES, J. JOHNSON, MITCHELL, MULROONEY, RAMONE, SCHOOLEY, WALKER, WILLIS; SENATORS SOKOLA, SORENSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Background Checks for Persons with Access to Public Schools.
HB 101 - HUDSON & SENATOR BLEVINS; REPRESENTATIVES RAMONE, BRADY, CARSON, KEELEY, MITCHELL; SENATOR ENNIS - TRANSPORTATION, LAND USE & INFRASTRUCTURE - An Act to Amend Title 17 of the Delaware Code Relating to Agreements the Department of Transportation Makes with Local Jurisdictions for Traffic Studies Related to Development.

Consent Calendar #4 was adopted by voice vote and HCR 13 was declared passed and SCR 10 was returned to the Senate.

Representative Ramone made comments and introduced guests. Representative Mitchell made comments. Representative Heffernan requested that she be marked present. Representative Schwartzkopf deferred to Representative Walker. Representative Walker made comments. Representative Walker requested and was granted privilege of the floor for Sara Somers, President, 4-H Teen Council, who addressed the House. Representative Walker introduced guests. Representative Lavelle requested that he be marked present.
The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:14 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:14 p.m. on May 4, 2011: Representatives Hudson, Keeley, Lee, Mulrooney, Schooley, B. Short & Viola.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 5, 2011. The Chief Clerk read the following committee reports into the record:

**JUDICIARY:** HB 77 - 6M; SB 28 - 6M; HB 64 - 6M; HS 1 for HB 58 - 7M.

**EDUCATION:** HB 90 - 10M.

**HOUSE ADMINISTRATION:** SJR 2 w/SA 1 - 5M; HB 91 - 3F,2M.

**HOUSING & COMMUNITY AFFAIRS:** SB 41 w/SA 1 - 4F,3M.

**ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE:** SB 46 w/SA 1 - 3F,4M; HS 1 for HB 57 - 1F,10M.

**PUBLIC SAFETY & HOMELAND SECURITY:** HB 95 - 8M.

**HEALTH & HUMAN DEVELOPMENT:** HB 12 - 4F,6M; SB 13 w/SA 4 - 5F,5M.

**NATURAL RESOURCES:** HB 93 - 9M; HB 94 - 10M.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

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**26th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY** - First Session

May 5, 2011

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative Deborah D. Hudson, Twelfth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


**HA 1 to HS 1 for HB 57** - WILLIS - Placed with the Bill.

**HA 1 to HA 1 to HB 66** - BRADY - Placed with the Bill.

**HA 3 to HB 66** - MITCHELL - Placed with the Bill.

**HA 4 to HB 66** - BRADY - Placed with the Bill.

**HA 1 to HA 1 to SB 17** - HUDSON - Placed with the Bill.

**HA 4 to SB 17** - ATKINS - Placed with the Bill.

**HA 5 to SB 17** - ATKINS - Placed with the Bill.

**HA 6 to SB 17** - ATKINS - Placed with the Bill.

**HA 7 to SB 17** - ATKINS - Placed with the Bill.

Representative Schwartzkopf introduced and brought **SCR 11**, sponsored by Senator DeLuca on behalf of All Senators & Representative Gilligan on behalf of All Representatives, before the House for consideration.

**SCR 11** - IN RECOGNITION OF THE 2011 ALL STAR AWARD RECIPIENTS OF THE DELAWARE HEALTH CARE FACILITIES ASSOCIATION DURING NATIONAL NURSING HOME WEEK.

Representative Schwartzkopf made comments. **SCR 11** was adopted by voice vote and was returned to the Senate.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed **SCR 11** and requests the concurrence of the House and it has passed **HCR 13** and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Peterman. Representative Peterman made comments. Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst introduced guests. Representative Schwartzkopf deferred to Representative Atkins. Representative D.P. Williams requested that he be marked present. Representative Atkins requested privilege of the floor to present a House Tribute to Barbara Holton, Majority Head Page, on the occasion of her seventy-fifth birthday. Representative Scott requested and was granted personal privilege of the floor to make comments. Representative Hocker requested and was granted personal privilege of the floor to introduce a guest. Mr. Speaker Gilligan introduced guests. Representative Brady made comments and introduced guests. Representative Lavelle requested that he be marked present.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:14 p.m.

The House reconvened at 4:26 p.m.

Representatives Keeley, Lee & Schooley requested that they be marked present.

Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley introduced and brought SCR 12, jointly sponsored by Senator Sokola, before the House for consideration.

**SCR 12 - COMMENDING THE STUDENTS SELECTED AS SECRETARY OF EDUCATION SCHOLARS OF 2011.**

Representative Schooley made comments. SCR 12 was adopted by voice vote and was returned to the Senate. Representative Viola requested that he be marked present.

Representative Schwartzkopf deferred to Representative Carson.

Representative Carson brought SJR 2 w/SA 1, jointly sponsored by Senator Ennis & Senator Bushweller & Representative Scott & cosponsored by Representative Longhurst, before the House for consideration.

SJR 2 - PROCLAIMING MAY 15, 2011 AS JIMMIE JOHNSON DAY.

Representatives Carson, Lavelle, Keeley, Schwartzkopf & J. Johnson made comments.

The roll call on SJR 2 w/SA 1 was taken and revealed:

- YES: 40.
- ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, SJR 2 w/SA 1 was returned to the Senate.

Representatives Mulrooney requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley moved to suspend the rules which interfere with action on SB 17 w/SA 3 & SA 4. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Keeley brought SB 17 w/SA 3 & SA 4, jointly sponsored by Senator Henry & Senators Marshall, Peterson, Sorenson & Venables & Representatives Barbieri, George, Kowalko, Manolakos, Mulrooney, Schooley, B. Short & Viola, before the House for consideration.

**SB 17 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE CREATING THE DELAWARE MEDICAL MARIJUANA ACT.** (3/5 bill) (F/N)

Representatives Keeley & Hudson made comments. Representative Hudson brought HA 1 to SB 17 before the House for consideration. Representative Hudson introduced and brought HA 1 to HA 1 to SB 17 before the House for consideration. Representatives Hudson, Kowalko, Keeley & Schwartzkopf made comments. Representative Hudson requested that HA 1 to HA 1 to SB 17 be stricken. Representative Hudson requested that HA 1 to SB 17 be stricken. Representative Wilson brought HA 2 to SB 17 before the House for consideration. Representatives Wilson & Keeley made comments.

The roll call on HA 2 to SB 17 was taken and revealed:

- NO: 23.
- NOT VOTING: Representatives Brady & Longhurst - 2.

Therefore, not having received a constitutional majority, HA 2 to SB 17 was declared defeated.

Representative Blakey brought HA 3 to SB 17 before the House for consideration. Representatives Blakey, Keeley, Schwartzkopf, Blakey, Keeley, Brady, Mitchell, Keeley, Brady, Keeley, Hudson, Blakey & Keeley made comments. Mr. Speaker Gilligan granted privilege of the floor for Seth Thompson, Majority House Attorney. Representative Blakey requested that HA 3 to SB 17 be stricken. Representative Atkins brought HA 4 to SB 17 before the House for consideration. Representative Atkins requested that HA 4 to SB 17 be stricken. Representative Atkins brought HA 5 to SB 17 before the House for consideration. Representative Atkins requested that HA 5 to SB 17 be stricken. Representative Atkins moved to place HA 5 to SB 17 on the Speaker's Table. The motion was seconded by Representative Brady and adopted by voice vote. Representative Atkins brought HA 6 to SB 17 before the House for consideration. Representatives Atkins, Keeley, Manolakos, Atkins, Schwartzkopf, Scott, Briggs King, Barbieri, Atkins, Brady, Viola, J. Johnson, Kowalko & Keeley made comments. Representative Keeley requested and was granted privilege of the floor for Noah Mamber, Legislative Analyst, Marijuana Policy Project. Representatives Keeley, Atkins, D. Short, Ramone, Atkins, Brady, Jaques, Keeley & Atkins made comments.

The roll call on HA 6 to SB 17 was taken and revealed:

- YES: 23.
- ABSENT: Representative Miro - 1.

Therefore, having received a constitutional majority, HA 6 to SB 17 was declared passed.

Representative Atkins brought HA 7 to SB 17 before the House for consideration. Representatives Atkins, Keeley, Barbieri, Atkins, Manolakos, D.P. Williams, Atkins, Keeley, Ramone, Keeley & Atkins made comments.

The roll call on HA 7 to SB 17 was taken and revealed:

- YES: 23.
- ABSENT: Representative Miro - 1.

The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Atkins brought SB 17 w/SA 3 & SA 4, jointly sponsored by Senator Henry & Senators Marshall, Peterson, Sorenson & Venables & Representatives Barbieri, George, Kowalko, Manolakos, Mulrooney, Schooley, B. Short & Viola, before the House for consideration.

Therefore, not having received a constitutional majority, SB 17 w/SA 3 & SA 4 was declared defeated.

Representative Atkins moved to place SB 17 w/SA 3 & SA 4 on the Speaker's Table. The motion was seconded by Representative Atkins and adopted by voice vote. Representative Atkins brought SB 17 w/SA 3 & SA 4 before the House for consideration. Representatives Atkins, Keeley, Atkins, Schwartzkopf, Scott, Briggs King, Barbieri, Atkins, Brady, Viola, J. Johnson, Kowalko & Keeley made comments. Representative Keeley requested and was granted privilege of the floor for Noah Mamber, Legislative Analyst, Marijuana Policy Project. Representatives Keeley, Atkins, D. Short, Ramone, Atkins, Brady, Jaques, Keeley & Atkins made comments.

The roll call on HB 6 to SB 17 was taken and revealed:

- YES: 23.
- ABSENT: Representative Miro - 1.

The motion was seconded by Representative Atkins and adopted by voice vote. Representative Atkins brought SB 17 w/SA 3 & SA 4 before the House for consideration. Representatives Atkins, Keeley, Barbieri, Atkins, Manolakos, D.P. Williams, Atkins, Keeley, Ramone, Keeley & Atkins made comments.

The roll call on SB 17 w/SA 3 & SA 4 was declared passed.

Representative Atkins moved to place SB 17 w/SA 3 & SA 4 on the Speaker's Table. The motion was seconded by Representative Atkins and adopted by voice vote. Representative Atkins brought SB 17 w/SA 3 & SA 4 before the House for consideration. Representatives Atkins, Keeley, Barbieri, Atkins, Manolakos, D.P. Williams, Atkins, Keeley, Ramone, Keeley & Atkins made comments.

The roll call on SB 17 w/SA 3 & SA 4 was taken and revealed:

- YES: 23.
- ABSENT: Representative Miro - 1.
Therefore, having received a constitutional majority, HA 7 to SB 17 was declared passed.

Representative Lavelle introduced and brought HA 8 to SB 17 before the House for consideration. Representative Lavelle requested that HA 8 to SB 17 be stricken. Representative Lavelle introduced and brought HA 9 to SB 17 before the House for consideration. Representatives Lavelle, Keeley, Scott & Lavelle made comments. HA 9 was defeated by voice vote. Representative Hudson introduced and brought HA 10 to SB 17 before the House for consideration. Representatives Hudson, Kowalko, Lavelle, Kowalko, Keeley, Hudson, Keeley, Hudson, Mulrooney, Hudson & Viola made comments.

The roll call on HA 10 to SB 17 was taken and revealed:
YES: Representative Hudson - 1.
NO: 35.

NOT VOTING: Representatives Blakey, Lavelle, Ramone & D. Short - 4.

ABSENT: Representative Schwartzkopf - 1.

Therefore, not having received a constitutional majority, HA 10 to SB 17 was declared defeated.

Representative Blakey introduced and brought HA 11 to SB 17 before the House for consideration. Representatives Blakey, D.E. Williams & Blakey made comments.

The roll call on HA 11 to SB 17 was taken and revealed:
NO: 27.

Therefore, not having received a constitutional majority, HA 11 to SB 17 was declared defeated.

Representative Atkins requested that HA 5 to SB 17 be stricken. Representative Keeley requested and was granted privilege of the floor for Don Brill, cancer survivor. Representative Keeley requested and was granted privilege of the floor for TJ Jurgens, cancer patient. Representatives Keeley & D. Short made comments. Representative Keeley requested and was granted privilege of the floor for Karen O’Keefe, Director of State Policies, Marijuana Policy Project. Representatives D. Short, B. Short, Lavelle, Keeley, Bennett, Ramone, Barbieri & D. Short made comments. Representative D. Short requested and was granted privilege of the floor for Seth Thompson, Majority House Attorney. Representatives D. Short, Lavelle, D. Short, Keeley, D. Short, Hudson & Manolakos made comments.

The roll call on SB 17 w/SA 3, SA 4, HA 6 & HA 7 was taken and revealed:
YES: 27.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, SB 17 w/SA 3, SA 4, HA 6 & HA 7 was returned to the Senate.

Representative Keeley made comments.

Representative Miro introduced and brought HR 14 sponsored on behalf of All Representatives, before the House for consideration.

HR 14 - RESPECTING AND HONORING ALL DELAWARE MOTHERS ON MAY 8, 2011, MOTHER’S DAY.

Representative Miro made comments. HR 14 was adopted by voice vote. Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell introduced HA 1 to HA 4 to HB 66. HA 1 to HA 4 was placed with the bill.

The Majority Leader moved to recess to the call of the Chair at 7:05 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 10, 2011. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 49, SB 53 w/SA 1, SA 24 w/SA 2 & SCR 12 and requests the concurrence of the House, and the Senate wishes to inform the House that it has passed SB 54 w/SA 1 and requests the concurrence of the House.

Representative Schwartzkopf introduced HB 112, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Senator Blevins & Senator DeLuca & Senator Henry.

HB 112 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE GENERAL ASSEMBLY AND DETERMINING DISTRICT BOUNDARIES FOR INCARCERATED INDIVIDUALS.

Representative Schwartzkopf made an announcement. Mr. Speaker Gilligan assigned HB 112 to the House Administration Committee.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

27th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
May 10, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Clifford G. Lee, Fortieth Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag. The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


**HB 107** - SCHOOLEY & SENATOR SIMPSON; REPRESENTATIVES Q. JOHNSON, SCOTT; SENATORS BUSHWELLER, SORENSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to an Examination of Basic Skills and Clarifying Alternatives to Student Teaching Requirements for Specialists.


**HB 109** - B. SHORT & SENATOR BLEVINS; REPRESENTATIVES Q. JOHNSON, LAVELLE, MITCHELL, OSIENSKI, PETERMAN; SENATOR ENNIS - ECONOMIC DEVELOPMENT/BANKING/ INSURANCE & COMMERCE - An Act to Amend Title 6 Relating to Building Construction and Payment.

**HB 111** - B. SHORT & SENATOR BLEVINS; REPRESENTATIVES BENNETT, CARSON, HOCKER, KEELEY; SENATORS BUSHWELLER, SOKOLA, VENABLES - ECONOMIC DEVELOPMENT/ BANKING/ INSURANCE & COMMERCE - An Act to Amend Title 6 of the Delaware Code Relating to Antitrust Actions.

HA 1 to HB 33 - JAQUES - Placed with the Bill.

HA 2 to HB 42 - SCOTT - Placed with the Bill.

HA 5 to HB 66 - BRADY - Placed with the Bill.

SB 24 w/SA 1 - BLEVINS & REPRESENTATIVE GEORGE; SENATORS HENRY, SIMPSON; REPRESENTATIVES CARSON, WILLIS - JUDICIARY - An Act to Amend Title 12 of the Delaware Code Relating to the Office of the Public Guardian and to Establish the Delaware Guardianship Commission.

SB 49 - DELUCA & REPRESENTATIVE GILLIGAN - HOUSE ADMINISTRATION - An Act to Amend Title 29 Relating to the Delaware Commission on Italian Heritage and Culture.

SB 53 w/SA 1 - BUSHWELLER & REPRESENTATIVE B. SHORT - ECONOMIC DEVELOPMENT/ BANKING/ INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Insurance and to the Investment Flexibility for Well-Capitalized Insurance Companies.

SB 54 w/SA 1 - BUSHWELLER & REPRESENTATIVE B. SHORT - ECONOMIC DEVELOPMENT/ BANKING/ INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Insurance and Requiring Property and Casualty Insurers to Annually Submit a Statement of Actuarial Opinion.

SB 59 - PETERSON & REPRESENTATIVE J. JOHNSON; SENATOR HENRY; REPRESENTATIVES BARBIERI, HUDSON - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Waiver of Crimes and Establishment of Criminal Background Requirements Related to Professions and Occupations.

The House observed a moment of silence in memory of Robert C. Moyer at the request of Representative Jaques. Representative Ramone requested and was granted personal privilege of the floor to introduce guests. Representatives Outten & Blakey requested that they be marked present.

Representative Schwartzkopf introduced and brought HCR 14, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Representative Hoeker on behalf of All Representatives & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson on behalf of All Senators, before the House for consideration.

**HCR 14** - EXTENDING SINCERE THANKS TO THE CAREER AND TECHNICAL STUDENT ORGANIZATIONS OF DELAWARE FOR THE PRESENTATION OF THE BEAUTIFUL GERANIUMS AND EXTENDING BEST WISHES FOR MUCH SUCCESS TO EACH OF THESE EXEMPLARY STUDENTS.

WHEREAS, for many years it has been a tradition for the Delaware Career and Technical Student Organizations from throughout the State to present flowers (this year, geraniums grown by Smyrna, Milford, Indian River, and Caesar Rodney Agriscience students) to the members of the Delaware General Assembly and other government officials in appreciation of their diligent efforts to improve educational opportunities and encourage students to pursue quality educations in fields of their choices; and

WHEREAS, the Delaware Career and Technical Student Organizations consists of the Business Professionals of America: Lisa Stoner-Torbert, State Advisor, Delaware DECA; Frank Ingram, State
WHEREAS, the 2010 statewide enrollment data for the national clubs is as follows:

<table>
<thead>
<tr>
<th>Club</th>
<th>Enrollment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agriculture</td>
<td>6,000 (FFA)</td>
</tr>
<tr>
<td>Business and Finance</td>
<td>20,000 (BPA)</td>
</tr>
<tr>
<td>Family and Consumer Science</td>
<td>15,000 (FCCLA)</td>
</tr>
<tr>
<td>Marketing Education Committee</td>
<td>1,500 (DECA)</td>
</tr>
<tr>
<td>Technology Education Committee</td>
<td>15,300 (TSA)</td>
</tr>
<tr>
<td>Trade/Industry Education</td>
<td>7,000 (SkillsUSA)</td>
</tr>
</tbody>
</table>

Totaling 64,800 including 4,000 students enrolled in health occupations; and

WHEREAS, our advice to each student in these organizations is to take maximum advantage of the many opportunities available to you by studying hard, learning all there is to know within your chosen field, encouraging others by leading an exemplary life, becoming a role model for future membership into your organizations, and living a healthy, productive, and successful life; and

WHEREAS, on the basis of your exemplary articulation and most appreciated attendance here today we can say, unequivocally, that each of you and your thousands of colleagues are certainly headed on the path toward becoming Delaware’s leaders of tomorrow.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that our sincere thanks and best wishes are hereby extended to the Delaware Career and Technical Student Organizations under the leadership of Amelia E. Hodges, Ed.D., Associate Secretary, College and Workforce Readiness, and Theresa Vendrzyk Kough, Director, Career, Technical & Title 1 Resources.

BE IT FURTHER RESOLVED that upon passage of this Resolution a duly authenticated copy be forwarded to each State Advisor to be shared with the Career and Technical Student Organizations throughout the State.

Representative Schwartzkopf requested and was granted privilege of the floor for Frank Ingram, Member of the Board, Department of Education, who addressed the House. Benjamin Somers, State President, FFA; Richard Gallo, Vice-President, SkillsUSA; Kristin Dietz, President, DECA; Randy Shepeard, President, BPA; Alexis Cristo, President, FCCLA and Bridgette Fritz, TSA, addressed the House. Students stated their names and schools for the record. HCR 14 was adopted by voice vote. Representative Manolakos requested that he be marked present and made comments. Representative Hudson made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:36 p.m. The House reconvened at 4:27 p.m.

Representative Schwartzkopf deferred to Representative Hudson.

Representative Hudson brought SB 9 w/SA 1, jointly sponsored by Senator Blevins & Representative Gilligan, before the House for consideration.

SB 9 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO ROADS WITHIN COMMUNITIES RESTRICTED TO RESIDENTS WHO ARE 55 YEARS OF AGE OR OLDER.

Representative Hudson brought HA 1 to SB 9 before the House for consideration. HA 1 was adopted by voice vote. Representatives Hudson, Jaques & Carson made comments.

The roll call on SB 9 w/SA 1 & HA 1 was taken and revealed:

YES: 39.
NO: Representative Jaques - 1.
ABSENT: Representative Peterman - 1.

Therefore, having received a constitutional majority, SB 9 w/SA 1 & HA 1 was returned to the Senate.

Representative Atkins, Brady & D.P. Williams requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought HS 1 for HB 57, jointly sponsored by Representative Keeley & Representative Gilligan & Representative Ramone & Representative Briggs King & Senator Henry & Senator Hall-Long & Representatives Blakey, Bolden, Brady, Hefferman, Hocker, Jaques, Kenton, Miro,
Mitchell, Mulrooney, Schooley, B. Short & Wilson & Senators Booth, Ennis, McDowell & Sokola, before the House for consideration.

**HS 1 for HB 57 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO FORECLOSURES.**
Representative Willis brought HA 1 to HS 1 for HB 57 before the House for consideration. Representatives Willis & Kowalko made comments. HA 1 was adopted by voice vote. Representatives Kowalko & Lavelle made comments.

The roll call on **HS 1 for HB 57 w/HA 1** was taken and revealed:

- **YES:** 40.
- **ABSENT:** Representative Peterman - 1.

Therefore, having received a constitutional majority, **HS 1 for HB 57 w/HA 1** was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought **HS 1 for HB 58**, jointly sponsored by Representative Kowalko & Representative Gilligan & Representative Ramone & Representative Briggs King & Senator Hall-Long & Representatives Blakey, Bolden, Brady, Hefferman, Hocker, Jaques, Kenton, Longhurst, Miro, Mitchell, Mulrooney, Peterman, Schooley, B. Short, D. Short & Wilson & Senators Booth, Ennis, McDowell & Sokola, before the House for consideration.

**HS 1 for HB 58 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO FORECLOSURES INCLUDING A FORECLOSURE MEDIATION PROGRAM FOR HOMEOWNERS.**

(3/5 bill)

Representatives Keeley & Briggs King made comments.

The roll call on **HS 1 for HB 58** was taken and revealed:

- **YES:** 40.
- **ABSENT:** Representative Peterman - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, **HS 1 for HB 58** was sent to the Senate for concurrence. Representative Kowalko made comments regarding **HS 1 for HB 58**.

Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short brought **SB 46 w/SA 1**, jointly sponsored by Senator Bushweller & Senators Blevins, Bonini & Sokola & Representatives Carson, Hocker & Hudson, before the House for consideration.

**SB 46 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO QUALIFIED FINANCIAL CONTRACTS, DERIVATIVE INSTRUMENTS AND REHABILITATION AND LIQUIDATION.**

Representative B. Short made comments.

The roll call on **SB 46 w/SA 1** was taken and revealed:

- **YES:** 39.
- **ABSENT:** Representatives Kowalko & Peterman - 2.

Therefore, having received a constitutional majority, **SB 46 w/SA 1** was returned to the Senate. Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley brought **HB 90**, jointly sponsored by Senator Sokola & Representatives Hefferman, Jaques, Keeley, Miro & Ramone & Senators Bunting, Bushweller, Venables & cosponsored by Senator McDowell, before the House for consideration.

**HB 90 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE NONRENEWAL OF CONTRACTS AND DISMISSAL OF DEPARTMENT OF EDUCATION EMPLOYEES.**

Representative Schooley made comments.

The roll call on **HB 90** was taken and revealed:

- **YES:** 40.
- **ABSENT:** Representative Peterman - 1.

Therefore, having received a constitutional majority, **HB 90** was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Hefferman. Representatives Schwartzkopf & Lavelle made comments.

Representative Hefferman brought **HB 91**, jointly sponsored by Representatives Bennett, Hudson, Q. Johnson, Keeley, Kowalko, Lavelle, Mulrooney, Schooley, Scott, B. Short & Viola & Senator Sokola & cosponsored by Senator McDowell, before the House for consideration.

**HB 91 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE USE OF RESPECTFUL LANGUAGE WHEN REFERRING TO PERSONS WITH DISABILITIES.**

Representative Hefferman made comments.

The roll call on **HB 91** was taken and revealed:

- **YES:** 40.
- **ABSENT:** Representative Peterman - 1.

Therefore, having received a constitutional majority, **HB 91** was sent to the Senate for concurrence.
Representative Schwartzkopf made comments.
Representative Schwartzkopf deferred to Representative Brady.
Representative Brady brought SB 41 w/SA 1, jointly sponsored by Senator Hall-Long & Representatives Mitchell, Peterman, Ramone & Lavelle, before the House for consideration.

**SB 41 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF THE NEW CASTLE COUNTY BOARD OF ASSESSMENT REVIEW.**

Representative Brady made comments.
The roll call on SB 41 w/SA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Peterman - 1.
Therefore, having received a constitutional majority, SB 41 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative George.
Representative George brought HB 64, jointly sponsored by Senator Blevins and cosponsored by Representatives J. Johnson & Wilson, before the House for consideration.

**HB 64 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUDICIAL LAW CLERKS.**
Representative George made comments.
The roll call on HB 64 was taken and revealed:
YES: 40.
ABSENT: Representative Peterman - 1.
Therefore, having received a constitutional majority, HB 64 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

**SB 28 - AN ACT TO AMEND TITLES 11 AND 15 OF THE DELAWARE CODE RELATING TO ADDRESS CONFIDENTIALITY FOR CERTAIN PERSONS.**
Representative Barbieri made comments.
The roll call on SB 28 was taken and revealed:
YES: 40.
ABSENT: Representative Peterman - 1.
Therefore, having received a constitutional majority, SB 28 was returned to the Senate.

Representative Schwartzkopf made comments.
The roll call on HB 112 was taken and revealed:
YES: 36.
NO: Representatives J. Johnson, Keeley & D.P. Williams - 3.
NOT VOTING: Representative Bolden - 1.
ABSENT: Representative Peterman - 1.
Therefore, having received a constitutional majority, HB 112 was sent to the Senate for concurrence.


**HB 113 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO IRRIGATION PRESERVATION.**
Mr. Speaker Gilligan assigned HB 113 to the Agriculture Committee.
Representatives Atkins, George & Schwartzkopf made announcements.
The Majority Leader moved to recess to the call of the Chair at 5:26 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 11, 2011.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 59, SB 57, SB 58, SS 1 for SB 56, SCR 13 and requests the concurrence of the House, and the Senate has passed HB 71, HB 61 w/HA 1, HB 11 w/HA 1, HB 28, HB 45 w/HA 1, HB 68 w/HA 1 & HCR 14 and is returning the same to the House.
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

28th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
May 11, 2011

The Chief Clerk called the roll:
Members Present: 38.
Members Absent: Representatives Briggs King, Keeley & Viola - 3.

A prayer was offered by Representative John C. Atkins, Forty-first Representative District.
Mr. Speaker Gilligan invited Colonel Jay P. Morgan to lead those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


HB 115 - B. SHORT & REPRESENTATIVE GEORGE & REPRESENTATIVE HUDSON & SENATOR DELUCA; REPRESENTATIVES BENNETT, KEELEY, WILLIS; SENATORS BLEVINS, BONINI, HALL-LONG - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 12 of the Delaware Code Relating to Statutory Trusts. (3/5 bill)

SS 1 for SB 56 - BLEVINS & REPRESENTATIVE SCHOOLEY & REPRESENTATIVE KEELEY; SENATORS BUSHWELLER, ENNIS, HENRY, SOKOLA, SORENSON; REPRESENTATIVES BARBIERI, GEORGE, GILLIGAN, JAQUES, KOWALKO, MIRO, MITCHELL, WALKER, WILLIS, BOLDEN - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 18 of the Delaware Code Relating to Health Service Corporations.

SB 57 - MCBRIDE & SENATOR DELUCA & REPRESENTATIVE Q. JOHNSON & REPRESENTATIVE GILLIGAN & REPRESENTATIVE BENNETT; SENATORS ENNIS, SIMPSON; REPRESENTATIVES CARSON, KENTON, MULROONEY, OUTTEN, WILSON - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Shellfish.


SCR 13 - VENABLES & SENATOR CLOUTIER & REPRESENTATIVE HUDSON & REPRESENTATIVE WILSON; SENATORS BLEVINS, BUNTING, CONNOR, ENNIS, HALL-LONG, KATZ, PETERSON, SOKOLA, SORENSON; REPRESENTATIVES ATKINS, BARBIERI, BENNETT, BRADY, BRIGGS KING, HEFFERNAN, HOCKER, JAQUES, MANOLAKOS, MIRO, MITCHELL, OSIENSKI, RAMONE, D. SHORT - TRANSPORTATION, LAND USE & INFRASTRUCTURE - Requesting the Delaware Department of Transportation Study the Building and Maintaining of Non-Motorized Travel Connections Within and Between Cities and Towns in Delaware and to Link These Connections to Form Uninterrupted Networks for Walking and Bicycling.

The House observed a moment of silence for the recovery of James Keeley at the request of Representative Ramone. Representative George requested and was granted personal privilege of the floor to make comments and to introduce guests. Representative Kowalko requested and was granted personal privilege of the floor to introduce a guest. Representative Barbieri requested and was granted personal privilege of the floor to introduce a guest. Representative Willis requested and was granted privilege of the floor to present a House Tribute to Colonel Jay P. Morgan (Ret.), who addressed the House. Representative Blakey made comments. Representative Schwartzkopf deferred to Representative Scott. Representative Scott requested and was granted privilege of the floor for Jeanine Kleimo, District Representative, American Field Service International Programs, who addressed the House. Foreign Exchange Students stated their names and home countries for the record. Representative Blakey introduced a guest and made comments.

Representative Schwartzkopf brought the following prefilled Consent Calendar #5 before the House for consideration.

HR 13 - HUDSON ON BEHALF OF ALL REPRESENTATIVES - Recognizing May 12, 2011 as Fibromyalgia Awareness Day in Delaware.


HCR 16 - CARSON ON BEHALF OF ALL REPRESENTATIVES & SENATOR ENNIS ON BEHALF OF ALL SENATORS - Recognizing the Month of May 2011 as Older Americans Month and Driver Safety Month and Acknowledging the Efforts of the Delaware Senior Driver Task Force.
Representative J. Johnson made comments regarding HCR 15, introduced guests, and made comments. Representatives Schwartzkopf & Atkins made comments. Representative D.P. Williams requested that he be marked present.

Consent Calendar # 5 was adopted by voice vote and HR 13 was declared passed and HCR 15 & HCR 16 were sent to the Senate for concurrence.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:22 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:22 p.m. on May 11, 2011: Representatives Hudson, Lee, Mulrooney & Schooley.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 12, 2011. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SCR 14 and requests the concurrence of the House and the Senate has passed HB 67 w/HA 1, HB 63, HCR 15 & HCR 16 and is returning the same to the House.

Representative Briggs King requested that she be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

29th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
May 12, 2011

The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representative Keeley - 1.
A prayer was offered by Representative Darryl M. Scott, Thirty-first Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 101 - Outten & Senator Lawson; Representatives Carson, Brady, Carson, Keeley, Mitchell; Senator Ennis - Transportation, Land Use & Infrastructure - An Act to Amend Title 17 of the Delaware Code Relating to Agreements the Department of Transportation Makes with Local Jurisdictions for Traffic Studies Related to Development.**

**HB 104 - Scott & Representative Barbieri & Senator Ennis; Representatives Carson, Hudson, Q. Johnson, Keeley, Manolakos, Mitchell, Walker, Willis, Wilson; Senator Sorenson - Judiciary - An Act to Amend Title 10 of the Delaware Code Relating to the Power of the Family Court.**

**HB 107 - Outten & Senator Lawson; Representatives Kenton, Peterman, Bennett, Brady, Carson, Kowalko, Mitchell; Senator Booth - Natural Resources - An Act to Amend Title 7 of the Delaware Code Relating to Hunting, Trapping, and Fishing Licenses.**

**HB 108 - Lavelle & Representative D. Short & Senator Bonini; Representative Miro; Senator Peterson - House Administration - An Act Proposing an Amendment to Article II of the Constitution of the State of Delaware Relating to Open Meetings and Public Records of the General Assembly. (2/3 bill)**

**HB 109 - Lavelle & Representative D. Short & Representative Carson & Senator Bonini; Representatives Hudson, Willis, Keeley - House Administration - An Act to Amend Title 29 of the Delaware Code Relating to Delaware Economic and Financial Advisory Council.**

**HB 110 - Lavelle & Senator Bonini; Representatives Hocker, D. Short - House Administration - An Act to Amend Title 29 of the Delaware Code Relating to the Freedom of Information Act.**

**HB 111 - Scott & Representative Hudson & Senator Deluca; Representatives Barbieri, Keeley, Lavelle, Mitchell, Schooley, Viola; Senator Ennis - Telecommunications, Internet & Technology - An Act to Amend Title 26 of the Delaware Code Relating to Rate Schedules and Rate Classifications.**

**HB 112 - Carson & Representative Bennett & Senator Hall-Long; Representatives Barbieri, Brady, Hocker, Hudson, Jaques, Q. Johnson, Kenton,**

HB 123 - Q. JOHNSON & REPRESENTATIVE LONGHURST & SENATOR HALL-LONG; REPRESENTATIVES BENNETT, BOLDEN, CARSON, GEORGE, HEFFERNAN, HOCKER, HUDSON, JAQUES, KEELEY, KOWALKO, LADELLE, MITCHELL, RAMONE, WALKER, WILLIS; SENATORS BUSHWELDER, ENNIS, SOKOLA - HOUSE ADMINISTRATION - An Act to Amend Title 1 of the Delaware Code Relating to Special Days and Special Months.

HA 1 to HB 94 - CARSON - Placed with the Bill.

The Reading Clerk read the following communications into the record:

MEMORANDUM
Representative Helene M. Keeley
DATE: May 11, 2010
TO: Speaker Robert F. Gilligan, Chief Clerk Richard Puffer, and Members of the 145th General Assembly
RE: Wednesday May 11, 2011 & Thursday May 12, 2011
Dear Mr. Speaker and members of the 146th General Assembly,
Due to a family emergency; I will not be in Legislative Hall on the dates of May 11th and May 12th of this year. Please contact me office with any questions or concerns.
Sincerely,
Helene M. Keeley
State Representative
Third District
May 12, 2010

LEGISLATIVE ADVISORY #3
Governor Jack A. Markell signed the following legislation on the date indicated: 4/20/11 - HB 19 w/HA 1 & SA 1; 5/2/11 - HB 81 aab HA 1; 5/4/11 - HB 47 w/HA 1, HA 1 to HA 1, HA 2 to HA 1 & SA 1; HB 51 w/HA 1, SB 23 & SB 35; 5/10/11 - HB 39, HB 43 & HB 22 w/HA 1; 5/11/11 - SJR 2 aab SA 1 & SB 30.
Representative Schwartzkopf deferred to Representative Manolakos.
Representative Manolakos requested and was granted privilege of the floor for the Elementary Choir from Wilmington Christian School under the direction of Debbie McNeil. The choir performed two selections. Students stated their names and grades for the record. Representative Schwartzkopf deferred to Representative Hocker. Representative Hocker introduced guests.
Representative Schwartzkopf deferred to Representative Briggs King.
Representatives B. Short, Lavelle, Mulrooney, Miro, Viola & D.P. Williams requested that they be marked present.
SCR 14 - CONTINUING TO RAISE AWARENESS THAT THE MONTH OF MAY IS MELANOMA AND SKIN CANCER DETECTION AND PREVENTION MONTH IN DELAWARE. Representative Briggs King made comments. SCR 14 was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf deferred to Representative D.P. Williams. Representative D.P. Williams made comments.
Representative Schwartzkopf introduced HB 125, jointly sponsored by Representative Atkins.
HB 125 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO THE MUNICIPAL USER TAX.
Mr. Speaker Gilligan assigned HB 125 to the House Administration Committee.
Representative J. Johnson made comments.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:31 p.m.
The House reconvened at 4:58 p.m.
The Chief Clerk read the following committee reports into the record:
AGRICULTURE: SB 26 w/SA 1 - 7M.
PUBLIC SAFETY & HOMELAND SECURITY: SB 38 w/SA 2 - 3F,3M.
Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson brought HB 83, jointly sponsored by Senator Venables & Representatives Carson, Hocker, Keeley, Mitchell, Mulrooney & Willis & Senators Bushweller, Ennis & McBride, before the House for consideration.
HB 83 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HUNTING, TRAPPING, AND FISHING LICENSES.
Representative Q. Johnson made comments.
The roll call on HB 83 was taken and revealed:
YES: 36.
ABSENT: Representatives Briggs King, Keeley, Longhurst, Manolakos & Osienki - 5.
Therefore, having received a constitutional majority, HB 83 was sent to the Senate for concurrence.
Representatives Lee & Schooley requested that they be marked present during the roll call.
Representative Schwartzkopf deferred to Representative Carson.
Representative Carson brought HB 93, jointly sponsored by Representative Gilligan & Representative Bennett & Senator McBride & Representatives Q. Johnson, Mulrooney & Wilson & Senators DeLuca, Ennis, Hall-Long, Simpson & Venables, before the House for consideration.
HB 93 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO SHELLFISH.
Representative Carson made comments.
The roll call on HB 93 was taken and revealed:
YES: 38.
ABSENT: Representatives Briggs King, Keeley & Manolakos - 3.
Therefore, having received a constitutional majority, HB 93 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Carson.
HB 94 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO SHELLFISH.
Representative Carson brought HA 1 to HB 94 before the House for consideration. Representative Carson made comments. HA 1 was adopted by voice vote.
The roll call on HB 94 w/HA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Briggs King, Keeley, Manolakos & D.P. Williams - 4.
Therefore, having received a constitutional majority, HB 94 w/HA 1 was sent to the Senate for concurrence.
Mr. Speaker Gilligan & Representative Carson introduced guests.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought HB 99, jointly sponsored by Senator Marshall, before the House for consideration.
HB 99 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MEDICAL CERTIFICATION REQUIREMENTS AS PART OF THE COMMERCIAL DRIVER LICENSE.
Representative Mitchell made comments.
The roll call on HB 99 was taken and revealed:
YES: 38.
ABSENT: Representatives Briggs King, Keeley & Manolakos - 3.
Therefore, having received a constitutional majority, HB 99 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Outten.
Representative Outten brought HB 98, jointly sponsored by Senator Lawson, before the House for consideration.
HB 98 - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE CHARTER OF THE TOWN OF VIOLA. (2/3 bill)
Representative Outten made comments.
The roll call on HB 98 was taken and revealed:
YES: 38.
ABSENT: Representatives Briggs King, Keeley & Manolakos - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 98 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Atkins.
Representative Atkins moved to suspend the rules which interfere with action on SB 26 w/SA 1. The motion was seconded by Representative Brady and adopted by voice vote.
Representative Atkins brought SB 26 w/SA 1, jointly sponsored by Senator Bunting & Senators Connor, McBride, Simpson, Booth & Lawson & Representatives Carson, Kenton, Hocker, Wilson, Lee, Peterman & Scott, before the House for consideration.
SB 26 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO NUTRIENT MANAGEMENT.
Representatives Lavelle & Atkins made comments.
The roll call on SB 26 w/SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Briggs King, Keeley & Manolakos - 3.
Therefore, having received a constitutional majority, SB 26 w/SA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative George.
Representative George brought HB 77, jointly sponsored by Representative J. Johnson & Representative Walker & Senator Blevins & Representatives Carson, Hocker, Hudson & Willis & cosponsored by Senators Ennis & Henry, before the House for consideration.
HB 77 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS OF GARAGE OWNERS, LIVERY AND STABLE KEEPERS, AND ACTIONS IN REPLEVIN OR DETINUE BY OWNER.
Representative George made comments.
The roll call on HB 77 was taken and revealed:
YES: 38.
ABSENT: Representatives Briggs King, Keeley & Manolakos - 3.
Therefore, having received a constitutional majority, HB 77 was sent to the Senate for concurrence.
Mr. Speaker Gilligan made an announcement.
Representative Schwartzkopf deferred to Representative Hudson.
Representative Hudson moved to suspend the rules which interfere with action on SCR 13. The motion was seconded by Representative J. Johnson and adopted by voice vote.
SCR 13 - REQUESTING THE DELAWARE DEPARTMENT OF TRANSPORTATION STUDY THE BUILDING AND MAINTAINING OF NON-MOTORIZED TRAVEL CONNECTIONS WITHIN AND BETWEEN CITIES AND TOWNS IN DELAWARE AND TO LINK THESE CONNECTIONS TO FORM UNINTERRUPTED NETWORKS FOR WALKING AND BICYCLING.
SCR 13 was adopted by voice vote and was returned to the Senate.
Representatives Hudson, Lavelle & Osienki made comments.
Representative Schwartzkopf deferred to Representative J. Johnson.
Representative J. Johnson introduced HB 126, jointly sponsored by Representative Kowalko & Representative Keeley & Representative Mulrooney & Senator Peterson & Representatives Hudson, Q. Johnson, Longhurst, Manolakos, Mitchell, Osienki & Viola & Senators Ennis & Sokola & cosponsored by Representative Peterman.
HB 126 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT.
Mr. Speaker Gilligan assigned HB 126 to the House Administration Committee.
Representative D.P. Williams made an announcement.
The Majority Leader moved to recess to the call of the Chair at 5:29 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 31, 2011.
The Reading Clerk read the following corrected communications into the record:
MEMORANDUM
Representative Helene M. Keeley
DATE: May 11, 2011
TO: Speaker Robert F. Gilligan, Chief Clerk Richard Puffer, and Members of the 146th General Assembly
RE: Wednesday May 11, 2011 & Thursday May 12, 2011
Dear Mr. Speaker and members of the 146th General Assembly,
Due to a family emergency; I will not be in Legislative Hall on the dates of May 11th and May 12th of this year. Please contact my office with any questions or concerns.
Sincerely,
Helene M. Keeley
State Representative
Third District
The Senate wishes to inform the House that it has passed SB 40, SB 69, SB 63 w/SA 1, SB 52 & SB 79 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 112 and is returning the same to the House.
May 23, 2011
LEGISLATIVE ADVISORY #4
Governor Jack A. Markell signed the following legislation on the date indicated: 5/13/11 - SB 17 aab SA 3 & 4 & HA 6 & 7 & HB 112; 5/17/11 - HB 28; 5/19/11 - HB 68 aab HA 1, HB 71, SB 28, SB 46 aab SA 1, HB 63, HB 67 aab HA 1 & SB 9 aab SA 1 & HA 1.
Representative Schwartzkopf made an announcement.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.
The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Manolakos & Willis - 2.
A prayer was offered by Representative Edward S. Osinski, Twenty-fourth Representative District.
Mr. Speaker Gilligan invited Major General Frank Vavala to lead those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following out-of-session prefiled legislation was introduced:
May 13, 2011


HB 130 - OUTTEN & SENATOR BONINI - HOUSE ADMINISTRATION - An Act to Reincorporate the Charter of the City of Harrington, Chapter 115, Volume 69, Laws of Delaware, as Amended, Entitled “An Act to Reincorporate the City of Harrington”. (2/3/bill)

HB 131 - GEORGE & SENATOR BLEVINS; REPRESENTATIVES BARBIERI, HEFFERNAN, HUDSON, KOWALKO, MITCHELL; SENATORS ENNIS, HALL-LONG, SIMPSON, VENABLES - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 13 of the Delaware Code Relating to Public Utilities. (3/5 bill)


May 26, 2011


HB 130 - OUTTEN & SENATOR BONINI - HOUSE ADMINISTRATION - An Act to Reincorporate the Charter of the City of Harrington, Chapter 115, Volume 69, Laws of Delaware, as Amended, Entitled “An Act to Reincorporate the City of Harrington”. (2/3/bill)


HB 132 - KEETEE & SENATOR BLEVINS; REPRESENTATIVES BARBIERI, HEFFERNAN, HUDSON, KOWALKO, MITCHELL; SENATORS ENNIS, HALL-LONG, SIMPSON, VENABLES - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 13 of the Delaware Code Relating to Child Support.

HB 133 - GEORGE & SENATOR BLEVINS - JUDICIARY - An Act to Amend Title 12 of the Delaware Code Relating to Escheat.

HB 135 - GEORGE & SENATOR BLEVINS; REPRESENTATIVES ATKINS, J. JOHNSON; SENATOR HENRY - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Jurisdiction of the Courts. (2/3 bill)


HB 137 - BARBIERI & REPRESENTATIVE GEORGE & SENATOR BLEVINS; REPRESENTATIVES GILLIGAN, HUDSON, KOWALKO, LONGHURST, MITCHELL, SCOOLEY, SCOTT; SENATORS PETERSON, SORENSON, VENABLES - JUDICIARY - An Act to Amend Titles 10 and 11 of the Delaware Code Relating to Certain Offenses.


HB 139 - SCOTT & SENATOR HALL-LONG; REPRESENTATIVES BARBIERI, BENNETT, HUDSON, MIRO, MITCHELL; SENATOR BUSHWELLER - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to the Board of Professional Land Surveyors.

HB 140 - CARSON & SENATOR ENNIS; REPRESENTATIVES BENNETT, BOLDEN, HOCKER, J. JOHNSON, Q. JOHNSON, MIRO, MITCHELL, SCOTT, D. SHORT, WILLIS; SENATOR BUSHWELLER - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Rules of the Road. (2/3 bill)

HB 141 - OSIENSKI & SENATOR HENRY & SENATOR CLOUTIER; REPRESENTATIVES BENNETT, CARSON, HEFFERNAN, HOCKER, HUDSON, KEELEY, KOWALKO, LAVELLE, MITCHELL, SCOOLEY, WALKER, WILLIS; SENATORS BLEVINS, BONINI, BOOTH, BUSHWELLER, HALL-LONG, SOKOLA, SORENSON - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the State Council for Persons with Disabilities.

HB 142 - LONGHURST & SENATOR ENNIS; REPRESENTATIVES BENNETT, CARSON, GILLIGAN, HOCKER, JAQUES, OSIENSKI - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Relating to Manufacturers and Wholesalers.


HB 144 - B. SHORT & REPRESENTATIVE BARBIERI & SENATOR HENRY; REPRESENTATIVES Q. JOHNSON, SCOOLEY; SENATORS BUSHWELLER, BLEVINS - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 and 24 of the Delaware Code Relating to Facilities where Invasive Medical Procedures are Performed.

HB 145 - GEORGE & REPRESENTATIVE BARBIERI & REPRESENTATIVE KEELEY; REPRESENTATIVE J. JOHNSON, RAMONE, SCOTT; SENATORS BLEVINS, BONINI, ENNIS, HENRY, SOKOLA, SORENSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Expungements.


HA 1 to HS 1 for HB 4 - LAVELLE - Placed with the Bill.

HA 1 to HB 70 - BARBIERI - Placed with the Bill.

HA 1 to HB 129 - LAVELLE - Placed with the Bill.

SB 40 - MARSHALL & REPRESENTATIVE GILLIGAN & REPRESENTATIVE B. SHORT; SENATORS BLEVINS, BUSHWELLER, HENRY, MCDOWELL, CLOUTIER; REPRESENTATIVES BARBIERI, BENNETT, BLAKEY, BRADY, BRIGGS KING, GEORGE, HOCKER, HUDSON, Q. JOHNSON, LAVELLE, MANOLAKOS, MIRO, PETERMAN, RAMONE, D. SHORT, WILLIS - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Pertaining to Business Tax Credits and Deductions and Clean Energy Technology Device Manufacturing.


SB 63 w/SA 1 - PETERSON & REPRESENTATIVE BENNETT & REPRESENTATIVE SCOOLEY; SENATORS BONINI, HENRY; REPRESENTATIVES GEORGE, HUDSON, LAVELLE,
MITCHELL, RAMONE, D. SHORT, VIOLA, WILSON - HOUSE ADMINISTRATION - An Act to Amend Title 1 of the Delaware Code Relating to Bill and Amendment Drafting.

SB 69 - HALL-LONG & REPRESENTATIVE RAMONE; SENATORS KATZ, ENNIS, BUSHWELLER, SOKOLA, BOOTH; REPRESENTATIVES SCOOLEY, CARSON, WALKER, WILLIS, KENTON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Licensed Athletic Trainers.

SB 79 w/SA 1 - BUNTING & REPRESENTATIVE WILSON - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to County Government and County Administrators.

The following prefilled legislation was introduced:

HB 147 - HUDSON & REPRESENTATIVE LAVELLE & REPRESENTATIVE D. SHORT & SENATOR SIMPSON & SENATOR BOOTH; REPRESENTATIVES HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MANOLAKOS, MIRO, OUTTEN, PETERMAN, RAMONE, WILLIS - REVENUE & FINANCE - An Act to Amend Title 7 and Title 30 of the Delaware Code Relating to Taxes on Personal Income. (3/5 bill)

HB 148 - HUDSON & REPRESENTATIVE LAVELLE & REPRESENTATIVE RAMONE & SENATOR KATZ; REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MANOLAKOS, OUTTEN, PETERMAN, D. SHORT, WILLIS, WILSON; SENATORS BOOTH, CLOUTIER, SIMPSON, VENABLES - REVENUE & FINANCE - An Act to Amend Title 7 and Title 30 of the Delaware Code Relating to Gross Receipts Tax. (3/5 bill)

The House observed a moment of silence in reflection on Memorial Day and in memory of those Americans who have given the ultimate sacrifice, at the request of Representative Atkins. Representative Longhurst requested that she be marked present. The House observed a moment of silence in memory of Henry R. Folsom, Jr. at the request of Mr. Speaker Gilligan. The House observed a moment of silence in memory of James F. Keeley at the request of Mr. Speaker Gilligan. Representative Barbieri requested and was granted personal privilege of the floor to make comments. Mr. Speaker Gilligan introduced guests. Representative Keeley requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf requested and was granted privilege of the floor for Major General Francis Vavala, Adjutant General, Delaware National Guard. Major General Vavala introduced guests and read a proclamation promoting Representative Jacques to the rank of Brigadier General, Delaware Air National Guard. Representative Jacques addressed the House and introduced guests. Representative Brady requested that he be marked present and made comments. Representatives Lavelle, Hudson, Miro, Scott & Viola requested that they be marked present. Representatives Keeley & Brady introduced guests. Mr. Speaker Gilligan reassigned HB 136 to the Veterans Affairs Committee. Representative Brady requested that HB 41 be stricken. Representative Hudson requested that HB 102 be stricken. Representative Schwartzkopf made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:25 p.m.

The House reconvened at 4:25 p.m.

Representative Mulrooney requested that he be marked present.

Representative Schwartzkopf deferred to Representative Blakey. Representative Blakey made an announcement.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 37 & SB 47 and requests the concurrence of the House.

TO: The Honorable Robert Gilligan
FROM: Representative Lincoln Willis
DATE: Tuesday May 31, 2011
RE: Absence from Session

Due to a death in the family, I will be in West Virginia and unable to be in session on Tuesday, May 31.

Please accept my apologies. I will return to session on Wednesday, June 1.

Thank you,
Lincoln Willis

May 31, 2011

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901

Dear Speaker Gilligan:

Please be advised that it is necessary for me to be absent from Legislative Session, today May 31, 2011, due to a personal matter.

Thank you for your understanding.

Sincerely,
Nicholas T. Manolakos

78
State Representative
20th District

Representative Schwartzkopf deferred to Representative Mulrooney. Representative Mulrooney brought HB 95, jointly sponsored by Senator McBride & Representatives Bennett, Brady, Kowalko, Longhurst, Osinski & Viola & Senators DeLuca, Ennis & Lawson, before the House for consideration.

HB 95 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTORCYCLES.

Representatives Mulrooney & D. Short made comments. Representative D. Short requested and was granted privilege of the floor for Sergeant Darren J. Lester, Legislative Liaison, Delaware State Police. Representatives Ramone, D. Short & Hudson made comments.

The roll call on HB 95 was taken and revealed:
YES: 23.
NOT VOTING: Representatives Mitchell, B. Short & D. Short - 3.
ABSENT: Representatives Manolakos & Willis - 2.

Therefore, having received a constitutional majority, HB 95 was sent to the Senate for concurrence.

Representative D.P. Williams requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative George.

Representative George brought HB 104, jointly sponsored by Senator Blevins & Representative Bennett, before the House for consideration.

HB 104 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE UNIFORM RECOGNITION OF FOREIGN-COUNTRY MONEY JUDGMENTS.

Representative George made comments.

The roll call on HB 104 was taken and revealed:
YES: 38.
ABSENT: Representatives Blakey, Manolakos & Willis - 3.

Therefore, having received a constitutional majority, HB 104 was sent to the Senate for concurrence.

The Chief Clerk announced the corrected roll call for HB 95.

Representative Schwartzkopf deferred to Representative George.

Representative Viola brought HB 105, jointly sponsored by Representative B. Short & Senator Bunting & Senator McDowell & Representatives Barbieri, Brady, Heffernan, Hudson, Longhurst, Mulrooney, Ramone, Schwartzkopf, Scott & D.E. Williams & Senators Booth, Bushweller & Henry, before the House for consideration.

HB 105 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC BEVERAGES AND GATHERING LICENSES.

Representative Viola made comments.

The roll call on HB 105 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & Willis - 2.

Therefore, having received a constitutional majority, HB 105 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George. The House observed a moment of silence in memory of Alyssa and Elijah Rivera Kupchinski at the request of Representative Keeley. The Majority Leader moved to recess to the call of the Chair at 5:02 p.m.

Mr. Speaker Gilligan called the House to order at 2:01 p.m. on June 1, 2011.

The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed HB 48 w/HA 1 & HA 2 & SA 1 and is returning the same to the House.

Representative Willis requested that he be marked present for the current Legislative Day.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

31st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 1, 2011

The Chief Clerk called the roll:
Members Present: 38.
Members Absent: Representatives Lavelle, Longhurst & Manolakos - 3.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:


**HA 1 to HB 144** - LAVELLE - Placed with the Bill.

**SB 37** - BLEVINS & REPRESENTATIVE GILLIGAN & REPRESENTATIVE SCHWARTZKOPF & REPRESENTATIVE GEORGE & REPRESENTATIVE LAVELLE; SENATORS HENRY, MCDOWELL; REPRESENTATIVES WALKER, J. JOHNSON - HOUSE ADMINISTRATION - An Act Proposing an Amendment to Article IV, Section 29 of the Delaware Constitution of 1897, as Amended, Relating to Justices of the Peace. (2/3 bill)


The Reading Clerk read the following communication into the record:
June 1, 2011

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:

Please be advised that it is necessary for me to be absent from Legislative Session, today June 1, 2011, due to a personal matter.

Thank you for your understanding.

Sincerely,
Gregory F. Lavelle
State Representative
11th District

Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short requested and was granted personal privilege of the floor to introduce guests.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:07 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:07 p.m. on June 1, 2011: Representative Mulrooney.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 2, 2011.

Representative Longhurst requested that she be marked present for the current Legislative Day.

The Chief Clerk read the following committee reports into the record:

**JUDICIARY:** HB 70 - 9M; HB 87 - 9M; HB 117 - 7M; HB 133 - 9M; HB 135 - 9M;

**HB 137** - 8M; HB 145 - 6M.

**PUBLIC SAFETY & HOMELAND SECURITY:** HS 1 for HB 66 - 5M,1U; HB 108 - 9M;

**HB 134** - 9M.

**TRANSPORTATION/LAND USE AND INFRASTRUCTURE:** HB 122 - 4M.

**HEALTH & HUMAN DEVELOPMENT:** HB 106 - 11M; HB 132 - 10M; HB 144 - 6F,5M.

**EDUCATION:** HB 107 - 1F,7M.

**HOUSE ADMINISTRATION:** HB 123 - 3F; HB 141 - 3F; SB 49 - 3M.
POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY:  SB 59 - 4M.
NATURAL RESOURCES:  HB 116 - 7F;  SB 57 - 2F,5M;  SB 58 - 1F,6M.
REVENUE & FINANCE:  HB 127 - 8F,2M;  HB 128 - 6F,6M;  HB 129 - 9F,1M;  SB 40 - 9M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE:  HB 109 - 1F,8M;
SB 53 w/SA 1 - 10M;  SB 54 w/SA 1 - 11M.
The Senate wishes to inform the House that it has passed SB 43 & SB 78 w/SA 2 and requests the concurrence of the House, and the Senate has passed HB 26 w/HA 3 & HB 44 and is returning the same to the House.
The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

32nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 2, 2011

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Manolakos & Schooley - 2.
A prayer was offered by Representative Stephanie T. Bolden, Second Representative District.
Mr. Speaker Gilligan invited Chancellor William B. Chandler III to lead those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:
HB 152 - WILSON & SENATOR SIMPSON; REPRESENTATIVE D. SHORT; SENATORS BOOTH, VENABLES - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Real Estate Appraisers.
HB 154 - HOCKER & SENATOR BUNTING - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Millville, Chapter 217, Volume 24, Laws of Delaware, as Amended, Entitled "An Act to Reincorporate the Town of Millville" to Amend Paragraph (a)(30) of Section 31, Enumeration of Powers. (2/3 bill)
HB 155 - WALKER & SENATOR HALL-LONG; REPRESENTATIVES HEFFERNAN, JAQUES, KENTON, KOWALKO, MITCHELL; SENATORS BUSHWELLER, HENRY - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Nursing.
HB 156 - HUDSON & SENATOR SIMPSON; REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, BRIGGS KING, KENTON, LEE, MANOLAKOS, MIRO, OUTFEN, PETERMAN, RAMONE, D. SHORT, WILLIS, WILSON - REVENUE & FINANCE - An Act to Amend Title 6, Title 8, Title 12, and Title 29 of the Delaware Code Relating to Various Fees and Taxes Charged by the Secretary of State. (2/3 bill)
HA 1 to HB 87 - BRADY - Placed with the Bill.
HA 1 to HB 100 - OSIENSKI - Placed with the Bill.
HA 1 to HB 127 - VIOLA - Placed with the Bill.
HA 1 to HB 148 - HUDSON - Placed with the Bill.
SB 78 w/SA 2 - SOKOLA & REPRESENTATIVE SCHOOLEY - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to the State Assessment System.
Representative Schwartzkopf deferred to Representative George.
Representative George introduced and brought HR 18, jointly sponsored by Representative Atkins on behalf of All Representatives, before the House for consideration.
Representative Lavelle requested that he be marked present.
HR 18 - IN HONOR OF CHANCELLOR WILLIAM B. CHANDLER III ON HIS RETIREMENT FROM THE COURT OF CHANCERY.
WHEREAS, the 146th General Assembly wishes to recognize and express our deepest appreciation to Chancellor William B. Chandler III on his retirement from the Court of Chancery and his 25 years of exceptional service to the Judiciary of the Great State of Delaware;

WHEREAS, the Chancellor matriculated at some of the most prestigious law schools in the country; receiving law degrees from the University of South Carolina School of Law and the Yale Law School;

WHEREAS, the Chancellor has taught at some of the finest institutions in the country, including Vanderbilt, Ohio State, Georgia and Washington University;

WHEREAS, under his leadership and tireless efforts during the past 14 years, the respect for and deference to the Court of Chancery has continued to grow throughout the nation and the world over, solidifying the Court’s status as the leading forum for resolution of business law disputes;

WHEREAS, Chancellor Chandler has written many important and influential opinions during his tenure on the bench and is highly respected throughout the legal community;

WHEREAS, in addition to his service to the Judiciary, among other things, Chancellor Chandler also has served our Great State as Legal Counsel to Governor Pierre S. DuPont IV, and as a member of the Board of Pardons.

NOW, THEREFORE:

BE IT RESOLVED that the House of Representatives of the 146th General Assembly of the State of Delaware hereby extends its deepest gratitude and appreciation to Chancellor Chandler for his many years of public service.

BE IT FURTHER RESOLVED that the House of Representatives hereby fondly bids farewell to Chancellor Chandler and wishes him the best of luck in the next chapter of his life as he returns to private practice.

Representatives George & Atkins escorted Chancellor Chandler to the podium. Representatives George, Hocker, Atkins & Schwartzkopf addressed the House. Mr. Speaker Gilligan addressed the House. Chancellor Chandler addressed the House.

HR 18 was adopted by voice vote.

Representative Schwartzkopf brought Consent Calendar #6 before the House for consideration.

HR 16 - SCHWARTZKOPF ON BEHALF OF ALL REPRESENTATIVES - Proclaiming May 18, 2011 as “Lewes-Rehoboth Association of Churches Day.”

HCR 17 - WALKER & SENATOR HALL-LONG & SENATOR KATZ & SENATOR MCBRIDE & REPRESENTATIVES BENNETT, BRIGGS KING, CARSON, GEORGE, GILLIGAN, HEFFERNAN, HOCKER, HUDSON, JAQUES, J. JOHNSON, Q. JOHNSON, KEELEY, KENTON, KOWALKO, LAVELLE, LEE, MIRO, OSIENSKI, OUTTEN, RAMONE, SCHOOLEY, SCHWARTZKOPF, VIOLA, WILLIS & WILSON & SENATORS BOOTH, BUSHWELLER, CONNOR, PETERSON, SOKOLA & SORENSON - Celebrating the 100th Anniversary of the Delaware Nurses Association and Recognizing Its 100 Years of Commitment and Service to Professional Nurses in the State of Delaware.

Representatives Miro, Mitchell & Hudson requested that they be marked present.

Consent Calendar # 6 was adopted by voice vote and HR 16 was declared passed and HCR 17 was sent to the Senate for concurrence. Representative Schwartzkopf made comments. SCR 18 was adopted by voice vote and was returned to the Senate. The Eagle Scouts stated their names, troops, and home towns for the record. Representative Schwartzkopf made a comment.

Representative Schwartzkopf addressed the Class of 2010 - 2011 Eagle Scouts. Representatives Longhurst, Lavelle, Mitchell, Briggs King & Schwartzkopf made comments. SCR 18 was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf made comments. The Eagle Scouts stated their names, troops, and home towns for the record. Representative Schwartzkopf made a comment.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:42 p.m.

The House reconvened at 4:49 p.m.

The Reading Clerk read the following communications into the record:

MEMORANDUM

TO: Rep. Robert F. Gilligan
Speaker of the House

CC: Richard L. Puffer

FROM: Rep. Teresa Schooley

DATE: June 2, 2011

RE: Absence from session

I will be unable to attend today's session due to illness.

The Senate wishes to inform the House that it has passed SB 74, SB 76, SB 77 & SB 95 and requests the concurrence of the House and the Senate has passed HB 94 w/HA 1 & HB 93 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 42 w/SA 1 and requests the
concurrence of the House and the Senate has passed HB 83 and is returning the same to the House. The Senate wishes to inform the House that it has passed SCR 18 and requests the concurrence of the House.

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Rep. Helene M. Keeley, do hereby request that my name be removed as a co-sponsor of HB 128.
Date: 5-31-2011  
Signed: Helene Keeley

WITHDRAWAL OF SPONSORSHIP REQUEST

I, David G. Lawson, do hereby request that my name be removed as a co-sponsor of HB 129.
Date: 5/31/11  
Signed: D. Lawson

Mr. Speaker Gilligan appointed Representative Keeley as Acting Speaker.
Representative Schwartzkopf deferred to Representative Gilligan.
Representative Gilligan brought SB 49, jointly sponsored by Senator DeLuca, before the House for consideration.

SB 49 - AN ACT TO AMEND TITLE 29 RELATING TO THE DELAWARE COMMISSION ON ITALIAN HERITAGE AND CULTURE.

Representative Gilligan made comments.
The roll call on SB 49 was taken and revealed:
YES: 38.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, SB 49 was returned to the Senate.

HB 48 - AN ACT TO AMEND TITLES 11, 16 AND 29 OF THE DELAWARE CODE RELATING TO REPORTING PERSONS PROHIBITED FROM POSSESSING FIREARMS AND THE NATIONAL CRIMINAL INSTANT BACKGROUND CHECK SYSTEM ("NICS").

Representative Longhurst made comments.
The roll call on HB 48 w/HA 1, HA 2 & SA 1 was taken and revealed:
YES: 36.
NOT VOTING: Representatives Hocker & Wilson - 2.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, HB 48 w/HA 1, HA 2 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Osinski.

HB 100 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO BACKGROUND CHECKS FOR PERSONS WITH ACCESS TO PUBLIC SCHOOLS.

Representative Osinski brought HA 1 to HB 100 before the House for consideration.
The roll call on HB 100 w/HA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Brady, Manolakos, Schooley & D.E. Williams - 4.
Therefore, having received a constitutional majority, HB 100 w/HA 1 was sent to the Senate for concurrence.
Representative D.P. Williams requested that he be marked present during the roll call.
Representative Longhurst deferred to Representative Q. Johnson.
Representative Q. Johnson brought SB 57, jointly sponsored by Senator McBride & Senator DeLuca & Representative Gilligan & Representative Bennett & Senators Ennis & Simpson & Representatives Carson, Kenton, Mulrooney, Outten & Wilson, before the House for consideration.

SB 57 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO SHELLFISH.

Representative Q. Johnson made comments.
The roll call on SB 57 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & Schooley - 2.
Therefore, having received a constitutional majority, SB 57 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Q. Johnson.

**SB 58** - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO SHELLFISH.

Representative Q. Johnson made comments.
The roll call on **SB 58** was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & Schooley - 2.
Therefore, having received a constitutional majority, **SB 58** was returned to the Senate.

Representative Q. Johnson requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative George.


**SB 24** - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO THE OFFICE OF THE PUBLIC GUARDIAN AND TO ESTABLISH THE DELAWARE GUARDIANSHIP COMMISSION.

Representative George made comments.
The roll call on **SB 24 w/SA 2** was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & Schooley - 2.
Therefore, having received a constitutional majority, **SB 24 w/SA 2** was returned to the Senate.

Representative George requested and was granted personal privilege of the floor to introduce a guest.

Representative Schwartzkopf moved to suspend the rules which interfere with action on **HB 128**.
The motion was seconded by Representative Carson and adopted by voice vote.


**HB 128** - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE AND CHAPTER 77, VOLUME 77 OF THE LAWS OF DELAWARE RELATING TO TAXES ON PERSONAL INCOME.

Representatives Schwartzkopf, Kowalko, Hudson, Schwartzkopf, Hudson, Lavelle & Kowalko made comments.
The roll call on **HB 128** was taken and revealed:
YES: 38.
NOT VOTING: Representative Kowalko - 1.
ABSENT: Representatives Manolakos & Schooley - 2.
Therefore, having received a constitutional majority, **HB 128** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst moved to suspend the rules which interfere with action on **HB 127**. The motion was seconded by Representative J. Johnson and adopted by voice vote.


**HB 127** - AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING TO GROSS RECEIPTS TAXES.

Representative Viola brought **HA 1 to HB 127** before the House for consideration. Representatives Viola & Lavelle made comments. **HA 1** was adopted by voice vote. Representative Longhurst made comments.
The roll call on **HB 127 w/HA 1** was taken and revealed:
YES: 37.
NOT VOTING: Representative Hocker - 1.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, **HB 127 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative J. Johnson.
Representative J. Johnson brought **SB 59**, jointly sponsored by Senator Peterson & Senator Henry & Representatives Barbieri & Hudson, before the House for consideration.

**SB 59** - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO WAIVER OF CRIMES AND ESTABLISHMENT OF CRIMINAL BACKGROUND REQUIREMENTS RELATED TO PROFESSIONS AND OCCUPATIONS.

Representative J. Johnson made comments.

The roll call on **SB 59** was taken and revealed:
YES: 38.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, **SB 59** was returned to the Senate.

Representative J. Johnson introduced a guest.

Representative Schwartzkopf deferred to Representative Osienki.


**HB 141** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE COUNCIL FOR PERSONS WITH DISABILITIES.

Representative Osienki made comments.

The roll call on **HB 141** was taken and revealed:
YES: 37.
ABSENT: Representatives Manolakos, Mulrooney, Schooley & D.P. Williams - 4.
Therefore, having received a constitutional majority, **HB 141** was sent to the Senate for concurrence.

Speaker Gilligan appointed Representative Keeley as Acting Speaker.

Representative Schwartzkopf deferred to Representative Gilligan.

Representative Gilligan moved to suspend the rules which interfere with action on **HB 129**. The motion was seconded by Representative Scott and adopted by voice vote.


**HB 129** - AN ACT TO AMEND TITLES 29 AND 30 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITY TAX RATES AND THE USE OF THE PROCEEDS THEREOF. (F/N)

Representative Lavelle brought **HA 1 to HB 129** before the House for consideration.

Representatives Lavelle & Gilligan made comments. Representative Gilligan requested and was granted privilege of the floor for David Small, Deputy Director, Department of Natural Resources and Environmental Control. Representatives Lavelle, Kowalko & Lavelle made comments.

The roll call on **HA 1 to HB 129** was taken and revealed:
NO: 23.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, not having received a constitutional majority, **HA 1 to HB 129** was declared defeated.

The roll call on **HB 129** was taken and revealed:
YES: 37.
NO: Representative Lavelle - 1.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, **HB 129** was sent to the Senate for concurrence.

Speaker Gilligan resumed the Chair.

Representative Schwartzkopf deferred to Representative Q. Johnson.


**HB 123** - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO SPECIAL DAYS AND SPECIAL MONTHS.

Representative Q. Johnson introduced and brought **HA 1 to HB 123** before the House for consideration.
Representative Q. Johnson made comments. **HA 1** was adopted by voice vote.

The roll call on **HB 123 w/HA 1** was taken and revealed:
YES: 38.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, **HB 123 w/HA 1** was sent to the Senate for
Representative Schwartzkopf deferred to Representative Longhurst.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SCR 15 & SCR 16 and requests the concurrence of the House and the Senate wishes to inform the House that it has passed HB 82, HB 62 w/HA 1 & SA 2 & HCR 17 and is returning the same to the House.
Representative Longhurst brought HB 62 w/HA 1 & SA 2, jointly sponsored by Senator Ennis & Representatives Carson, J. Johnson, Mitchell & Mulrooney, before the House for concurrence on SA 2.
HB 62 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOUSING.
Representative Longhurst brought HB 62 w/HA 1 & SA 2 because of a possible conflict of interest.
The roll call on HB 62 w/HA 1 & SA 2 was taken and revealed:
YES: 37.
NOT VOTING: Representative Hocker - 1.
ABSENT: Representatives Manolakos, Schooley & D.P. Williams - 3.
Therefore, having received a constitutional majority, HB 62 w/HA 1 & SA 2 was sent to the Governor.
Representative Schwartzkopf deferred to Representative J. Johnson. Representatives J. Johnson & Blakey made announcements. Representative D. Short requested that action on HB 69 be deferred to a Day Certain, Tuesday, June 7, 2011.
The Majority Leader moved to recess to the call of the Chair at 6:26 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 7, 2011.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has defeated HB 82.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

33rd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 7, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Lincoln D. Willis, Twenty-ninth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefiling legislation was introduced:

HS 1 for HB 88 - GEORGE & SENATOR BLEVINS; REPRESENTATIVES HUDSON, J. JOHNSON, KEELEY, MANOLAKOS, MIRO, MITCHELL, SCOTT; SENATOR SOKOLA - JUDICIARY - An Act to Amend Title 6 of the Delaware Code Relating to the Regulation of Securities. (3/5 bill)

HB 158 - HOCKER & REPRESENTATIVE ATKINS & SENATOR BUNTING & SENATOR VENABLES; REPRESENTATIVES LAVELLE, BLAKEY, BRIGGS KING, HUDSON, KENTON, LEE, MANOLAKOS, MIRO, OUTFETT, PETERMAN, RAMONE, D. SHORT, WILLIS, WILSON, BENNETT, BOLDEN, CARSON, J. JOHNSON, Q. JOHNSON, LONGHURST, MITCHELL, WALKER; SENATORS BONINI, BOOTH, BUSHWELLER, CLOUTIER, CONNOR, LAWSON, SIMPSON, SORENSEN, SIMPSON - AGRICULTURE - An Act to Amend Titles 3 and 7 of the Delaware Code Relating to Water Allocation Permits and Licenses, or Permits to Construct, Extend, or Operate an Irrigation Well or Surface Water Intake.


HB 161 - B. SHORT & SENATOR BUSHWELLER; REPRESENTATIVES GEORGE, HEFFERNAN, JAQUES, MITCHELL, VIOLA, WALKER, WILSON; SENATORS SOKOLA, VENABLES - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to the Prohibition of the Denial of Coverage for Pre-existing Conditions in Children under the Age of Nineteen.


HB 165 - KEELEY & REPRESENTATIVE SCHWARTZKOPF & SENATOR BLEVINS & SENATOR DELUCA; REPRESENTATIVES HEFFERNAN, Q. JOHNSON, MITCHELL, B. SHORT, D. SHORT, VIOLA; SENATORS ENNIS, HENRY - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to the Medical Practice Act and the Board of Medical Licensure and Discipline.

HA 1 to HA 1 to HB 33 - JAQUES - Placed with the Bill.
HA 2 to HB 33 - JAQUES - Placed with the Bill.
HA 1 to HB 109 - D. SHORT - Placed with the Bill.
HA 1 to HB 132 - KEELEY - Placed with the Bill.

SB 42 w/SA 1 - HALL-LONG & REPRESENTATIVE KOWALKO; SENATORS BLEVINS, ENNIS, HENRY; REPRESENTATIVES KEELEY, GILLIGAN, BARBIERI, BLAKEY, BOLDEN, BRADY, BRIGGS KING, CARSON, HEFFERNAN, HOCKER, JAQUES, J. JOHNSON, KENTON, MITCHELL, PETERMAN, RAMONE, SCHOOLEY, B. SHORT, D. SHORT, VIOLA, WILLIS - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 6 of the Delaware Code Relating to Foreclosure Consultants and Mortgage Modification Service Providers. (3/5 bill)

SB 74 - BLEVINS & REPRESENTATIVE GEORGE - JUDICIARY - An Act to Amend Chapter 15, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Partnerships and the Registration and Regulation of Foreign Limited Liability Partnerships. (3/5 bill)

SB 76 - BLEVINS & REPRESENTATIVE GEORGE - JUDICIARY - An Act to Amend Chapter 18, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Limited Liability Companies and the Registration and Regulation of Foreign Limited Liability Companies. (3/5 bill)

SB 77 - BLEVINS & REPRESENTATIVE GEORGE - JUDICIARY - An Act to Amend Title 8 of the Delaware Code Relating to the General Corporation Law. (2/3 bill)

SB 95 - BLEVINS & REPRESENTATIVE GEORGE - JUDICIARY - An Act to Amend Chapter 17, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Limited Partnerships and the Registration and Regulation of Foreign Limited Partnerships.

Representatives George & Hocker requested that they be marked present.

Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst made comments. Representative Longhurst requested and was granted privilege of the floor to introduce a House tribute to Kayla Martell, Miss Delaware 2010, who addressed the House and presented her official portrait. Representative Kenton made comments. The 2011 Miss Delaware contestants announced their names, titles, hometowns and platforms for the record. Representative Hocker made comments. Representatives Heffernan, Hudson, Lavelle, Keeley, Manolakos, Miro, Outten, Schooley & D. Short requested that they be marked present.

Representative Schwartzkopf deferred to Representative Willis.

Representative Willis introduced and brought HR 17 before the House for consideration.

HR 17 - PROCLAIMING JUNE 6-12, 2011 AS AUTOMOTIVE SERVICE PROFESSIONALS WEEK IN DELAWARE.

Representative Willis made comments and introduced a guest. HR 17 was adopted by voice vote.

Representative Schwartzkopf deferred to Representative Briggs King.

Representative Briggs King requested and was granted privilege of the floor for herself and Representative Carson to present a House Tribute to Bill Lucks, President, Delaware Realtors, who addressed the House. Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton introduced guests. Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins requested and was granted personal privilege of the floor to introduce guests. Representative Lavelle requested and was granted personal privilege of the floor to introduce a guest.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady introduced HB 166, jointly sponsored by Representative Bennett & Senator McDowell & Representatives Kenton, Ramone & Scott & Senators Bonini, Cloutier & Connor.
HB 166 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO REALTY TRANSFER TAX.

Mr. Speaker Gilligan assigned HB 166 to the Revenue & Finance Committee.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:31 p.m.

The House reconvened at 4:24 p.m.

Representative Mulrooney requested that he be marked present. Representatives Viola & Mitchell made announcements. Representative Bolden requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought HB 144, jointly sponsored by Senator Henry & Representatives Q. Johnson & Schooley & Senators Bushweller & Blevins, before the House for consideration.

HB 144 - AN ACT TO AMEND TITLE 16 AND 24 OF THE DELAWARE CODE RELATING TO FACILITIES WHERE INVASIVE MEDICAL PROCEDURES ARE PERFORMED.

Representative Lavelle brought HA 1 to HB 144 before the House for consideration.

Representatives Lavelle & B. Short made comments. HB 1 was defeated by voice vote. Representative B. Short & Miro made comments. Representative Miro requested and was granted privilege of the floor for Dr. Karyl T. Ratlaf, Director, Division of Public Health. Representatives Miro, Lavelle, Barbieri, Jaques & B. Short made comments.

The roll call on HB 144 was taken and revealed:

YES: 40.

NO: Representative Blakey - 1.

Therefore, having received a constitutional majority, HB 144 was sent to the Senate for concurrence.

Representative D.P. Williams requested that he be marked present during the roll call.

Representative B. Short made comments regarding HB 144.

Representative Schwartzkopf deferred to Representative D. Short.

Representative D. Short brought HB 69, jointly sponsored by Representative B. Short & Senator Booth & Representatives Lavelle, Hocker, Hudson, Peterman & Ramone & Senators Bonini & Sorenson & cosponsored by Representative Q. Johnson, before the House for consideration.

HB 69 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FISCAL PROJECTIONS.

Representative D. Short introduced and brought HA 1 to HB 69, jointly sponsored by B. Short, before the House for consideration. Representative D. Short made comments and deferred to Representative B. Short. Representative B. Short made comments. HB 1 was adopted by voice vote. Representative D. Short made comments.

The roll call on HB 69 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 69 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Keeley.


SB 13 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STERILE NEEDLE AND SYRINGE EXCHANGE.

Representatives Keeley & Hudson made comments.

The roll call on SB 13 w/SA 4 was taken and revealed:

YES: 29.


Therefore, having received a constitutional majority, SB 13 w/SA 4 was returned to the Senate.

Representative Keeley made comments regarding SB 13 w/SA 4.

Representative Schwartzkopf deferred to Representative D.E. Williams.

Representative D.E. Williams brought HB 55, jointly sponsored by Senator Henry & Representatives George & Kowalko & Senator Peterson, before the House for consideration.

HB 55 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE.

Representatives D.E. Williams & Willis made comments. Representative D.E. Williams requested and was granted privilege of the floor for Gregory Aghazarian, representing National Popular Vote. Representatives Lavelle, D.P. Williams, D.E. Williams, Ramone, Lavelle, D.E. Williams, J. Johnson, Willis, D.E. Williams, Willis & Lavelle made comments. Mr. Speaker Gilligan appointed Representative D.P. Williams as Acting Speaker. Representatives Gilligan & Lavelle made comments. Mr. Speaker Gilligan resumed the Chair.

The roll call on HB 55 was taken and revealed:

88
YES: 21.

ABSENT: Representative Barbieri - 1.

Therefore, having received a constitutional majority, HB 55 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George.

Representative George brought HB 135, jointly sponsored by Senator Blevins & Representatives J. Johnson & Senator Henry & cosponsored by Representative Atkins, before the House for consideration.

HB 135 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE JURISDICTION OF THE COURTS. (2/3 bill)

Representatives George & Willis made comments. Representative George requested and was granted privilege of the floor for Paul R. Wallace, representing the Office of the Attorney General.

Representative Willis made comments.

The roll call on HB 135 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 135 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George.

Representative George brought HB 134, jointly sponsored by Senator Blevins & Representatives J. Johnson & Keeley & Senator Sorenson & cosponsored by Representative Atkins, before the House for consideration.

HB 134 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PENALTIES FOR CERTAIN MOTOR VEHICLE OFFENSES.

Representative George made comments.

The roll call on HB 134 was taken and revealed:

YES: 40.

NOT VOTING: Representative Jaques - 1.

Therefore, having received a constitutional majority, HB 134 was sent to the Senate for concurrence.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 67, SB 31 w/SA 1, SB 32 w/SA 2 & SB 33 w/SA 2 and requests the concurrence of the House.

To: Richard Puffer, Chief Clerk of the House
From: Bernard J. Brady, Secretary of the Senate
DATE: June 7, 2011

RE: Return of HB 82 to the Delaware State Senate

At your request, I hereby return House Bill 82, which was defeated in the Senate on June 2, 2011, to the State Senate for the purpose of reconsideration in the Senate. Thank you for your consideration of this request.

TO: Bernard J. Brady
Secretary of the Senate
FROM: Richard L. Puffer
Chief Clerk of the House
DATE: June 7, 2011

RE: Return of HB 82 to the Delaware State Senate

At your request, I hereby return House Bill 82, which was defeated in the Senate on June 2, 2011, to the State Senate for the purpose of reconsideration in the Senate. Thank you for your consideration of this request.

Please do not hesitate to contact me should you have any questions.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 132, jointly sponsored by Senator Blevins & Representatives Barbieri, Heffernan, Hudson, Kowalko & Mitchell & Senators Ennis, Hall-Long, Simpson & Venables, before the House for consideration.

HB 132 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT.

Representative Keeley brought HA 1 to HB 132 before the House for consideration. Representative Keeley made comments. HA 1 was adopted by voice vote. Representative Keeley made comments.

The roll call on HB 132 w/HA 1 was taken and revealed:

YES: 40.

NOT VOTING: Representative Briggs King - 1.

Therefore, having received a constitutional majority, HB 132 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short moved to suspend the rules which interfere with action on SB 40. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative B. Short brought SB 40, jointly sponsored by Senator Marshall & Representative Gilligan & Senators Blevins, Bushweller, Henry, McDowell & Cloutier & Representatives Barbieri,
Bennett, Blakey, Brady, Briggs King, George, Hocker, Hudson, Q. Johnson, Lavelle, Manolakos, Miro, Peterman, Ramone, D. Short & Willis, before the House for consideration.

**SB 40 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE PERTAINING TO BUSINESS TAX CREDITS AND DEDUCTIONS AND CLEAN ENERGY TECHNOLOGY DEVICE MANUFACTURING. (F/N)**

Representative B. Short made comments.

The roll call on **SB 40** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 40** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Scott.


**HB 117 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE POWER OF THE FAMILY COURT.**

Representative Scott made comments.

The roll call on **HB 117** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **HB 117** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady brought **HB 87**, jointly sponsored by Senator McDowell, before the House for consideration.

**HB 87 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES AND SPECIFIC OFFENSES AGAINST THE PERSON.**

Representative Brady brought **HA 1 to HB 87** before the House for consideration. Representatives Brady, Blakey, Lavelle & Schwartzkopf made comments. **HA 1** was adopted by voice vote. Representative D.P. Williams, George, Blakey, Brady & George made comments.

The roll call on **HB 87 w/HA 1** was taken and revealed:

YES: 39.

ABSENT: Representatives Hudson & Keeley - 2.

Therefore, having received a constitutional majority, **HB 87 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought **HB 106**, jointly sponsored by Representative Hudson & Senator Blevins & Senator Cloutier & Senator Sorenson & Representatives Bennett, Keeley, Kowalko, Manolakos, Miro & Ramone & Senators Ennis, Hall-Long & Sokola, before the House for consideration.

**HB 106 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE DOMESTIC VIOLENCE COORDINATING COUNCIL.**

Representative Barbieri made comments.

The roll call on **HB 106** was taken and revealed:

YES: 40.

ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, **HB 106** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought **HB 70**, jointly sponsored by Senator Peterson & Representative Briggs King & Senator Henry, before the House for consideration.

**HB 70 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS, OFFENSES CONCERNING CERTAIN PERSONS AND THE CREATION OF A CIVIL CAUSE OF ACTION FOR INJURIES CAUSED BY CERTAIN PERSONS.**

Representative Barbieri brought **HA 1 to HB 70** before the House for consideration. Representative Barbieri made comments. **HA 1** was adopted by voice vote. Representative Barbieri made comments.

The roll call on **HB 70 w/HA 1** was taken and revealed:

YES: 33.


ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, **HB 70 w/HA 1** was sent to the Senate for concurrence.

Representatives Atkins & Jaques made announcements.

The Majority Leader moved to recess to the call of the Chair at 6:05 p.m.

Mr. Speaker Gilligan called the House to order at 2:08 p.m. on June 8, 2011.

The Reading Clerk read the following communications into the record:

**WITHDRAWAL OF SPONSORSHIP REQUEST**

I, Rep. Outten, do hereby request that my name be removed as co-sponsor of **HB 157**.
The Senate wishes to inform the House that it has passed HB 46 w/HA 1, HA 1 to HA 1, HA 2, 3 & 5 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:09 p.m., thereby ending the current legislative day. The House reconvened at 2:10 p.m.

34th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 8, 2011

SCR 16 - BUSHWELLER & REPRESENTATIVE SCOTT; SENATORS SOKOLA, ENNIS, SORENSON, BOOTH, LAWSON, CLOTIER; REPRESENTATIVES BENNETT, WILLIS, HUDSON, MITCHELL, HEFFERNAN, HOCKER, WALKER, MANOLAKOS, B. SHORT, GEORGE, KENTON, BRIGGS KING, CARSON - Recognizing June 12 through June 18, 2011 as Paralegal Week. Consent Calendar #7 was adopted by voice vote and HR 19 was declared passed and SCR 15 & SCR 16 were returned to the Senate. Representative D.E. Williams requested that he be marked present. Representative Kowalko requested that HB 32 be stricken. Representative Atkins requested that he be marked present. Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri requested and was granted personal privilege of the floor to introduce guests and to make comments. The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:18 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:18 p.m. on June 8, 2011: Representatives Lavelle, Mulrooney & Heffernan.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 9, 2011. The Chief Clerk read the following committee report into the record:

TRANSPORTATION/LAND USE AND INFRASTRUCTURE: HB 150 - 4M; VETERANS AFFAIRS: HB 136 - 10F,4M; JUDICIARY: HB 114 - 2F,4M; HS 1 for HB 88 - 1F,5M; HOUSE ADMINISTRATION: HB 9 - 3M; HB 33 - 5M; HB 75 - 5M; HB 151 - 2F,2M; HB 130 - 4M; HB 131 - 5M; HB 154 - 5M.

EDUCATION: HB 153 - 3F,6M; SB 69 - 9M; SB 78 w/SA 2 - 9M.

POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: HB 155 -1F,3M; HOUSING & COMMUNITY AFFAIRS: HB 103 - 3F,5M; SB 79 w/SA 1 - 7M.

ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 76 - 2F,9M; SB 1 for SB 56 - 9M; HB 115 - 10M.

REVENUE & FINANCE: HB 92 - 1F,9M; HB 142 - 9M; HB 166 - 2F,7M.

PUBLIC SAFETY & HOMELAND SECURITY: HB 157 - 7M; HB 140 – 6M.

AGRICULTURE: HB 113 - 4F,4M; HB 158 - 4F,3M.

TELECOMMUNICATIONS, INTERNET & TECHNOLOGY: HB 121 - 6M.

The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed HB 115 w/SA 1 and requests the concurrence of the House and the Senate wishes to inform the House that it has passed HB 3 w/HA 1 & HB 82 and is returning the same to the House.

Representative Manolakos requested that he be marked present for the current Legislative Day. The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

35th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 9, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Harold J. Peterman, Thirty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:


HB 172 - HOCKER & SENATOR BUNTING - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Millville, Chapter 278, Volume 72, Laws of Delaware, as Amended, Entitled
“An Act to Reincorporate the Town of Millville” to Amend Paragraph (a)(30) of Section 31, Enumeration of Powers.


HB 174 - KEELEY & SENATOR BLEVINS; REPRESENTATIVE CARSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Vehicular Assault and Vehicular Homicide.


HB 177 - BARBIERI & REPRESENTATIVE GEORGE & SENATOR BLEVINS; REPRESENTATIVES HUDSON, LAVELLE, SCOTT, J. JOHNSON, WILSON; SENATORS ENNIS, HALL-LONG, VENABLES - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Expungement.

HB 178 - BARBIERI & SENATOR HENRY; REPRESENTATIVES BENNETT, BOLDEN, JAQUES, KEELEY, LONGHURST, OSIENSKI, RAMONE; SENATORS BLEVINS, KATZ, MCDOWELL, SOKOLA, SORENSON - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Relating to Commodity Taxes.

HB 179 - ATKINS - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to the Construction of Water and Irrigation Wells.


HA 2 to HB 76 - BRADY - Placed with the Bill.

HA 1 to HB 136 - JAQUES - Placed with the Bill.


Representative Schwartzkopf deferred to Representative George. Representative George requested and was granted privilege of the floor for herself and Representatives Schooley & Ramone to recognize George Meldrum, Senior Advisor for Government Affairs, Nemours Foundation. Representative Ramone, Mr. Meldrum & Representative George addressed the House.

Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton requested and was granted privilege of the floor for himself and Representatives Outten, Wilson, Scott & Bennett & Senator Simpson to present a House Tribute to LeRoy Betts on the occasion of his retirement as President of the Delaware State Fair Board of Directors. Representative Kenton addressed the House and introduced guests. Senator Simpson addressed the House. Representative Outten presented a gift to Mr. Betts, who addressed the House.

Representative Schwartzkopf requested and was granted personal privilege of the floor to recognize Chiefs of Police, law enforcement officers, volunteers, and participants involved in the Special Olympics Torch Run. Retired Captain John M. Miller, Special Olympics State Director, addressed the House and introduced Chiefs of Police from throughout the State and torch bearer Corporal Danielle Martin, Delaware State Police. Representatives Schwartzkopf, Lavelle & Jaques made comments. Representatives Barbieri, Keeley, Longhurst & D. Short requested that they be marked present. Representative Heffernan made comments.

Representative Schwartzkopf deferred to Representative Bennett. Representative Bennett requested and was granted privilege of the floor for himself and Representative Blakely to present House Tributes to the Caesar Rodney High School 2011 State Championship golf team, girls’ tennis team, and boys’ tennis team. John Newman, Coach, Golf Team, addressed the House. Team members stated their names and sports for the record. Representatives Ramone, Lavelle & Mitchell made comments.

Representative Schwartzkopf deferred to Representative Viola.

**HB 181** - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO STATE TAXES ON TELEGRAPH AND TELEPHONE COMPANIES.

Mr. Speaker Gilligan assigned HB 181 to the Revenue & Finance Committee. The Majority Leader moved to recess for caucus and to the call of the Chair for at 2:47 p.m. The House reconvened at 5:07 p.m.

Representative Schwartzkopf requested that SB 79 w/SA 1 be removed from Consent Agenda A. Representative Schwartzkopf brought Consent Agenda A, which requires a two-thirds vote, before the House for consideration.


**HB 130** - OUTTEN & SENATOR BONINI - An Act to Reincorporate the Charter of the City of Harrington, Chapter 115, Volume 69, Laws of Delaware, as Amended, Entitled "An Act to Reincorporate the City of Harrington". (3/5 bill)

The roll call on Consent Agenda A was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 115 & HB 130 were sent to the Senate for concurrence.

Representatives Carson & Mulrooney requested that they be marked present during the roll call. Representative Schwartzkopf deferred to Representative Carson.


**HB 122** - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO SELF-SUFFICIENT WATER SUPPLY.

Representatives Carson & Briggs King made comments. Representative Carson requested and was granted privilege of the floor for Bruce Kraeuter, Senior Vice President, Artesian Water Company. Representative Carson moved to place HB 122 on the Speaker's Table. The motion was seconded by Representative Mulrooney and adopted by voice vote.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought HB 108, jointly sponsored by Representative J. Johnson & Senator Ennis & Representatives Carson, Lee & Walker & Senators Bushweller & Simpson, before the House for consideration.

**HB 108** - AN ACT TO AMEND TITLES 11 AND 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE OFFENSES EXEMPTED FROM VOLUNTARY ASSESSMENT AND THE AVAILABILITY OF PROBATION BEFORE JUDGMENT.

Representative Mitchell made comments.

The roll call on HB 108 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 108 was sent to the Senate for concurrence. Representative D.P. Williams requested that he be marked present during the roll call. Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst brought HB 142, jointly sponsored by Senator Ennis & Representatives Bennett, Carson, Gilligan, Hocker, Jaques & Osienksi, before the House for consideration.

**HB 142** - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MANUFACTURERS AND WHOLESALERS.

Representative Longhurst made comments. The roll call on HB 142 was taken and revealed:

YES: 40.

ABSENT: Representative Brady - 1.

Therefore, having received a constitutional majority, HB 142 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought SB 53 w/SA 1, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 53** - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND TO THE INVESTMENT FLEXIBILITY FOR WELL-CAPITALIZED INSURANCE COMPANIES.

Representative B. Short made comments.
The roll call on **SB 53 w/SA 1** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **SB 53 w/SA 1** was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought **SB 54 w/SA 1**, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 54** - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND REQUIRING PROPERTY AND CASUALTY INSURERS TO ANNUALLY SUBMIT A STATEMENT OF ACTUARIAL OPINION.
Representative B. Short made comments.
The roll call on **SB 54 w/SA 1** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **SB 54 w/SA 1** was returned to the Senate.
Representative Schwartzkopf deferred to Representative Outten.
Representative Outten brought **HB 116**, jointly sponsored by Senator Lawson & Representatives Kenton, Peterman, Bennett, Brady, Carson, Kowalko & Mitchell & Senator Booth, before the House for consideration.

**HB 116** - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HUNTING, TRAPPING, AND FISHING LICENSES.
Representatives Outten & Schwartzkopf made comments.
The roll call on **HB 116** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HB 116** was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative George.
Representative George brought **HB 133**, jointly sponsored by Senator Blevins, before the House for consideration.

**HB 133** - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ESCEAT.
Representative George made comments.
The roll call on **HB 133** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HB 133** was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Walker.

**HB 155** - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO NURSING.
Representative Walker made comments.
The roll call on **HB 155** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HB 155** was sent to the Senate for concurrence.
Representative Schooley made comments.
Representative Schooley brought **SB 78 w/SA 2**, jointly sponsored by Senator Sokola, before the House for consideration.

**SB 78** - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE STATE ASSESSMENT SYSTEM.
Representative Schooley made comments.
The roll call on **SB 78 w/SA 2** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **SB 78 w/SA 2** was returned to the Senate.
Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought **HB 136**, jointly sponsored by Senator Bunting & Representatives Carson, Bennett, B. Short, D. Short, Outten, Brady, Mitchell & Kenton & Senators Bushweller, Ennis & McDowell, before the House for consideration.

**HB 136** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO VETERAN PREFERENCE IN STATE EMPLOYMENT.
Representative Jaques brought **HA 1 to HB 136** before the House for consideration. Representative Jaques made comments.
The roll call on **HB 136 w/HA 1** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HB 136 w/HA 1** was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Bennett.
Representative Bennett brought HB 157, jointly sponsored by Viola & Senator McDowell & Representatives Carson, Briggs King, Gilligan, Hocker, Jaques, Q. Johnson, Longhurst, Mitchell, Mulrooney, Peterman, Ramone, Scott & D. Short & Senators Bonini, Booth, Bunting, Katz & Simpson, before the House for consideration.

HB 157 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES.

Representatives Bennett, Kowalko, Hudson & J. Johnson made comments.

The roll call on HB 157 was taken and revealed:

YES: 39.

NOT VOTING: Representatives Willis & Wilson - 2.

Therefore, having received a constitutional majority, HB 157 was sent to the Senate for concurrence.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

36th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 14, 2011

The Chief Clerk called the roll:

Members Present: 40.

Members Absent: Representative Lavelle - 1.

A prayer was offered by Representative William J. Carson, Thirty-eighth Representative District.

Mr. Speaker Gilligan invited the leadership of Boys' State to lead those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


HB 185 - MITCHELL & SENATOR MCBRIDE; REPRESENTATIVES BENNETT, CARSON, HOCKER, MIRO, RAMONE - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Certain Property Crimes.

HB 186 - Q. JOHNSON & SENATOR MCBRIDE; REPRESENTATIVES BARBIERI, BOLDEN, BRADY, HEFFERNAN, MITCHELL, VIOLA - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to the Clean Air Act Title V Operating Permit Program. (3/5 bill)


HA 1 to HB 145 - GEORGE - Placed with the Bill.
HJR 3 - SCOTT & REPRESENTATIVE VIOLA & SENATOR MCDOWELL & SENATOR DELUCA; REPRESENTATIVES BENNETT, CARSON, HUDSON, JAQUES, Q. JOHNSON, LAVELLE, LONGHURST, MITCHELL, SCHOOLEY, SCHWARTZKOPF, B. SHORT; SENATORS BUSHWELLER, ENNIS, MCBRIDE, SIMPSON, SORENSON - TELECOMMUNICATIONS, INTERNET & TECHNOLOGY - Establishing a Communications Tax Review Group to Study and Make Recommendations for Improving Delaware’s Tax Laws Applicable to Communications Providers.

SB 25 w/ SA 1 & 2 - MARSHALL; SENATORS HENRY, MCDOWELL; REPRESENTATIVES SCOTT, BOLDEN, BRADY - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 16 of the Delaware Code Relating to Gun Safety.

SB 92 - MCBRIDE & REPRESENTATIVE MULROONEY & REPRESENTATIVE Q. JOHNSON & REPRESENTATIVE HEFFERNAN; SENATORS BUNTING, PETERSON, CONNOR; REPRESENTATIVES KEELEY, KOWALKO, MANOLAKOS - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Chronic Violator Status.

SB 108 - DELUCA & REPRESENTATIVE GILLIGAN; SENATORS BUSHWELLER, HENRY, ENNIS; REPRESENTATIVES CARSON, MITCHELL, MULROONEY - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 19 of the Delaware Code Relating to Workers’ Compensation and Payments for Injuries or Death and Incidental Benefits.

SB 109 w/SA 1 - BUSHWELLER & REPRESENTATIVE B. SHORT; SENATOR VENABLES - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Chapter 19 of Title 18 of the Delaware Code Relating to Regulation of Surplus Lines Insurance.

HA 1 to SS 1 for SB 56 - SCHOOLEY - Placed with the Bill.

HA 1 to SB 92 - Q. JOHNSON - Placed with the Bill.

The Reading Clerk read the following communications into the record:

June 13, 2011

LEGISLATIVE ADVISORY #5
Governor Jack A. Markell signed the following legislation on the date indicated: 5/20/11 - SB 41 aab SA 1; 5/31/11 - HB 61 aab HA 1, HB 45 aab HB 1 & HB 11 aab HA 1; 6/3/11 - SB 26 aab SA 1; 6/7/11 - HB 44 & HB 83; 6/8/11 - SB 24 aab SA 2, SB 57, SB 58, SB 49, SB 59 & HB 26 aab HA 3; 6/10/11 - HB 82.

June 14, 2011

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901

Dear Speaker Gilligan:

Please be advised that it is necessary for me to be absent from Legislative Session, today June 14, 2011, due to a business conflict.

Thank you for your understanding.

Sincerely,
Gregory F. Lavelle
State Representative
11th District

The Chief Clerk read the following committee report into the record:
PUBLIC SAFETY & HOMELAND SECURITY: HS 1 for HB 143 - 9M.

Mr. Speaker Gilligan introduced the leadership of Boy’s State and their advisors. Representative Jaques requested that HB 17 be stricken. Representative Miro requested that he be marked present. Representative Heffernan requested and was granted privilege of the floor to present a House Tribute to Ellen Coulton, 2011 Outstanding Mom & Delaware Mom Congress Delegate, who addressed the House. Representatives Manolakos & Outten requested that they be marked present. Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst introduced and brought HCR 18, jointly sponsored by Representative Carson & Senator Hall-Long & Senator Marshall & Representatives Bennett, Blakey, Bolden, Briggs King, Hefferman, Hocker, Hudson, Jaques, Keeley, Kenton, Kowalko, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, Ramone, Schooley, Schwartzkopf, Scott, D. Short, Walker, Willis & Wilson & Senators Blevins, Ennis, Henry, Sokola & Sorenson, before the House for consideration.

HCR 18 - RECOGNIZING JUNE 15, 2011, AS DELAWARE ELDER ABUSE AWARENESS DAY.

Representative Longhurst made comments and introduced guests. HCR 18 was adopted by voice vote. Representative George made an announcement. Representative George requested and was granted personal privilege of the floor to introduce guests. Representative Schooley requested that she be marked present and introduced a guest. Representative Q. Johnson made announcements.


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HB 189 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO A CERTAIN USE OF A HANDGUN.
Representative B. Short requested that he be marked present. Mr. Speaker Gilligan assigned HB 189 to the Natural Resources Committee.
Representative Schwartzkopf deferred to Representative Carson. Representative Carson requested and was granted privilege of the floor to present a House Tribute to Debra Brown, Director, Mamie A. Warren Senior Center. Representative Carson invited Representative Willis to join them at the podium. Debra Brown addressed the House. Representative Longhurst requested and was granted personal privilege of the floor to introduce guests. Representatives Mulrooney & Keeley requested that they be marked present.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:21 p.m. The House reconvened at 4:06 p.m. The Senate wishes to inform the House that it has passed SB 93 and requests the concurrence of the House. The Senate has passed HB 104 w/SA 1 & HB 64 and is returning the same to the House.

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Michael A. Barbieri, do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: Michael A. Barbieri

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Valerie J. Longhurst, do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: Valerie J. Longhurst

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Earl G. Jaques, Jr., do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: Earl G. Jaques, Jr.

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Edward S. Osienski, do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: Edward S. Osienski

WITHDRAWAL OF SPONSORSHIP REQUEST
I, James Johnson, do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: James Johnson

WITHDRAWAL OF SPONSORSHIP REQUEST
I, John A. Kowalko, do hereby request that my name be removed as co-sponsor of HB 75.
Date: 6/14/11
Signed: John A. Kowalko

Representative Kowalko requested that he be marked present. Representative Bennett requested that HB 184 be stricken. Representatives Brady & Hudson requested that they be marked present. Representative Hudson requested and was granted personal privilege of the floor to make comments regarding Flag Day. The House observed a moment of silence for those who serve under our American Flag at the request of Representative Hudson.
The Chief Clerk read the following committee report into the record:
MANUFACTURED HOUSING: HB 167 - 1F,3M.
Mr. Speaker Gilligan reassigned HB 187 & HB 188 to the Agriculture Committee.
Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley brought SB 12, jointly sponsored by Senator Henry & Senators Venables & Sorenson & Representatives Bolden, Jaques, Keeley, Kowalko, Scott, Viola & cosponsored by Representative Barbieri, before the House for consideration.

SB 12 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE FOOD STAMP PROGRAM.
Representatives Schooley & Hudson made comments. Representative Schooley requested and was granted privilege of the floor for Elaine Archangelo, Director, Division of Social Services. Representatives D. Short, Hocker & Schooley made comments.
The roll call on SB 12 was taken and revealed:
YES: 31.
ABSENT: Representatives Lavelle & Manolakos - 2.
Therefore, having received a constitutional majority, SB 12 was returned to the Senate. Representatives Atkins & D.P. Williams requested that they be marked present during the roll call. Representative D.P. Williams introduced HB 190, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Mitchell, Briggs King & Miro & Senators Bushweller, Ennis, McBride, Cloutier & Connor.

HB 190 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2012; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.
Mr. Speaker Gilligan assigned HB 190 to the Appropriations Committee. Representatives D.P. Williams, George, Miro, Schwartzkopf, J. Johnson & Briggs King made comments regarding HB 190.

Representative Schwartzkopf deferred to Representative Carson. Representative Carson moved to suspend the rules which interfere with action on HB 122. The motion was seconded by Representative Longhurst and adopted by voice vote. Representative Carson moved to lift HB 122 from the Speaker’s Table. The motion was seconded by Representative D.P. Williams and adopted by voice vote.


**HB 122 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO SELF-SUFFICIENT WATER SUPPLY.**

Representatives Carson & Briggs King made comments.

The roll call on HB 122 was taken and revealed:

YES: 39.

ABSENT: Representatives Lavelle & Manolakos - 2.

Therefore, having received a constitutional majority, HB 122 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kealey. Representative Kealey moved to suspend the rules which interfere with action on HB 59. The motion was seconded by Representative Briggs King and adopted by voice vote. Representative Kealey brought HB 59, jointly sponsored by Representative Kowalko & Representative Gilligan & Representative Ramone & Representative Briggs King & Senator Hall-Long & Representatives Blakey, Bolden, Brady, Heffernan, Jaques, Kenton, Longhurst, Miro, Mitchell, Mulrooney, Peterman, D. Short & Wilson & Senators Blevins & McDowell, before the House for consideration.

**HB 59 - AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE RELATING TO CONSUMER PROTECTION. (F/N)**

Representative Kealey deferred to Representative Kowalko. Representative Kowalko brought HA 1 to HB 59, which removes the three-fifths requirement, before the House for consideration. Representative Kowalko made comments. HA 1 was adopted by voice vote. Representatives Kowalko & Kealey made comments.

The roll call on HB 59 w/HA 1 was taken and revealed:

YES: 39.

ABSENT: Representatives Lavelle & Manolakos - 2.

Therefore, having received a constitutional majority, HB 59 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George. Representative George brought HS 1 for HB 88, jointly sponsored by Senator Blevins & Representatives Hudson, J. Johnson, Kealey, Manolakos, Miro, Mitchell & Scott & Senator Sokola, before the House for consideration.

**HS 1 for HB 88 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE REGULATION OF SECURITIES. (3/5 bill) (F/I)**

Representative George made comments.

The roll call on HS 1 for HB 88 was taken and revealed:

YES: 39.

ABSENT: Representatives Lavelle & Manolakos - 2.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HS 1 for HB 88 was sent to the Senate for concurrence.

Representative George requested and was granted personal privilege of the floor to introduce a guest.


**SB 69 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO LICENSED ATHLETIC TRAINERS.**

Representative Ramone made comments. Representative Ramone requested and was granted personal privilege of the floor to introduce guests.

The roll call on SB 69 was taken and revealed:

YES: 38.

NO: Representative Scott - 1.

ABSENT: Representatives Lavelle & Manolakos - 2.

Therefore, having received a constitutional majority, SB 69 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Brady. Representative Brady moved to suspend the rules which interfere with action on HB 76. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Brady brought HB 76, jointly sponsored by Representative Keeley & Representative Heffner & Senator McDowell & Representatives Bennett, Carson, Hudson, Manolakos, Schooley & D.P. Williams & Senators Blevins, Hall-Long, Henry & Sorenson, before the House for consideration. HB 76 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE CONTRACTS AND GROUP AND BLANKET HEALTH INSURANCE.

Representative Brady moved to suspend the rules which interfere with action on HB 76. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Brady brought HA 2 to HB 76 before the House for consideration. Representatives Brady & Hudson made comments. HB 76 w/HA 1 & 2 was sent to the Senate for concurrence.

The roll call on HB 76 w/HA 1 & 2 was taken and revealed:
YES: 38.
NOT VOTING: Representative D. Short - 1.
ABSENT: Representatives Lavelle & Manolakos - 2.
Therefore, having received a constitutional majority, HB 76 w/HA 1 & 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley brought SS 1 for SB 56, jointly sponsored by Senator Blevins & Representative Keeley & Senators Bushweller, Ennis, Henry, Sokola & Sorenson & Representatives Barbieri, George, Gilligan, Jaques, Kowalko, Miro, Mitchell, Walker, Willis & Bolden, before the House for consideration. SS 1 for SB 56 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH SERVICE CORPORATIONS.

Representative Schooley brought HA 1 to SS 1 for SB 56 before the House for consideration. Representative Schooley made comments. HA 1 was adopted by voice vote. Representative Schooley made comments. The roll call on SS 1 for SB 56 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Lavelle & Manolakos - 2.
Therefore, having received a constitutional majority, SS 1 for SB 56 w/HA 1 was returned to the Senate.

Representative Longhurst requested and was granted personal privilege of the floor to make an announcement. Mr. Speaker Gilligan made an announcement. Representatives Q. Johnson, B. Short & Peterman made announcements. Representative Hocker made an announcement. Representative Kowalko made an announcement. Representative Miro made comments. Representative Mulrooney made an announcement. Representatives Keeley & Mulrooney made comments.

Representative Schwartzkopf deferred to Representative Hocker. Representative Hocker introduced HS 1 for HB 158, jointly sponsored by Representative Atkins & Senator Bunting & Senator Venables & Senators Bonini, Booth, Lawson & Simpson. HS 1 for HB 158 - AN ACT TO AMEND TITLES 3 AND 7 OF THE DELAWARE CODE RELATING TO WATER ALLOCATION PERMITS AND LICENSES, OR PERMITS TO CONSTRUCT, EXTEND, OR OPERATE AN IRRIGATION WELL OR SURFACE WATER INTAKE.

Mr. Speaker Gilligan assigned HS 1 for HB 158 to the Agriculture Committee. The Majority Leader moved to recess to the call of the Chair at 5:16 p.m. The Majority Leader moved to recess to the call of the Chair at 5:16 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 15, 2011. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 15, 2011. The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
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The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
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The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.
The Senate wishes to inform the House that it has passed SB 15 w/SA 2, SB 68, SB 101, SB 86, SB 112 w/SA 1 & SB 87 w/SA 1 and requests the concurrence of the House, and the Senate has passed HCR 18 and is returning the same to the House.

The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Briggs King & D.P. Williams - 2.
A prayer was offered by Representative Teresa L. Schooley, Twenty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
Representative Kowalko requested that he be marked present.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

**HB 191** - J. JOHNSON & REPRESENTATIVE MULROONEY & SENATOR CONNOR; REPRESENTATIVES BARBIERI, MITCHELL, VIOLA - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 Relating to Commercial Vehicles.

**HB 192** - HUDSON & SENATOR SORENSON; REPRESENTATIVES LAVELLE, HOCKER, BRIGGS KING, MIRO, PETERMAN, RAMONE, D. SHORT, WILLIS, WILSON; SENATOR BONINI - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Relating to Primary Elections.

**HB 193** - SCHWARTZKOPEF & SENATOR BUNTING; REPRESENTATIVES BENNETT, BOLDEN, CARSON, KENTON; SENATOR BOOTH - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Special License or Registration Plates.

**HA 2 to HB 78** - HUDSON - Placed with the Bill.

**HA 1 to HB 113** - HOCKER - Placed with the Bill.

**HA 1 to HB 140** - CARSON - Placed with the Bill.

**HA 1 to HB 167** - BRIGGS KING - Placed with the Bill.


**SB 68** - BUNTING & REPRESENTATIVE HOCKER - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Bethany Beach to Expand the Distance from the Town Limits within which the Alderman and Assistant Alderman Must Reside. (2/3 bill)

**SB 86** - ENNIS & SENATOR HALL-LONG & REPRESENTATIVE Q. JOHNSON; REPRESENTATIVES JAQUES, CARSON, ATKINS - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Thefts from Cemeteries. (2/3 bill)


**SB 93** - BUSHEWELL & REPRESENTATIVE B. SHORT; REPRESENTATIVES CARSON, LAVELLE - ECONOMIC DEVELOPMENT/ BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Automobile Clubs.

**SB 101** - BUNTING & REPRESENTATIVE HOCKER - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Bethany Beach, An Act to Re-incorporate the Town of Bethany Beach, Relating to Election Notices and Records and Candidate Qualifications. (2/3 bill)

**SB 112 w/SA 1** - HALL-LONG & REPRESENTATIVE WALKER & REPRESENTATIVE Q. JOHNSON; SENATORS SOKOLA, CLOUTIER, ENNIS; REPRESENTATIVES KEELEY, J. JOHNSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Supportive Instruction.

Representatives Mitchell, George, J. Johnson, Blakey, Wilson, Keeley, Scott, Barbieri & Viola requested that they be marked present.

The Reading Clerk read the following communications into the record:

Dearest Delaware Legislators,

Last week at my 8th grade graduation from Christ the Teacher Catholic School, I received the 2011 Student Excellence and Leadership Award. Thank you for the recognition and the tribute from the Delaware Senate and House of Representatives. It was such an honor to receive the award in front of my classmates, teachers, and family. I hope to continue to serve my school, family, and state as a high school student at Archmere Academy.

Again, thank you for the recognition.

Sincerely,

Elizabeth Millard

MEMORANDUM

TO: Robert F. Gilligan
Speaker of the House
FROM: Representative Joseph E. Miro
DATE: June 15, 2011
SUBJECT: Absence from Session

Please be advised I will be absent from session on Thursday, June 16, 2011 due to personal business. Representative Miro requested and was granted personal privilege of the floor to introduce guests and to make comments. Representative Barbieri requested and was granted privilege of the floor to make comments regarding HB 144. Representative Heffernan requested and was granted personal privilege of the floor to introduce guests. Representative D. Short requested and was granted personal privilege of the floor to introduce a guest. Representative Hocker requested that he be marked present.
The Majority Whip moved to recess for committee meetings and to the call of the Chair at 2:10 p.m. Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:10 p.m. on June 15, 2011: Representatives Schwartzkopf, Atkins, Miro & Viola.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 16, 2011.

The Chief Clerk read the following committee reports into the record:

JUDICIARY: SB 77 - 8M; SB 74 - 9M; SB 76 - 9M; SB 95 - 8M; HB 174 - 7M; HB 177 - 9M;

HB 185 - 6M.

POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: HB 180 - 1F,3M; SB 31 w/SA 1 - 4M; SB 32 w/SA 2 - 4M; SB 33 w/SA 2 - 4M; HB 182 - 1F,3M; HB 138 - 4M; HB 139 - 4M; HB 165 - 4M; HB 175 - 4M.

HOUSE ADMINISTRATION: SB 37 - 1F,3M; SB 63 w/SA 1 - 5M; HB 172 - 5M.

ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: SB 42 w/SA 1 - 9M;

HB 161 - 8M; HB 160 - 7M; SB 93 - 7M.

HEALTH & HUMAN DEVELOPMENT: SB 70 w/SA 1 - 1F,10M

TELECOMMUNICATION INTERNET & TECHNOLOGY: HJR 3 - 6F.

HOUSING & COMMUNITY AFFAIRS: HB 169 - 1F,8M; HB 173 - 7M.

AGRICULTURE: HS 1 for HB 158 - 5M; HB 187 - 5M; HB 188 - 5M.

NATURAL RESOURCES: SB 47 - 2F,5M; SB 92 - 2F,5M; HB 163 - 2F,5M; HB 186 - 2F,5M.

PUBLIC SAFETY & HOMELAND SECURITY: SB 43 - 7M; SB 67 - 7M; HB 168 - 7M;

SB 55 - 7M.

REVENUE & FINANCE: HB 97 - 7F,2U; HB 181 - 8F,3M.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 83, SB 98 w/SA 1, SB 85 & SCR 19 and requests the concurrence of the House and the Senate has passed HB 98 and is returning the same to the House.

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Gerald L. Brady, do hereby request that my name be removed as co-sponsor of HB 178.

Signed: Gerald L. Brady

Representatives Briggs King requested that she be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.

38th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session

June 16, 2011

The Chief Clerk called the roll:

Members Present: 38.

Members Absent: Representatives Keeley, Miro & Viola - 3.

A prayer was offered by Representative Gregory F. Lavelle, Eleventh Representative District.

Mr. Speaker Gilligan invited participants in Boys State to lead those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


**HB 194 - BOLDEN & REPRESENTATIVE SCOTT & SENATOR HENRY; REPRESENTATIVES KEELEY, LONGHURST, MITCHELL, SCHWARTZKOPF; SENATORS MARSHALL, SOKOLA - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE** - An Act to Amend Title 6 of the Delaware Code Relating to Commerce and Trade and the Safe Destruction of Documents Containing Personal Identifying Information.


**HA 2 to HB 145 - GEORGE & REPRESENTATIVE D.P. WILLIAMS - Placed with the Bill.**

**HA 1 to HB 169 - BENNETT - Placed with the Bill.**

**HA 1 to HB 177 - BARBIERI - Placed with the Bill.**

**HA 1 to HB 182 - BENNETT - Placed with the Bill.**

**HA 1 to HB 187 - WILSON - Placed with the Bill.**

**HJR 4 - KOWALKO & REPRESENTATIVE GILLIGAN & SENATOR PETERSON; REPRESENTATIVES BOLDEN, GEORGE, JAQUES, J. JOHNSON, Q. JOHNSON, HEFFERNAN, KEELEY, LAVELLE, OSIENSKI, SCHWARTZKOPF, SCOTT, B. SHORT, WALKER,**
D.E. WILLIAMS; SENATORS SOKOLA, SORENSON - HOUSE ADMINISTRATION - Establishing a Study Commission on Lobbyist Ethics.


SB 85 - VENABLES & REPRESENTATIVE B. SHORT; SENATOR HENRY; REPRESENTATIVE MITCHELL - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 6 of the Delaware Code Relating to the Legal Rate of Interest and Judgments.


Representative Kowalko requested that HS 1 for HB 4 be stricken.

Representative Schwartzkopf deferred to Representative George. Representative George requested and was granted privilege of the floor to present a House Tribute to Connie Bond Stuart, Delaware Regional President, PNC Bank, who addressed the House. Representative Lavelle made comments.

The Reading Clerk read the following communications into the record:

MEMORANDUM
Representative Helene M. Keeley
DATE: June 16, 2011
TO: Speaker Robert F. Gilligan, Chief Clerk Richard Puffer, and Members of the 146th General Assembly
RE: Thursday, June 16, 2011
Dear Mr. Speaker and members of the 146th General Assembly,
Due to a personal obligation, I will not be in Legislative Hall on June 16, 2011. Please contact my office with any questions or concerns.
Sincerely,
Helene M. Keeley
State Representative
Third District

MEMORANDUM
Representative John J. Viola
DATE: June 16, 2011
TO: Speaker Robert F. Gilligan, Chief Clerk Richard Puffer, and Members of the 146th General Assembly
RE: Thursday, June 16, 2011
Dear Mr. Speaker and members of the 146th General Assembly,
Due to a personal obligation, I will not be in Legislative Hall on June 16, 2011. I will return on Tuesday, June 21, 2011. Please contact my office with any questions or concerns.
Sincerely,
John J. Viola
State Representative
26th District

Representative Schwartzkopf introduced and brought HCR 20, jointly sponsored by Representative Longhurst & Representative Lavelle & Representative Hocker on behalf of All Representatives & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson on behalf of All Senators, before the House for consideration.

HCR 20 - HONORING THE YOUNG MEN FROM ACROSS THE STATE OF DELAWARE PARTICIPATING IN THE 2011 SESSION OF DELAWARE'S BOYS' STATE.

Representative Manolakos requested and was granted personal privilege of the floor to make comments and introduce guests. Representatives Lavelle, Willis, Schwartzkopf & Ramone made comments. Representative Ramone requested and was granted personal privilege of the floor to introduce guests and make comments. Representatives Schwartzkopf & Lavelle made comments. HCR 20 was adopted by voice vote.

Representative Schwartzkopf deferred to Representative Lavelle.

Representative Lavelle brought HCR 19, jointly sponsored by Senator Cloutier, before the House for consideration.

HCR 19 - RECOGNIZING THE CAREER, ACCOMPLISHMENTS, AND LIFE OF CHARLES T. ARMBRUSTER, JR.
WHEREAS, Charles T. Armbruster, Jr. is a veteran of the United States Army serving a tour from 1968 until 1972 as a helicopter gunner during the Vietnam War; and
WHEREAS, Mr. Armbruster has been a loving husband to wife Pat since 1976 and a caring father to children – Chip, Katie, and Carrie; and
WHEREAS, Mr. Armbruster has served as State Commander of the American Legion, Department of Delaware from 1998 to 1999; and
WHEREAS, Mr. Armbruster has served as National Executive Committeeman of the American Legion from the Department of Delaware from 2008 to 2010; and
WHEREAS, Mr. Armbruster has served as Chairman of the American Legion High School Oratorical Contest for the Department of Delaware from 1999 until present; and
WHEREAS, during his tenure as Chairman of the American Legion High School Oratorical Contest, Mr. Armbruster has seen a 2nd and 3rd place national winner, both from Dover High School; and
WHEREAS, Mr. Armbruster has served as Chairman of the American Legion Baseball Program in Delaware in the early 1990’s, and is presently a member of the Baseball Program Committee for Delaware; and
WHEREAS, Mr. Armbruster has served as Delaware Boys State Chairman from 2001 until 2007, but has been involved with the program since the mid 1990’s. During his tenure as Chairman, Ben Wallace from the Wilmington Charter School was elected as Boys Nation President in 2007.
NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that we do hereby celebrate and proudly acknowledge the dedication, commitment, and unique contributions of Charles T. Armbruster, Jr. to the State of Delaware.
BE IT FURTHER RESOLVED that suitably prepared copies of this resolution be presented to Charles T. Armbruster, Jr. and his family.

Representative Lavelle made comments. Mr. Armbruster addressed the House. Representative Jaques made comments. HCR 19 was adopted by voice vote.
Representative Schwartzkopf deferred to Representative Bolden.
Representative Bolden introduced and brought HR 22, jointly sponsored by Representative Blakey & cosponsored by Representatives Barbieri, Bennett, Carson, Hudson, Jaques, Q. Johnson, Kenton, Osienski, Outten, Peterman, Ramone, Scott, Walker Willis & Wilson, before the House for consideration.
HR 22 - PROCLAIMING AND RECOGNIZING JUNE 19, 2011 AS JUNETEENTH INDEPENDENCE DAY.
WHEREAS, President Abraham Lincoln issued the Emancipation Proclamation on January 1, 1863, but news of the end of slavery came slowly to frontier areas of the country; and
WHEREAS, June 19, 1865, is recognized as the date on which General Gordon Granger, upon arriving in Galveston, Texas, issued General Order Number Three, notifying the last enslaved Americans of their new legal status, almost two and a half years after the Emancipation Proclamation and months after the conclusion of the Civil War; and
WHEREAS, the African-Americans who had been slaves in the Southwest thereafter celebrated that date, commonly known as Juneteenth Independence Day, as the anniversary of their emancipation; and
WHEREAS, their descendants handed down that tradition from generation to generation as inspiration and encouragement for future generations; and
WHEREAS, Juneteenth celebrations have thus been held for over 135 years to honor the memory of all those who endured slavery, especially those who moved from slavery to freedom, and to encourage self-development and respect for all cultures; and
WHEREAS, the history behind the celebration of Juneteenth should be remembered as the event continues to receive increased national, and even global, recognition; and
WHEREAS, the example of faith and strength of character of those who endured and overcame slavery remains a lesson for all Americans today, regardless of background, region, or race;
NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that June 19, 2011 is hereby proclaimed and recognized as Juneteenth Independence Day in the State of Delaware.
BE IT FURTHER RESOLVED that the House of Representatives does hereby encourage the people of the State of Delaware to reflect upon the significant roles and many contributions of African-Americans to Delaware and our nation throughout history and today, and to celebrate this day with appropriate activities and events that honor this rich legacy.
Representatives Bolden & Blakey made comments. HR 22 was adopted by voice vote.
Representative Schwartzkopf introduced and brought HR 20, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Representative Hocker on behalf of All Representatives, before the House for consideration.
HR 20 - RECOGNIZING THURSDAY, JUNE 16, 2011 AS STAFF APPRECIATION DAY IN THE HOUSE OF REPRESENTATIVES.
WHEREAS, the fact is well-known that without the dedicated, hard-working staff of the Delaware House of Representatives, Legislative Hall would not run smoothly or efficiently; and
WHEREAS, although often working late only to come in the next morning and do it all again, our dedicated legislative staff are always willing to go the extra mile for the House of Representatives and the citizens of Delaware; and
WHEREAS, our legislative staff often handle difficult behind-the-scenes work with skill, optimism and enthusiasm, providing necessary support without complaint; and
WHEREAS, whether it be bill-stampers, pages, secretaries, legal staff, or full-time staffers, our legislative employees each serve a unique role, which blend to make this very fine institution run; and
WHEREAS, our legislative staff is such an integral part of the legislative process that this Resolution would not be possible without them;
NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that we hereby proclaim the greatness of our legislative staff and extend from the bottoms of our hearts, the deepest, most sincere gratitude for all of their hard work and dedication.
Representatives Schwartzkopf & Lavelle made comments. HR 20 was adopted by voice vote.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:51 p.m.
The House reconvened at 5:11 p.m.
Representatives J. Johnson & Mulrooney requested that they be marked present.
Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley brought HB 153, jointly sponsored by Senator Sorenson & Representatives Barbieri, George, Hefferman, Jaques, Mitchell & Viola & Senators Ennis, Hall-Long & Sokola & cosponsored by Representative Kenton, before the House for consideration.
HB 153 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO FINANCIAL ASSISTANCE FOR HIGHER EDUCATION.
Representative Schooley made comments and introduced a guest. Representatives Briggs King & Jaques made comments.
The roll call on HB 153 was taken and revealed:
YES: 37.
Therefore, having received a constitutional majority, HB 153 was sent to the Senate for concurrence.
Representative Mitchell requested that he be marked present during the roll call.
Representative Schwartzkopf brought Consent Agenda B, which requires a two-thirds vote, before the House for consideration.
HB 139 - SCOTT & SENATOR HALL-LONG & REPRESENTATIVES BARBIERI, BENNETT, HUDSON, MIRO & MITCHELL & SENATOR BUSHWELLER - An Act to Amend Title 24 of the Delaware Code Relating to the Board of Professional Land Surveyors.
HB 172 - HOCKER & SENATOR BUNTING - An Act to Amend the Charter of the Town of Millville, Chapter 278, Volume 72, Laws of Delaware, as Amended, Entitled "An Act to Reincorporate the Town of Millville" to Amend Paragraph (a)(30) of Section 31, Enumeration of Powers. (2/3 bill)
The roll call on Consent Agenda B was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House,
HB 138, HB 139, HB 172, HB 175 & HB 180 were sent to the Senate for concurrence.
Representative D.P. Williams requested that he be marked present during the roll call.
Representative Hocker requested that HB 154 be stricken.
Representative Schwartzkopf deferred to Representative George.
Representative George brought HB 131, jointly sponsored by Senator Hall-Long, before the House for consideration.
HB 131 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LIBRARIES.
Representative George made comments.
The roll call on HB 131 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 131 was sent to the Senate for concurrence.
Representative George requested and was granted personal privilege of the floor to introduce a guest. Representative Atkins requested that HB 179 be stricken.
Representative Schwartzkopf deferred to Representative Bennett.
Representative Bennett brought HB 169, jointly sponsored by Representative Scott & Senator Simpson & Representatives Blakey, Carson, Q. Johnson, Outten, Peterman, Viola & Willis & Senators Bonini, Bushweller & Lawson, before the House for consideration.
HB 169 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY.
Representative Bennett brought HA 1 to HB 169 before the House for consideration. Representative Bennett made comments. HA 1 was adopted by voice vote. Representative Bennett made comments.
The roll call on HB 169 w/HA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 169 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Q. Johnson.
HB 187 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO ROADSIDE STANDS.
Representative Wilson brought HA 1 to HB 187 before the House for consideration. Representative Wilson made comments. Representative Atkins announced that he will not be voting on HA 1 and HB 187 because of a possible conflict of interest. HA 1 was adopted by voice vote. Representatives Q. Johnson & Hudson made comments.
The roll call on HB 187 w/HA 1 was taken and revealed:
YES: 35.
NOT VOTING: Representatives Atkins & Ramone - 2.
ABSENT: Representatives Keeley, Miro, Mulrooney & Viola - 4.
Therefore, having received a constitutional majority, HB 187 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Q. Johnson.
HB 188 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VEHICLES.
Representative Q. Johnson made comments.
The roll call on HB 188 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 188 was sent to the Senate for concurrence.
Mr. Speaker Gilligan requested that HB 137 be returned to the Ready List.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought HB 185, jointly sponsored by Senator McBride & Representatives Bennett, Carson, Hocker, Miro & Ramone, before the House for consideration.
HB 185 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CERTAIN PROPERTY CRIMES. (F/N)
Representative Mitchell made comments.
The roll call on HB 185 was taken and revealed:
YES: 34.
NO: Representatives Briggs King, Peterman, Willis & Wilson - 4.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 185 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought HB 121, jointly sponsored by Representative Hudson & Senator DeLuca & Representatives Barbieri, Keeley, Lavelle, Mitchell, Schooley & Viola & Senator Ennis, before the House for consideration.
HB 121 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO RATE SCHEDULES AND RATE CLASSIFICATIONS.
Representative Scott made comments.
The roll call on HB 121 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 121 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Hocker.
Representative Hocker brought HS 1 for HB 158, jointly sponsored by Representative Atkins & Senator Bunting & Senators Venables, Bonini, Booth, Lawson & Simpson, before the House for consideration.

HS 1 for HB 158 - AN ACT TO AMEND TITLES 3 AND 7 OF THE DELAWARE CODE RELATING TO WATER ALLOCATION PERMITS AND LICENSES, OR PERMITS TO CONSTRUCT, EXTEND, OR OPERATE AN IRRIGATION WELL OR SURFACE WATER INTAKE.

The roll call on HS 1 for HB 158 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HS 1 for HB 158 was sent to the Senate for concurrence.

Representative Hocker & Atkins made comments.
Representative Wilson deferred to Representative Wilson.
Representative Wilson brought SB 79 w/SA 1, jointly sponsored by Senator Bunting, before the House for consideration.

SB 79 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COUNTY GOVERNMENT AND COUNTY ADMINISTRATORS.

The roll call on SB 79 w/SA 1 was taken and revealed:
YES: 37.
NO: Representative Atkins - 1.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, SB 79 w/SA 1 was returned to the Senate.
Representative Wilson made comments regarding SB 79 w/SA 1.
Representative Schwartzkopf deferred to Representative George.

HB 114 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE JURISDICTION OF THE COURT OF COMMON PLEAS.

The roll call on HB 114 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 114 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative George.
Representative George brought HB 145, jointly sponsored by Representative Barbieri & Representative Keeley & Representatives J. Johnson, Ramone & Scott & Senators Blevins, Bonini, Ennis, Henry, Sokola & Sorenson, before the House for consideration.

HB 145 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO EXPUNGEMENTS.

The roll call on HB 145 w/HA 1 & 2 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.
Therefore, having received a constitutional majority, HB 145 w/HA 1 & 2 was sent to the Senate for concurrence.
Representative Schwartzkopf brought HB 104 w/SA 1, jointly sponsored by Representative George & Senator Blevins & Representative Bennett, before the House for concurrence on SA 1.

HB 104 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE UNIFORM RECOGNITION OF FOREIGN-COUNTRY MONEY JUDGMENTS.

The roll call on HB 104 w/SA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Keeley, Miro, Mulrooney & Viola - 4.

Therefore, having received a constitutional majority, HB 104 w/SA 1 was sent to the Governor.

Representative Schwartzkopf brought HB 90 w/SA 1, jointly sponsored by Representative Schooley & Senator Sokola & Representatives Heffernan, Jaques, Keeley, Miro & Ramone & Senators Bunting, Bushweller, Venables & cosponsored by Senator McDowell, before the House for concurrence on SA 1.

HB 90 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE NONRENEWAL OF CONTRACTS AND DISMISSAL OF DEPARTMENT OF EDUCATION EMPLOYEES.

Representatives Schwartzkopf, Briggs King & Schooley made comments.
The roll call on HB 90 w/SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.

Therefore, having received a constitutional majority, HB 90 w/SA 1 was sent to the Governor.

Representative Lavelle made comments.

The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 124 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 30, HB 77, HCR 19 & HCR 20 and is returning the same to the House. The Senate has passed SB 89, SB 64 w/SA 2, SB 125, SB 116, SB 82 and requests the concurrence of the House and the Senate has passed HB 91 and is returning the same to the House.


SB 124 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DELAWARE'S RENEWABLE ENERGY PORTFOLIO STANDARDS AND DELAWARE- MANUFACTURED FUEL CELLS.

Mr. Speaker Gilligan assigned SB 124 to the Energy Committee. Representative Kowalko & Mr. Speaker Gilligan made announcements.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought HS 1 for HB 143, jointly sponsored by Representative Viola & Senator Ennis & Representatives Lee, D.P. Williams & Schwartzkopf & Senators Marshall, McDowell, Henry & Lawson, before the House for consideration.

HS 1 for HB 143 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE FUND TO COMBAT VIOLENT CRIME, FUNDED BY AN ADDITIONAL PENALTY IMPOSED BY COURTS FOR VARIOUS OFFENSES.

Representative Mitchell introduced and brought HA 1 to HS 1 for HB 143 before the House for consideration. Representative Mitchell made comments. HA 1 was adopted by voice vote. Representatives Mitchell, D.P. Williams & Schwartzkopf made comments.

The roll call on HS 1 for HB 143 w/HA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Miro & Viola - 3.

Therefore, having received a constitutional majority, HS 1 for HB 143 w/HA 1 was sent to the Senate for concurrence.

Representative Mitchell made comments regarding HS 1 for HB 143 w/HA 1.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady brought HS 1 for HB 66, jointly sponsored by Representative Bennett & Senator Ennis & Representatives Bolden, Mitchell, B. Short & D.P. Williams & Senator Marshall and cosponsored by Senator Cloutier, before the House for consideration.

HS 1 for HB 66 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES SPEED AND VIDEO MONITORING SYSTEMS.

Representatives Brady, Blakey, Bennett, Scott, Jaques, Ramone, Mitchell, D.P. Williams, B. Short & Lee made comments. Representative Brady requested and was granted privilege of the floor for Seth Thompson, Majority House Attorney. Representative D.P. Williams, Lee, Brady, Bolden, Heffernan & Blakey made comments.

The roll call on HS 1 for HB 66 was taken and revealed:
NO: 15.
NOT VOTING: Representatives Blakey, Gilligan, Q. Johnson, Kowalko, Schwartzkopf, B. Short & D. Short - 7.

ABSENT: Representatives Atkins, Keeley, Miro & Viola - 4.

Therefore, not having received a constitutional majority, HS 1 for HB 66 was declared defeated.
Representative Schwartzkopf deferred to Representative Briggs King.
Representative Briggs King introduced and brought HR 21, jointly sponsored by Representative Hudson on behalf of All Representatives, before the House for consideration.
Representative Lavelle made an announcement.
**HR 21 - RECOGNIZING SUNDAY, JUNE 19, 2011 AS FATHER'S DAY IN DELAWARE AND COMMENDING ALL FATHERS FOR THEIR SUPPORT IN THEIR CHILDREN'S LIVES.**
Representative Briggs King made comments. **HR 21** was adopted by voice vote. Representatives George, Schooley & Schwartzkopf made announcements.
The Majority Leader moved to recess to the call of the Chair at 7:11 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 21, 2011.
The Chief Clerk read the following committee report into the record:
**HOUSING & COMMUNITY AFFAIRS: HB 173 -7m.**
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 118, SB 119 w/SA 1, SB 117 & SB 110 and requests the concurrence of the House and the Senate has passed HB 105 and is returning the same to the House.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

HA 1 to HB 168 - J. JOHNSON - Placed with the Bill.
HA 1 to HB 174 - KEELEY - Placed with the Bill.
HA 2 to HB 177 - BARBIERI - Placed with the Bill.

SB 64 w/SA 2 - MCBRIDE & REPRESENTATIVE Q. JOHNSON; SENATORS BUSHWELLER, MCDOWELL, PETERSON, CONNOR, SIMPSON; REPRESENTATIVES BRADY, D.E. WILLIAMS, B. SHORT, ATKINS - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Floodplain and Drainage Standards, Wetlands and Subaqueous Lands.

SB 82 - HENRY & REPRESENTATIVE D.P. WILLIAMS; SENATOR HALL-LONG; REPRESENTATIVES BENNETT, BRADY - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to Appeals from the Board of Assessment Review for New Castle County.


SB 110 - BOOTH & REPRESENTATIVE BRIGGS KING - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Georgetown Relating to the Power to Borrow Money and Issue Bonds and Other Obligations. (2/3 bill)

SB 116 - BLEVINS & REPRESENTATIVE GEORGE; REPRESENTATIVES J. JOHNSON, WALKER - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Bailiffs and Judicial Assistants.

SB 117 - BUNTING & REPRESENTATIVE ATKINS; SENATORS BOOTH, ENNIS, LAWSON, SIMPSON; REPRESENTATIVES BLAKEY, CARSON, KENTON, LEE, OUTTEN, WILSON, BRIGGS KING, SCOTT - AGRICULTURE - An Act to Facilitate the Acquisition and Preservation of Agricultural Lands by Young Farmers.

SB 118 - KATZ & REPRESENTATIVE JAQUES - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Regarding the Presidential Primary and for Other Associated Purposes.

SB 119 w/SA 1 - KATZ & REPRESENTATIVE JAQUES - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Regarding a Special Election for Representative in Congress.

SB 125 - MCDOWELL & REPRESENTATIVE BRADY; SENATORS BUSHWELLER, ENNIS, HALL-LONG, SIMPSON, SORENSON; REPRESENTATIVES HEFFERNAN, D.P. WILLIAMS - REVENUE & FINANCE - An Act to Amend Chapter 80, Title 29 of the Delaware Code Relating to the Taxation of Interest on Bonds and Notes Issued by the Sustainable Energy Utility.

Representative Schwartzkopf deferred to Representative Ramone. Representative Ramone requested and was granted privilege of the floor to make comments and introduce members of the Turkish-American Cultural Delegation and Maryland Delegate Gail Bates. Faruk Kaban, President, Turkish-American Alliance and Delegate Bates addressed the House. Representative Keeley made comments. Representatives Brady, George, Scott, Manolakos & Hudson requested that they be marked present. Mr. Speaker Gilligan made an announcement and assigned HB 16, HB 97, HB 166, HB 168 & HB 181 to the Appropriations Committee.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:19 p.m.

The House reconvened at 3:45 p.m.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 111w/SA 1 and requests the concurrence of the House and the Senate has passed HB 76 w/HA 1 & HA 2 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 114, SB 103, SB 81 w/SA 1 & SB 91 and requests the concurrence of the House.

Representatives Schooley & Mulrooney requested that they be marked present.

Representative Schwartzkopf deferred to Representative Jaques.


SB 67 - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE TO AUTHORIZE THE PLACEMENT OF MEMORIAL SIGNAGE FOR CERTAIN EMERGENCY PERSONNEL KILLED IN THE LINE OF DUTY.

Representative Jaques made comments.

The roll call on SB 67 was taken and revealed:

YES: 38.
ABSENT: Representatives Hudson, Viola & Wilson - 3.

Therefore, having received a constitutional majority, SB 67 was returned to the Senate.

Representatives Atkins & D.P. Williams requested that they be marked present during the roll call.
Representative Jaques made comments regarding SB 67. Representative D.P. Williams introduced a guest. Representative Keeley made comments and introduced former Representative Charles P. West, who addressed the House.

Representative Schwartzkopf deferred to Representative Scott.
Representative Scott moved to lift HB 42 from the Speaker's Table. The motion was seconded by Representative Barbieri and adopted by voice vote.

Representative Scott brought HB 42, jointly sponsored by Representative Barbieri & Senator Hall-Long & Representatives Brady, Keeley, Miro & Mitchell & Senator Ennis, before the House for consideration.

HB 42 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF EDUCATION.
Representative Scott requested that HA 1 & HA 1 to HA 1 to HB 42 be stricken.

Representative Scott brought HA 2 to HB 42 before the House for consideration. Representative Scott made comments. HA 2 was adopted by voice vote. Representatives Scott & J. Johnson made comments.

The roll call on HB 42 w/HA 2 was taken and revealed:
YES: 33.
Therefore, having received a constitutional majority, HB 42 w/HA 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Hudson.
Representative Hudson brought HB 103, jointly sponsored by Senator Sorenson & Senator Sokola & Senator Ennis & Representatives Manolakos, Ramone, D. Short, Gilligan, Jaques & Osienksi & Senator Henry, before the House for consideration.

HB 103 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE NEW CASTLE COUNTY BUILDING CODE.
Representative Hudson made comments.
The roll call on HB 103 was taken and revealed:
YES: 40.
ABSENT: Representative Mulrooney - 1.
Therefore, having received a constitutional majority, HB 103 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Hudson.
Representative Hudson brought HB 151, jointly sponsored by Senator Blevins & Representatives Lavelle, Hocker, Briggs King, Miro, Outten, Peterman, Ramone, D. Short, Q. Johnson & Wilson & Senators Cloutier, Ennis, Katz, Simpson, Sokola, Sorenson & Venables, before the House for consideration.

HB 151 - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO DISTRIBUTION OF THE DELAWARE CODE AND SUPPLEMENTS.
Representative Hudson made comments.
The roll call on HB 151 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 151 was sent to the Senate for concurrence.
Representative Lavelle requested and was granted personal privilege of the floor to make comments.
Representatives Atkins & Lavelle made comments.

Representative Schwartzkopf deferred to Representative Scott.

HJR 3 - ESTABLISHING A COMMUNICATIONS TAX REVIEW GROUP TO STUDY AND MAKE RECOMMENDATIONS FOR IMPROVING DELAWARE'S TAX LAWS APPLICABLE TO COMMUNICATIONS PROVIDERS.
Representative Scott made comments.
The roll call on HJR 3 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, HJR 3 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques moved to suspend the rules which interfere with action on HS 1 for HB 33.
The motion was seconded by Representative Scott and adopted by voice vote.
Representative Jaques brought HS 1 for HB 33, jointly sponsored by Senator Katz, before the House for consideration.

HB 33 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO MUNICIPAL ELECTIONS.
Representatives Jaques & Lavelle made comments.
The roll call on HS 1 for HB 33 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HS 1 for HB 33** was sent to the Senate for concurrence.
Representative Longhurst requested and was granted personal privilege of the floor to introduce guests. Representative Atkins made comments. Representative Hocker requested and was granted personal privilege of the floor to introduce a guest.
Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought **HB 177**, jointly sponsored by Representative George & Senator Blevins & Representatives Hudson, Lavelle, Scott, J. Johnson & Wilson & Senators Ennis, Hall-Long & Venables, before the House for consideration.
**HB 177** - **AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO EXPUNGEMENT.**
Representative Barbieri brought **HA 1 to HB 177** before the House for consideration. Representative Barbieri made comments. **HA 1** was adopted by voice vote. Representative Barbieri requested that **HA 2 to HB 177** be stricken. Representative Barbieri introduced and brought **HA 3 to HB 177** before the House for consideration. Representative Barbieri made comments. **HA 3** was adopted by voice vote. Representative Barbieri made comments.
The roll call on **HB 177 w/HA 1 & 3** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, **HB 177 w/HA 1 & 3** was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Bennett.
**HB 182** - **AN ACT TO AMEND TITLES 24 AND 29 OF THE DELAWARE CODE RELATING TO THE LICENSURE OF HOME INSPECTORS.**
Representative Bennett brought **HA 1 to HB 182**, which adds a three-fifths voting requirement, before the House for consideration. Representative Bennett made comments. **HA 1** was adopted by voice vote. Representatives Bennett, Willis & Lee made comments. Representative Lee requested and was granted privilege of the floor for James Collins, Director, Division of Professional Regulation.
The roll call on **HB 182 w/HA 1** was taken and revealed:
YES: 35.
NO: Representative Lee - 1.
NOT VOTING: Representatives Blakey, Hocker, Kenton, Peterman & Wilson - 5.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, **HB 182 w/HA 1** was sent to the Senate for concurrence.
Representative Blakey & Schwartzkopf deferred to Representative Keeley.
Representative Keeley brought **HB 174**, jointly sponsored by Senator Blevins & Representative Carson, before the House for consideration.
**HB 174** - **AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO VEHICULAR ASSAULT AND VEHICULAR HOMICIDE. (F/N)**
Representative Keeley brought **HA 1 to HB 174** before the House for consideration. Representative Keeley made comments. **HA 1** was adopted by voice vote. Representative Keeley made comments.
The roll call on **HB 174 w/HA 1** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, **HB 174 w/HA 1** was sent to the Senate for concurrence.
Representative Lavelle made comments.
Representative Schwartzkopf introduced **HB 210**, jointly sponsored by Representative Gilligan & Representative Longhurst.
**HB 210** - **AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS.**
Mr. Speaker Gilligan assigned **HB 210** to the House Administration Committee. Representatives Schwartzkopf, Lavelle, Kowalko & Hudson made comments.
The Majority Leader moved to recess to the call of the Chair at 4:45 p.m.
Mr. Speaker Gilligan called the House to order at 2:01 p.m. on June 22, 2011. The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed **SB 122**, **SB 127**, **SB 132**, **SB 133**, **SB 18**, **SB 131 w/SA 1**, **SB 121**, **SB 88** & **SB 104** and requests the concurrence of the House and the Senate has passed **HB 130** and is returning the same to the House.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.
The Chief Clerk called the roll:
Members Present: 41.

A prayer was offered by Representative Harvey R. Kenton, Thirty-sixth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
Representative J. Johnson requested that he be marked present.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

HB 206 - CARSON & SENATOR ENNIS; REPRESENTATIVES HOCKER, JAQUES, OUTTEN, PETERMAN, SCOTT, B. SHORT, D. SHORT, VIOLA; SENATORS BUSHEWELL, SIMPSON - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to the Board of Pharmacy.


HB 208 - J. JOHNSON & REPRESENTATIVE D.P. WILLIAMS & REPRESENTATIVE KEELEY & SENATOR ENNIS & SENATOR HENRY; REPRESENTATIVES BARBIERI, BENNETT, BOLDEN, BRADY, BRIGGS KING, GEORGE, GILLIGAN, HOCKER, JAQUES, KENTON, KOWALKO, LONGHURST; MITCHELL, OUTTEN, SCHOOLIE, B. SHORT, VIOLA, WALKER, WILSON; SENATORS BOOTH, BUSHEWELL, HALL-LONG, MARSHALL, PETERSON, SORENSON. - CORRECTIONS - An Act to Rename the Women’s Treatment Center in Honor of Hazel D. Plant.


HB 211 - SCOTT & REPRESENTATIVES SCHOOLEY & SENATOR SOKOLA; REPRESENTATIVES BARBIERI, Q. JOHNSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Public Schools.

SB 109 - B. SHORT - Placed with the Bill.

SB 88 - BOOTH & SENATOR BONINI; SENATOR SOKOLA; REPRESENTATIVE SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Bank Franchise Tax.


SB 103 - MCBRIDE & REPRESENTATIVE Q. JOHNSON; SENATORS CONNOR, ENNIS, SIMPSON, VENABLES; REPRESENTATIVES CARSON, HOCKER, KENTON, MULROONEY, OUTTEN, WILSON - NATURAL RESOURCES - An Act to Amend Titles 7 and 29 of the Delaware Code Relating to Programs of the Department of Natural Resources and Environmental Control.


SB 107 - MCBRIDE & REPRESENTATIVE Q. JOHNSON; SENATORS CONNOR, ENNIS, SIMPSON, VENABLES; REPRESENTATIVES CARSON, HOCKER, KENTON, MULROONEY, OUTTEN, WILSON - NATURAL RESOURCES - An Act to Amend Titles 7 and 29 of the Delaware Code Relating to Programs of the Department of Natural Resources and Environmental Control.


SB 114 - HALL-LONG & REPRESENTATIVE BRADY; SENATOR ENNIS; REPRESENTATIVE JAQUES, CARSON, Q. JOHNSON, RAMONE, KOWALKO - HEALTH &
HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Registrations of Births, Deaths, Marriages, Divorces, Annulments and Adoptions.

SB 121 - ENNIS & REPRESENTATIVE CARSON; SENATOR BUSHWELLER; REPRESENTATIVES BENNETT, SCOTT, WILLIS - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 10 of the Delaware Code Relating to the Location at Which Sheriff Sales May be Conducted in Kent County.

SB 122 - BUNTING & REPRESENTATIVE KOWALKO; SENATORS BONINI, KATZ, MARSHALL, SIMPSON; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 29 of the Delaware Code Relating to the Division of Professional Regulation.


HA 1 to SB 112 - WALKER - Placed with the Bill.

The Chief Clerk read the following committee report into the record:

AGRICULTURE: SB 117 - 7F.

Representative George requested that she be marked present. Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri requested and was granted privilege of the floor for himself and Representative Bolden. Matthew Roarty, Youth Governor, Youth In Government, addressed the House. Representative Barbieri presented a House Tribute to Nicole Freedman, Director, YMCA Youth In Government, who addressed the House. Representatives Schwartzkopf & Ramone made comments. Representatives Hudson, Bennett, Viola, Mitchell & Schooley requested that they be marked present. Representative Schwartzkopf made comments. Representatives Briggs King & Atkins requested that they be marked present.

Representative Schwartzkopf deferred to Representative Hudson. Representative Hudson requested and was granted privilege of the floor for herself and Representative Viola. Representative Viola presented a House Tribute to Genevieve Spence, recipient of the Prudential Spirit of Community Award, who addressed the House. Representative Hudson presented a House Tribute to Jon A. Osborne, recipient of the Prudential Spirit of Community Award, who addressed the House. Representatives Mulrooney & D.P. Williams requested that they be marked present. The Majority Leader moved to recess for caucus and to the call of the Chair at 2:28 p.m. The House reconvened at 4:47 p.m. Representative Lee requested that he be marked present. Mr. Speaker Gilligan welcomed former Senator John C. Still III to the Chamber. Representative Atkins requested that HB 125 be stricken. Representative Schwartzkopf deferred to Representative Walker. Representative Walker brought SB 70 w/SA 1, jointly sponsored by Senator Hall-Long & Representatives Ramone, Longhurst, Schooley & Bennett & Senators Sokola, Bunting, Bushweller, Ennis, Henry, Sorenson, Connor & Cloutier & Representatives George, Jaques, Carson, J. Johnson, Q. Johnson, Kowalko, Mitchell, Keeley, Mulrooney & D. Short, before the House for consideration. SB 70 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO PROTECTING THE HEALTH OF CHILDREN BY PROHIBITING BISPHENOL-A IN PRODUCTS FOR YOUNG CHILDREN.

Representative Walker made comments. The roll call on SB 70 w/SA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SB 70 w/SA 1 was returned to the Senate. Representative Keeley requested that she be marked present during the roll call. Representative Walker made comments regarding SB 70 and introduced guests. Representative Lavelle made comments. Representative Schwartzkopf deferred to Representative Heffernan.
Representative Heffernan brought HB 163, jointly sponsored by Representative Keeley & Senator McBride & Representatives Brady, Q. Johnson, Longhurst, Miro, Mitchell & Viola & Senators Connor, Ennis & McDowell, before the House for consideration.

HB 163 - AN ACT TO AMEND CHAPTER 326, VOLUME 67 AND CHAPTER 353, VOLUME 72 OF THE LAWS OF DELAWARE AND TITLE 7 OF THE DELAWARE CODE RELATING TO THE DELAWARE HAZARDOUS SUBSTANCE CLEANUP ACT.

Representatives Heffernan, Jaques, Lavelle, D.E. Williams, Hocker, Carson, B. Short & Kowalko made comments.

The roll call on HB 163 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 163 was sent to the Senate for concurrence.

Representative Q. Johnson brought HB 186, jointly sponsored by Senator McBride & Representatives Barbieri, Bolden, Brady, Heffernan, Mitchell & Viola, before the House for consideration.

HB 186 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE CLEAN AIR ACT TITLE V OPERATING PERMIT PROGRAM. (3/5 bill)

Representative Q. Johnson made comments.

The roll call on HB 186 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 186 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Hocker.


HB 113 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO IRRIGATION PRESERVATION.

Representative Hocker brought HA 1 to HB 113 before the House for consideration. Representative Hocker made comments. HA 1 was adopted by voice vote. Representative Hocker made comments.

The roll call on HB 113 w/HA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 113 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought HB 167, jointly sponsored by Senator Bunting & Representatives Briggs King, Gilligan, J. Johnson & Schwartzkopf & Senator Ennis, before the House for consideration.

HB 167 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND.

Representative Briggs King brought HA 1 to HB 167 before the House for consideration. Representatives Briggs King, Kowalko & Schwartzkopf made comments. Representative Hocker announced that he will not be voting on HA 1 to HB 167 & HB 167 because of a possible conflict of interest.

The roll call on HA 1 to HB 167 was taken and revealed:
NO: 23.
NOT VOTING: Representatives Brady, Hocker & Viola - 3.
Therefore, not having received a constitutional majority, HA 1 to HB 167 was declared defeated.

Representative Kowalko brought HA 2 to HB 167 before the House for consideration.

Representative Kowalko made comments. HA 2 was adopted by voice vote. Representative Kowalko made comments.

The roll call on HB 167 w/HA 2 was taken and revealed:
YES: 33.
NOT VOTING: Representative Ramone - 1.
ABSENT: Representative Hocker - 1.
Therefore, having received a constitutional majority, HB 167 w/HA 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady moved to suspend the rules which interfere with action on SB 125. The motion was seconded by Representative D.P. Williams and adopted by voice vote.
Representative Brady brought **SB 125**, jointly sponsored by Senator McDowell & Senators Bushweller, Ennis, Hall-Long, Simpson & Sorenson & Representatives Heffernan, D.P. Williams & D.E. Williams, before the House for consideration.

**SB 125** - AN ACT TO AMEND CHAPTER 80, TITLE 29 OF THE DELAWARE CODE RELATING TO THE TAXATION OF INTEREST ON BONDS AND NOTES ISSUED BY THE SUSTAINABLE ENERGY UTILITY. (F/N)

Representatives Brady & Lavelle made comments. Representative Brady requested and was granted privilege of the floor for Thomas J. Cook, Secretary of Finance. Representatives Lavelle, D.E. Williams, Kowalko, Ramone & Hocker made comments. Mr. Speaker Gilligan granted privilege of the floor for Russell Larson, Controller General. Representative Jaques made comments. Mr. Speaker Gilligan granted privilege of the floor of Stephen Kubico, representing the Office of the Controller General. Representative Ramone made comments. Mr. Speaker Gilligan granted privilege of the floor for Russell Larson, Controller General. Representatives Jaques, Ramone, Kowalko, & D.E. Williams made comments. Mr. Speaker Gilligan granted privilege of the floor for Thomas J. Cook, Secretary of Finance. Representatives Peterman & Ramone made comments.

Representative Brady moved to place **SB 125** on the Speaker's Table. The motion was seconded by Representative Schwartzkopf and adopted by voice vote.

Representative Bennett brought **SB 63 w/SA 1**, jointly sponsored by Senator Peterson & Representative Schooley & Senators Bonini & Henry & Representatives George, Hudson, Lavelle, Mitchell, Ramone, D. Short, Viola, Wilson, Schwartzkopf & Gilligan, before the House for consideration.

**SB 63** - AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO BILL AND AMENDMENT DRAFTING.

Representative Schwartzkopf introduced and brought **HA 1 to SB 63** before the House for consideration. Representatives Schwartzkopf, George & J. Johnson made comments. **HA 1** was adopted by voice vote. Representatives Bennett, D. Short, Willis, Bennett, Briggs King & Schooley made comments.

The roll call on **SB 63 w/SA 1 & HA 1** was taken and revealed:

- YES: 39.
- NO: Representative Willis - 1.
- ABSENT: Representative Blakey - 1.

Therefore, having received a constitutional majority, **SB 63 w/SA 1 & HA 1** was returned to the Senate.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought **HB 109**, jointly sponsored by Senator Blevins & Representatives Q. Johnson, Lavelle, Mitchell & Osinski & Senator Ennis and cosponsored by Representative Peterman, before the House for consideration.

**HB 109** - AN ACT TO AMEND TITLE 6 RELATING TO BUILDING CONSTRUCTION AND PAYMENT.

Representative D. Short requested that **HA 1 to HB 109** be stricken. Representative B. Short brought **HA 2 to HB 109** before the House for consideration. Representative B. Short made comments. **HA 2** was adopted by voice vote. Representative B. Short made comments.

The roll call on **HB 109 w/HA 2** was taken and revealed:

- YES: 40.
- ABSENT: Representative Blakey - 1.

Therefore, having received a constitutional majority, **HB 109 w/HA 2** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady moved to lift **SB 125** from the Speaker's Table. The motion was seconded by Representative Schwartzkopf and adopted by voice vote. Representative Brady brought **SB 125**, jointly sponsored by Senator McDowell & Senators Bushweller, Ennis, Hall-Long, Simpson & Sorenson & Representatives Heffernan, D.P. Williams & D.E. Williams, before the House for consideration.

**SB 125** - AN ACT TO AMEND CHAPTER 80, TITLE 29 OF THE DELAWARE CODE RELATING TO THE TAXATION OF INTEREST ON BONDS AND NOTES ISSUED BY THE SUSTAINABLE ENERGY UTILITY. (F/N)

Representatives Brady, Lavelle, Ramone, Schwartzkopf & Kowalko made comments. The roll call on **SB 125** was taken and revealed:

- YES: 27.
- NOT VOTING: Representative Ramone - 1.
- ABSENT: Representative Blakey - 1.

Therefore, having received a constitutional majority, **SB 125** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Hudson.
Representative Hudson brought HB 150, jointly sponsored by Senator Sokola & Representatives Lavelle, Manolakos, Miro, Peterman & Ramone, before the House for consideration.

**HB 150** - AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO VARIABLE MESSAGE SIGNS ON STATE TOLL HIGHWAYS.

Representative Hudson made comments. Representative Hudson deferred to Representative Walker. Representative Walker introduced and brought HA 1 to HB 150 before the House for consideration. Representatives Walker & Hudson made comments. HA 1 was adopted by voice vote. Representative Hudson made comments.

The roll call on HB 150 w/HA 1 was taken and revealed:

YES: 30.


NOT VOTING: Representatives Peterman & Ramone - 2.

ABSENT: Representative Blakey - 1.

Therefore, having received a constitutional majority, HB 150 w/HA 1 was sent to the Senate for concurrence.


Representative Schwartzkopf made an announcement.

**HB 213** - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATIONAL DATA GOVERNANCE.

Mr. Speaker Gilligan assigned HB 213 to the Education Committee.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.
HA 1 to HB 75 - JAQUES & REPRESENTATIVE D.E. WILLIAMS & REPRESENTATIVE KOWALKO - Placed with the Bill.

HA 2 to HB 75 - JAQUES & REPRESENTATIVE D.E. WILLIAMS & REPRESENTATIVE KOWALKO - Placed with the Bill.

HA 3 to HB 75 - BARBIERI - Placed with the Bill.

HA 1 to HB 181 - VIOLA - Placed with the Bill.

HA 1 To HJR 4 - KOWALKO - Placed with the Bill.

SB 4 w/SA 1 - DELUCA & REPRESENTATIVE VIOLA; SENATORS MCDOWELL, BONINI, MARSHALL, BUSHWELLER, BUNTING, ENNIS; REPRESENTATIVES HUDSON - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Members of the General Assembly and Statewide Elected Officials.

SB 102 - HENRY & REPRESENTATIVE BARBIERI; SENATORS ENNIS, HALL-LONG, SORENSON, VENABLES; REPRESENTATIVES BENNETT, GILLIGAN, HEFFERNAN, HUDSON, B. SHORT, VIOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to the Long-Term Care Ombudsman.

SB 123 w/SA 1 - MCBRIDE & REPRESENTATIVE KOWALKO - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Professional Engineers.


HA 1 to SB 82 - VIOLA - Placed with the Bill.

Representative D.P. Williams made a comment. Representatives Miro & Bolden requested that they be marked present.

The Chief Clerk read the following committee reports into the record:

- LABOR: HB 207 - 1F,4M.
- POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: HB 206 - 5M; SB 122 - 1F,4M;
- SB 127 - 1F,4M; SB 131 w/SA 1 - 1F,4M; SB 132 - 1F,4M; SB 133 - 1F,4M.

The Reading Clerk read the following communication into the record:

June 23, 2011

LEGISLATIVE ADVISORY # 6

Governor Jack A. Markell signed the following legislation on the date indicated: 6/22/11 - SB 40.

HB 3 aab HA 1, HB 93, SB 69, HB 64, SB 79 aab SA 1, SB 78 aab SA 2, SB 12 & 109 aab HA 1.

Representative Schooley requested that she be marked present. Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell requested and was granted personal privilege of the floor to introduce guests. Representatives Schwartzkopf & Lavelle made comments.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst introduced and brought HCR 23, jointly sponsored by Senator Henry, before the House for consideration.

Representative Viola requested that he be marked present.


Representative Longhurst requested and was granted privilege of the floor to make comments regarding HCR 23 and to introduce winners of Leaders and Achievers Scholarships, who stated their names, high schools and colleges/universities for the record. Sean M. Looney, Vice President, Government Affairs, Comcast, addressed the House. Representative Schooley made comments. HCR 23 was adopted by voice vote.

Representative Schwartzkopf deferred to Representative Bolden. Representative Lee requested that he be marked present.

Representative Bolden introduced and brought HR 23, sponsored by on behalf of All Representatives, before the House for consideration.

HR 23 - RECOGNIZING JUNE 23, 2011, AS "AKA DAY AT THE CAPITAL" IN DELAWARE.

Representative Bolden made comments. Representative Bolden requested and was granted privilege of the floor to introduce members of Alpha Kappa Alpha Sorority, Incorporated. Tiffany Matthews, President, Sigma Zeta Omega Chapter, addressed the House and introduced guests. HR 23 was adopted by voice vote. Representative Manolakos introduced a guest. Representative Brady requested and was granted personal privilege of the floor to introduce a guest.

Representative Schwartzkopf deferred to Representative D. Short.

Representative D. Short introduced and brought SCR 22, sponsored on behalf of All Representatives & jointly sponsored by Senator Simpson on behalf of All Senators, before the House for consideration.

SCR 22 - HONORING THE YOUNG WOMEN FROM ACROSS THE STATE OF DELAWARE PARTICIPATING IN THE 2011 SESSION OF DELAWARE GIRLS STATE.
Representative D. Short made comments. **SCR 22** was adopted by voice vote and was returned to the Senate.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with introduction of and action on **HJR 5**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative D.P. Williams introduced and brought **HJR 5**, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Briggs King, Miro & Mitchell & Senators Bushweller, Cloutier, Ennis, McBride & Sorenson, before the House for consideration.

**HJR 5 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2011**

Representative D.P. Williams moved to place **HJR 5** on the Speaker's Table. The motion was seconded by Representative Schwartzkopf and adopted by voice vote.

Representative D.P. Williams moved to suspend the rules which interfere with introduction of and action on **HJR 6**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative D.P. Williams brought **HJR 6**, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Briggs King, Miro & Mitchell & Senators Bushweller, Cloutier, Ennis, McBride & Sorenson, before the House for consideration.

**HJR 6 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012**

Representative D.P. Williams moved to place **HJR 6** on the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:36 p.m. The House reconvened at 4:34 p.m.

Representative D.P. Williams moved to lift **HJR 5** from the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins made comments.

The roll call on **HJR 5** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **HJR 5** was sent to the Senate for concurrence.

Representative D.P. Williams moved to lift **HJR 5** from the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative D.P. Williams brought **HJR 6**, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Briggs King & Miro & Senators Bushweller, Cloutier & Connor, before the House for consideration.

**HJR 6 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012**

Representative Blakey made comments. Mr. Speaker Gilligan granted privilege of the floor for Russell Larson, Controller General.

The roll call on **HJR 6** was taken and revealed:

YES: 40.

ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, **HJR 6** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative D.P. Williams.
Representative D.P. Williams moved to suspend the rules which interfere with action on HB 190. The motion was seconded by Representative Schwartzkopf and adopted by voice vote.

Representative D.P. Williams brought HB 190, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Mitchell, Briggs King & Miro & Senators Bushweller, Ennis, McBride, Cloutier & Connor, before the House for consideration.

**HB 190** - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2012; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

- Representatives D.P. Williams, Miro, Schwartzkopf, Briggs King & Lavelle made comments.
- The roll call on HB 190 was taken and revealed:
  - YES: 33.
  - Therefore, having received a constitutional majority, HB 190 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kowalko.


**SB 124** - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DELAWARE'S RENEWABLE ENERGY PORTFOLIO STANDARDS AND DELAWARE-MANUFACTURED FUEL CELLS.

- Representative Kowalko made comments. Representative George announced that she will not be voting on SB 124 w/SA 1 because of a possible conflict of interest. Representatives Willis, Hocker, Kowalko, Lavelle & Blakey made comments. Representative Blakey requested and was granted privilege of the floor for Alan Levin, Secretary, Department of Economic Development and Joshua Richman, Vice President, Business Development, Bloom Energy. Representatives Blakey, Hudson, Ramone, Q. Johnson, J. Johnson, Miro, Atkins, Peterman, Brady, Scott & Kowalko made comments.
- The roll call on SB 124 w/SA 1 was taken and revealed:
  - YES: 35.
  - NO: Representatives Hocker, Kennton, Peterman & Wilson - 4.
  - NOT VOTING: Representatives Briggs King & George - 2.
  - Therefore, having received a constitutional majority, SB 124 w/SA 1 was returned to the Senate.

Representative Kowalko introduced a guest and made comments regarding SB 124. Representative B. Short made comments.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson brought SB 92, jointly sponsored by Senator McBride & Representative Mulrooney & Representative Hefferman & Senators Bunting, Peterson & Connor & Representatives Keeley, Kowalko & Manolakos, before the House for consideration.

**SB 92** - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO CHRONIC VIOLATOR STATUS.

- Representative Q. Johnson brought HA 1 to SB 92 before the House for consideration.

Representative Q. Johnson made comments. HA 1 was adopted by voice vote. Representative Q. Johnson made comments.
- The roll call on SB 92 w/HA 1 was taken and revealed:
  - YES: 41.
  - ABSENT: Representative Viola - 1.

Representative D.P. Williams made comments. Mr. Speaker Gilligan reassigned SB 82 to the House Administration Committee.

Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley brought HB 205, jointly sponsored by Representative Scott & Representative Miro & Senator Sokola & Senator Sorenson & Senator Cloutier & Representatives Bolden, Carson, Gilligan, Hudson, J. Johnson, Q. Johnson, Longhurst, Mitchell, Osieniski & B. Short, before the House for consideration.

**HB 205** - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS.

- Representatives Schooley made comments and introduced guests. Representatives Kowalko, Schooley, Kenton & Manolakos made comments.
- The roll call on HB 205 was taken and revealed:
  - YES: 40.
  - ABSENT: Representative Viola - 1.
Therefore, having received a constitutional majority, **HB 205** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.


**HB 160 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SUPPLEMENTAL COVERAGE FOR CHILDREN OF INSUREDs.**

Representative B. Short brought **HA 1 to HB 160** before the House for consideration.

Representative B. Short made comments. **HA 1** was adopted by voice vote. Representative B. Short made comments.

The roll call on **HB 160 w/HA 1** was taken and revealed:

- **YES**: 41.
- Therefore, having received a constitutional majority, **HB 160 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought **HB 161**, jointly sponsored by Senator Bushweller & Representatives George, Heffernan, Jaques, Mitchell, Viola, Walker & Wilson & Senators Sokola & Venables, before the House for consideration.

**HB 161 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE PROHIBITION OF THE DENIAL OF COVERAGE FOR PRE-EXISTING CONDITIONS IN CHILDREN UNDER THE AGE OF NINETEEN.**

Representative B. Short made comments.

The roll call on **HB 161** was taken and revealed:

- **YES**: 40.
- **ABSENT**: Representative Viola - 1.
- Therefore, having received a constitutional majority, **HB 161** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Longhurst.


**HB 197 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMUNITY ENVIRONMENTAL PROJECT FUND.**

The roll call on **HB 197** was taken and revealed:

- **YES**: 40.
- **ABSENT**: Representative Heffernan - 1.
- Therefore, having received a constitutional majority, **HB 197** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Schwartzkopf.

Representative Schwartzkopf brought **HB 193**, jointly sponsored by Senator Bunting & Representatives Bennett, Bolden, Carson & Kenton & cosponsored by Senators Booth, before the House for consideration.

**HB 193 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (3/5 bill)**

Representative Schwartzkopf introduced and brought **HA 1 to HB 193** before the House for consideration. Representative Schwartzkopf made comments. **HA 1** was adopted by voice vote. Representative Schwartzkopf made comments.

The roll call on **HB 193 w/HA 1** was taken and revealed:

- **YES**: 39.
- **NOT VOTING**: Representatives Q. Johnson & Lavelle - 2.
- Therefore, having received a constitutional majority of at least three-fifths Members of the House, **HB 193 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought **HJR 4**, jointly sponsored by Representative Gilligan & Senator Peterson & Representatives Bolden, George, Jaques, J. Johnson, Q. Johnson, Heffernan, Keeley, Lavelle, Osienski, Schwartzkopf, Scott, B. Short, Walker & D.E. Williams & Senators Sokola & Sorenson, before the House for consideration.

**HJR 4 - ESTABLISHING A STUDY COMMISSION ON LOBBYIST ETHICS.**

Representative Kowalko brought **HA 1 to HJR 4** before the House for consideration. Representative Kowalko made comments. **HA 1** was adopted by voice vote. Representatives Kowalko & Lavelle made comments.

The roll call on **HJR 4 w/HA 1** was taken and revealed:

- **YES**: 41.
- Therefore, having received a constitutional majority, **HJR 4 w/HA 1** was sent to the Senate for concurrence.
Representative Schwartzkopf brought SB 37, jointly sponsored by Senator Blevins & Representative Gilligan & Representative George & Representative Lavelle & Senators Henry & McDowell & Representatives Walker & J. Johnson, before the House for consideration.

SB 37 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 29 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO JUSTICES OF THE PEACE.

(2/3 bill)

Representative Schwartzkopf made comments.
The roll call on SB 37 was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 37 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 165, jointly sponsored by Representative Schwartzkopf & Senator Blevins & Senator DeLuca & Representatives Heffernan, Q. Johnson, Mitchell, B. Short, D. Short & Viola & Senators Ennis & Henry, before the House for consideration.

HB 165 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE MEDICAL PRACTICE ACT AND THE BOARD OF MEDICAL LICENSURE AND DISCIPLINE.

Representative Keeley made comments.
The roll call on HB 165 was taken and revealed:
YES: 40.

ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, HB 165 was sent to the Senate for concurrence.

Mr. Speaker Gilligan made an announcement.

Representative Schwartzkopf brought Consent Calendar #8 before the House for consideration.

The roll call on HB 165 was taken and revealed:
YES: 40.

HCR 21 - LONGHURST & SENATOR HALL-LONG & REPRESENTATIVES BENNETT, BLAKEY, BOLDEN, BRIGGS KING, CARSON, HOCKER, HUDSON, JAQUES, KEELEY, KENTON, KOWALKO, LAVELLE, LEE, MANOLAKOS, MIRO, OUTTEN, RAMONE, SCHWARTZKOPF, SCOTT, D. SHORT, WALKER, WILLIS & SENATORS BUSHWELLER, HENRY, SOKOLA & SORENSON - Recognizing and Celebrating National Long-Term Care Residents' Rights Month and Residents' Rights Rally in Delaware.


Consent Calendar #8 was adopted by voice vote and HCR 21 & HCR 22 were sent to the Senate for concurrence and SCR 19 was returned to the Senate.

Representative Schwartzkopf brought Consent Agenda C before the House for consideration.


The roll call on Consent Agenda C was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority, SB 31, SB 32 & SB 33 were returned to the Senate.

Representative Schwartzkopf brought Consent Agenda D, which requires a two-thirds vote, before the House for consideration.
SB 74 - BLEVINS & REPRESENTATIVE GEORGE - An Act to Amend Chapter 15, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Partnerships and the Registration and Regulation of Foreign Limited Liability Partnerships. (2/3 bill)

SB 76 - BLEVINS & REPRESENTATIVE GEORGE - An Act to Amend Chapter 18, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Limited Liability Companies and the Registration and Regulation of Foreign Limited Liability Companies. (2/3 bill)

SB 77 - BLEVINS & REPRESENTATIVE GEORGE - An Act to Amend Title 8 of the Delaware Code Relating to the General Corporation Law. (2/3 bill)

SB 95 - BLEVINS & REPRESENTATIVE GEORGE - An Act to Amend Chapter 17, Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Limited Partnerships and the Registration and Regulation of Foreign Limited Partnerships. (2/3 bill)

The roll call on Consent Agenda D was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 74, SB 76, SB 77 & SB 95 were returned to the Senate.

Representatives Schwartzkopf & Keeley made announcements.

The Majority Leader moved to recess to the call of the Chair at 6:31 p.m.

Mr. Speaker Gilligan assigned the Bill to order at 2:01 p.m. on June 28, 2011.

Representative Schwartzkopf introduced HS 1 for HB 210, jointly sponsored by Representative Gilligan & Representative Longhurst & Senator DeLuca & Senator Blevins & Senator Henry.

HB 210 - An Act to Amend Title 29 of the Delaware Code Providing for Reapportionment of the State Legislative Districts.

Mr. Speaker Gilligan assigned HS 1 for HB 210 to the House Administration Committee.

Representative Schwartzkopf made comments. Mr. Speaker Gilligan made an announcement and introduced guests. Representatives Lavelle & Schwartzkopf made comments.

The Majority Leader moved to adjourn at 2:05 p.m., thereby ending the current legislative day. The House reconvened at 2:06 p.m.

### 42nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session

June 28, 2011

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

HB 215 - MITCHELL & SENATOR MCBRIDE; REPRESENTATIVES BENNETT, CARSON, HOCKER, JAQUES; SENATOR LAWSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to the Investigative Use of Mobile Tracking Devices.

HA 2 to HB 140 - CARSON - Placed with the Bill.

HA 2 to HB 168 - REPRESENTATIVE KEELEY & REPRESENTATIVE GILLIGAN - Placed with the Bill.

HA 1 to HB 173 - HEFFERNAN - Placed with the Bill.


SB 120 - SOKOLA & REPRESENTATIVE LONGHURST; SENATOR SORENSON; REPRESENTATIVES HOCKER, JAQUES, MIRO, OSIENSKI, B. SHORT - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21, Chapter 41 of the Delaware Code Relating to Bicycles.

SB 129 w/SA 1 - LAWSON & SENATOR HENRY; SENATORS BUNTING, BUSHWELLER, SIMPSON; REPRESENTATIVES HOCKER, KENTON, OUTFEN, WILLIS, WILSON - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Coyotes.

SB 139 w/SA 1 - MCBRIDE & SENATOR BUNTING; REPRESENTATIVES J. JOHNSON, MIRO, MITCHELL, RAMONE - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 24 of the Delaware Code Relating to Pawnbrokers, Secondhand Dealers and Scrap Metal Processors. (3/5 bill)

HA 1 to SB 64 - Q. JOHNSON - Placed with the Bill.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has defeated HB 100 w/HA 1 and the Senate has passed SCR 17, SCR 20 & SCR 25 and requests the concurrence of the House and it has passed HB 95 w/SA 1, HB 132 w/HA 1 & HCR 23 and is returning the same to the House.

Representatives Osienski & Lavelle made comments. Representative Barbieri requested that he be marked present. The House observed a moment of silence in memory of Richard Waterman at the request of
Representative Keeley. Representative Kowalko requested and was granted personal privilege of the floor to introduce a guest. Representative Q. Johnson requested and was granted personal privilege of the floor to introduce a guest. Representative B. Short requested and was granted personal privilege of the floor to introduce a guest. Representative George made comments.

Representative Schwartzkopf requested and was granted privilege of the floor for Sean Finnigan, Majority Deputy Chief of Staff, who made comments regarding the 2011 University of Delaware Legislative Fellows. Representative B. Short presented a House Tribute to Caitlin Olsen. Representative Viola presented a House Tribute to Damian DeStefano. Representative Schooley presented a House Tribute to Jason Freeman. Representatives Mulrooney & Scott made comments. Representative George presented a House Tribute to David Bentz. Representatives J. Johnson & Mitchell made comments. Representative Kowalko presented a House Tribute to Chris Anderson. Representatives Q. Johnson & Longhurst made comments. Representative Schwartzkopf presented a House Tribute to Grace Anne Bennett. Representatives Lavelle, Kowalko, Viola & Schwartzkopf made comments. Representative Barbieri presented a House Tribute to David Cutajar-Wynne. Representatives Longhurst, Jaques & Heffernan made comments. Sean Finnigan deferred to Pam Price, Minority Chief of Staff, who made comments. Representative Lavelle presented House Tributes to Erin Ruddock & Joseph Stanley. Representatives Hocker, Schwartzkopf & Keeley made comments.

Representative Schwartzkopf deferred to Representative Brady. Representative Brady introduced and brought HCR 24, jointly sponsored by Senator Hall-Long, before the House for consideration.

HCR 24 - RECOGNIZING AND PROCLAIMING JUNE 2011 AS "NEW HOMES MONTH."
Representative Brady made comments. HCR 24 was adopted by voice vote. Representative D.P. Williams introduced HB 195, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Mitchell, Briggs King & Miro & Senators Bushweller, Ennis, McBride, Cloutier & Connor.

Mr. Speaker Gilligan assigned HB 195 to the Appropriations Committee. Representative George made comments. Mr. Speaker Gilligan made an announcement. Representative Atkins requested that he be marked present. Representative Schwartzkopf deferred to Representative Brady. Representative Brady introduced guests. Representative Schwartzkopf made a comment and requested that HB 206 be removed from Consent Agenda E. Mr. Speaker Gilligan made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:48 p.m. The House reconvened at 4:57 p.m. Representative Hudson requested that she be marked present. Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley brought HB 213, jointly sponsored by Representative Miro & Senator Sokola & Representatives Barbieri, Jaques, J. Johnson, Keeley, Mitchell, Mulrooney & Scott & Senator Sorenson, before the House for consideration.

HB 213 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATIONAL DATA GOVERNANCE.
Representative Schooley made comments. The roll call on HB 213 was taken and revealed:
YES: 38.
ABSENT: Representatives Atkins, Longhurst & D.P. Williams - 3.
Therefore, having received a constitutional majority, HB 213 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Kowalko. Representative Kowalko brought SB 42 w/SA 1, jointly sponsored by Senator Hall-Long & Senators Blevins, Ennis & Henry & Representatives Keeley, Gilligan, Barbieri, Blakely, Bolden, Brady, Briggs King, Carson, Heffernan, Hocker, Jaques, J. Johnson, Kenton, Mitchell, Peterman, Ramone, Schooley, B. Short, D. Short, Viola & Willis, before the House for consideration.

SB 42 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO FORECLOSURE CONSULTANTS AND MORTGAGE MODIFICATION SERVICE PROVIDERS. (3/5 bill)
Representative Kowalko made comments. The roll call on SB 42 w/SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, SB 42 w/SA 1 was returned to the Senate. Representative D.P. Williams requested that he be marked present during the roll call.
Representative Longhurst brought **SB 38 w/SA 2**, jointly sponsored by Senator Sokola & Senator Cloutier & Representatives Schooley, Hudson, Keeley & B. Short, before the House for consideration.

**SB 38** - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO BICYCLE AND MOTOR VEHICLE SAFETY. (2/3 bill)

Representatives Longhurst, Lavelle, Mitchell & Osienski made comments.

The roll call on **SB 38 w/SA 2** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House,

**SB 38 w/SA 2** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson brought **HB 202**, jointly sponsored by Representative Walker & Representative Hudson & Senator Hall-Long & Representatives Gilligan, Bennett, Briggs King, Longhurst, Miro, Mitchell, Osienski, Peterman, Scott, B. Short, D. Short & Willis & Senators Bushweller, Ennis & Sorenson & cosponsored by Representative Wilson, before the House for consideration.

**HB 202** - AN ACT TO AMEND TITLE 21 RELATING TO RULES OF THE ROAD. (2/3 bill)

Representatives Q. Johnson & Hudson made comments.

The roll call on **HB 202** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House,

**HB 202** was sent to the Senate for concurrence.

Representative Schwartzkopf moved to suspend the rules which interfere with action on **HS 1 for HB 210**. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Schwartzkopf brought **HS 1 for HB 210**, jointly sponsored by Representative Gilligan & Representative Longhurst & Senator DeLuca & Senator Blevins & Senator Henry, before the House for consideration.

**HS 1 for HB 210** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS.

Representative Schwartzkopf introduced and brought **HA 1 to HS 1 for HB 210** before the House for consideration. Representative Schwartzkopf made comments. **HA 1** was adopted by voice vote.

Representatives Schwartzkopf, Lavelle & Blakey made comments. Representative Schwartzkopf requested and was granted privilege of the floor for William G. Bush IV, Majority House Attorney. Representatives Blakey & Schwartzkopf made comments.

The roll call on **HS 1 for HB 210 w/HA 1** was taken and revealed:

YES: 26.

NO: Representatives Briggs King, Hocker, Lavelle, Lee, Manolakos, Miro, Outten, Peterman, D. Short & Willis - 10.

NOT VOTING: Representatives Blakey, Hudson, Kenton, Ramone & Wilson - 5.

Therefore, having received a constitutional majority, **HS 1 for HB 210 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative George.

Representative George brought **SB 116**, jointly sponsored by Senator Blevins & Representatives J. Johnson & Walker, before the House for consideration.

**SB 116** - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO BAILIFFS AND JUDICIAL ASSISTANTS.

Representative George made comments.

The roll call on **SB 116** was taken and revealed:

YES: 40.

ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority, **SB 116** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson brought **SB 86**, jointly sponsored by Senator Ennis & Senator Hall-Long & Representatives Jaques, Carson & Atkins, before the House for consideration.

**SB 86** - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THEFTS FROM CEMETERIES. (2/3 bill)

Representative Q. Johnson made comments.

The roll call on **SB 86** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House,

**SB 86** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Carson.

Representative Carson brought **SB 121**, jointly sponsored by Senator Ennis & Senator Bushweller & Representatives Bennett, Scott & Willis, before the House for consideration.

**SB 121** - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE LOCATION AT WHICH SHERIFF SALES MAY BE CONDUCTED IN KENT COUNTY.
Representative Carson made comments.
The roll call on SB 121 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 121 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Bennett.
Representative Bennett brought SB 52, jointly sponsored by Senator Ennis & Senator Bushweller & Representatives Briggs King, Carson, Hocker, J. Johnson, Keeley, Lavelle, Walker & Wilson, before the House for consideration.

SB 52 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ISSUANCE OF SMALL ESTATE AFFIDAVITS.

Representative Bennett made comments.
The roll call on SB 52 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 52 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought SB 10, jointly sponsored by Senator Bushweller & Senator Ennis & Representative Carson, before the House for consideration.

SB 10 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO TAXATION OF KENT COUNTY SWIMMING POOLS WHICH ARE OWNED BY CIVIC ORGANIZATIONS. (F/N)

Representative Scott made comments.
The roll call on SB 10 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 10 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson brought SB 47, jointly sponsored by Senator McBride, before the House for consideration.

SB 47 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO REMOVAL OF ABANDONED VEHICLES.

Representative Q. Johnson & Blakey made comments.
The roll call on SB 47 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 47 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Atkins.

SB 117 - AN ACT TO FACILITATE THE ACQUISITION AND PRESERVATION OF AGRICULTURAL LANDS BY YOUNG FARMERS.

Representative Atkins made comments.
The roll call on SB 117 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 117 was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought SB 93, jointly sponsored by Senator Bushweller & Representatives Carson & Lavelle, before the House for consideration.

SB 93 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTOMOBILE CLUBS.

Representative B. Short made comments.
The roll call on SB 93 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 93 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought SB 55, jointly sponsored by Senator Blevins & Representative Jaques, before the House for consideration.

**SB 55 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TRAFFIC CONTROL SIGNAL PREEMPTION DEVICES.**

- Representative Mitchell made comments.
- The roll call on SB 55 was taken and revealed:
  - YES: 41.
  - Therefore, having received a constitutional majority, SB 55 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Heffernan.

Representative Heffernan brought HB 173, jointly sponsored by Senator McDowell & Representatives Bolden, B. Short, D.E. Williams & D.P. Williams & Senator Cloutier, before the House for consideration.

**HB 173 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO NEW CASTLE COUNTY AND SEWER SYSTEMS.**

- Representative Heffernan brought HA 1 to HB 173 before the House for consideration.
- Representative Heffernan made comments. HA 1 was adopted by voice vote. Representatives Heffernan & Miro made comments.
- The roll call on HB 173 w/HA 1 was taken and revealed:
  - NOT VOTING: Representatives Blakey, Hudson, Ramone & D. Short - 4.
  - Therefore, having received a constitutional majority, HB 173 w/HA 1 was sent to the Senate for concurrence.

- Representative Schwartzkopf deferred to Representative Q. Johnson.
- Representative Q. Johnson brought SB 64 w/SA 2, jointly sponsored by Senator McBride & Senators Bushweller, McDowell, Peterson, Connor & Simpson & Representatives Atkins, Brady, B. Short & D.E. Williams, before the House for consideration.

**SB 64 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FLOODPLAIN AND DRAINAGE STANDARDS, WETLANDS AND SUBAQUEOUS LANDS.**

- Representative Q. Johnson brought HA 1 to SB 64 before the House for consideration.
- Representative Q. Johnson made comments. HA 1 was adopted by voice vote. Representatives Q. Johnson, Lavelle, Schwartzkopf & Hudson made comments. Representative Q. Johnson requested and was granted privilege of the floor for Collin O'Mara, Secretary, Department of Natural Resources and Environmental Control. Representatives Hudson, Atkins & Lavelle made comments.
- The roll call on SB 64 w/SA 2 & HA 1 was taken and revealed:
  - YES: 36.
  - Therefore, having received a constitutional majority, SB 64 w/SA 2 & HA 1 was returned to the Senate.

- Representative Schwartzkopf brought Consent Agenda E before the House for consideration.

**SB 122 - BUNTING & REPRESENTATIVE KOWALKO & SENATORS BONINI, KATZ, MARSHALL & SIMPSON & REPRESENTATIVES ATKINS, BENNETT, RAMONE & D. SHORT - An Act to Amend Title 29 of the Delaware Code Relating to the Division of Professional Regulation.**


**SB 131 - BUNTING & REPRESENTATIVE KOWALKO & SENATORS KATZ, MARSHALL & SIMPSON & REPRESENTATIVES ATKINS, BENNETT, RAMONE & D. SHORT - An Act to Amend Title 31 of the Delaware Code Relating to the Delaware Code Relating to the Child Care Act.**

Representative Schwartzkopf made comments.

- The roll call on Consent Agenda E was taken and revealed:
  - YES: 40.
  - ABSENT: Representative Atkins - 1.
  - Therefore, having received a constitutional majority, SB 122, SB 127, SB 131 & SB 132 were returned to the Senate.

Representative Schwartzkopf deferred to Representative Hudson. Representative Hudson requested and was granted personal privilege of the floor to make comments. Representative Hudson requested that HR 9 be stricken.

The Majority Leader moved to recess to the call of the Chair at 6:24 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 29, 2011.
The Chief Clerk read the following committee reports into the record:
PUBLIC SAFETY & HOMELAND SECURITY: SB 25 w/SA 1 & 2 - 4M,4U; SB 139 w/SA 1 - 8M.
HOUSING & COMMUNITY AFFAIRS: SB 126 w/SA 1 - 1F,6M.
CORRECTIONS: HB 208 - 6F.
APPROPRIATIONS: HB 168 - 5M.
EDUCATION: SB 111 - 1F, 7M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - SB 81 w/SA 1 - 8M; SB 91 - 7M; SB 104 - 8M.

The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 140 w/SA 1 & SB 137 w/SA 1 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 142 and requests the concurrence of the House and the Senate has passed HB 157, HB 133, HB 85 & HB 142 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 135 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 99 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques introduced HB 222 jointly sponsored by Representative J. Johnson & Representative Kowalko & Representative Osienski & Senator Henry.

HB 222 - AN ACT TO AMEND TITLE 19 RELATING TO THE WORKPLACE FRAUD ACT.
Mr. Speaker Gilligan assigned HB 222 to the Labor Committee.
Representative Schwartzkopf deferred to Representative J. Johnson.
Representative J. Johnson introduced HB 221 jointly sponsored by Representative Jaques & Representative Kowalko & Representative Osienski & Senator Henry.

HB 221 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE WORKPLACE FRAUD ACT.
Mr. Speaker Gilligan assigned HB 221 to the Labor Committee.
The Majority Leader moved to adjourn at 2:05 p.m., thereby ending the current legislative day. The House reconvened at 2:06 p.m.

43rd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 29, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Deborah D. Hudson, Twelfth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 217 - D.P. WILLIAMS & SENATOR MCDOWELL; REPRESENTATIVES BENNETT, BRADY, GEORGE, J. JOHNSON, KOWALKO, MIRO, MITCHELL, OSIENSKI, SCOTT, SCHWARTZKOPF; SENATORS BUSHEWELLER, ENNIS, HENRY, SOKOLA - APPROPRIATIONS - An Act to Amend Title 11 and Title 29 of the Delaware Code to Provide Post-Retirement Increases to Pensioners and Change Actuarial Assumptions in the Judicial, State Police and State Employee Pension Plans.
HA 3 to HB 140 - CARSON - Placed with the Bill.
HA 1 to HB 201 - CARSON - Placed with the Bill.
HA 1 to HB 214 - HEFFERNAN - Placed with the Bill.
SS 1 for SB 29 w/SA 1 & 3 - HENRY & SENATOR MARSHALL; SENATOR SOKOLA; REPRESENTATIVES BARBIERI, BOLDEN, HEFFERNAN, JAQUES, KEELEY, LONGHURST, SCHOOLEY, SCHWARTZKOPF, SCOTT, D.E. WILLIAMS, D.P. WILLIAMS - JUDICIARY - An Act
to Amend Title 11 of the Delaware Code Relating to the Possession of Deadly Weapons by Persons Prohibited.

**SB 135 w/SA 1** - BUSHWELLER & REPRESENTATIVE B. SHORT - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to School Based Health Centers and Insurance.

**SB 136 w/SA 1** - SORENSON & SENATOR BUNTING & SENATOR CONNOR & REPRESENTATIVE JAQUES & REPRESENTATIVE KENTON; SENATORS ENNIS, SOKOLA; REPRESENTATIVES BENNETT, CARSON, HUDSON, MIRO, D. SHORT, WALKER, WILLIS; SCOTT - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Special License or Registration Plates. (3/5 bill)

**SB 137 w/SA 1** - HENRY & REPRESENTATIVE BARBIERI; SENATORS BLEVINS, HALL-LONG, PETERSON; REPRESENTATIVES Q. JOHNSON, KEELEY, D.E. WILLIAMS, BOLDEN - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Cost-Sharing, Deductible or Co-Insurance for Tier IV or Specialty Tier Prescription Drugs.

**SB 140 w/SA 1** - HENRY & REPRESENTATIVE BENNETT; SENATOR ENNIS; REPRESENTATIVES BOLDEN, KEELEY - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to State Employees Pension Plan and Waiver of Benefits.

**SB 142** - HALL-LONG & REPRESENTATIVE WALKER; SENATOR BUNTING; REPRESENTATIVE KOWALKO - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 29 of the Delaware Code Related to Civil Administrative Procedures.

Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short requested and was granted privilege of the floor for himself and Representatives Willis, Carson & Atkins.

Representative D. Short brought **HCR 25**, jointly sponsored by Representative Willis & Representative Carson & Representative Atkins on behalf of All Representatives & Senator Bunting & Senator Lawson on behalf of All Senators, before the House for consideration.

**HCR 25** - RECOGNIZING NOVEMBER 2011 AS NATIVE AMERICAN HERITAGE MONTH IN DELAWARE.

HCR 25 was adopted by voice vote.

Representative D. Short introduced guests and invited Senator Lawson to the podium. Representatives Carson, Willis & Atkins addressed the House. Senator Lawson addressed the House. Mr. Speaker Gilligan welcomed First Lady Carla Markell to the House.

Members of the House participated in the Friendship Dance led by Delaware’s Native Americans. Representative Schwartzkopf made comments. Dennis J. Coker, Chief, Lenape Indian Tribe of Delaware, addressed the House. Tom Robbins, Chief, Nanticoke Indian Association, addressed the House. Senator Bunting addressed the House. Representative Viola requested that he be marked present. Representative Schwartzkopf deferred to Representative Keeley. Representative Keeley made an announcement. Mr. Speaker Gilligan made an announcement. Representatives George & Brady requested that they be marked present. Mr. Speaker Gilligan made an announcement.

The Chief Clerk read the following committee reports into the record:

**NATURAL RESOURCES**:

**SB 103** - 1F,6M.

**HOUSE ADMINISTRATION**:

**SB 18** - 3F,2M; **SB 68** - 1F,4M; **SB 87 w/SA 1** - 5M; **SB 101** - 1F,4M; **SB 118** - 5M; **SB 119 w/SA 1** - 5M; **SB 89** - 5M; **SB 110** - 5M; **HB 214** - 5M; **HB 196** - 5M.

**HEALTH & HUMAN DEVELOPMENT**:

**SB 114** - 8M; **SB 102** - 8M.

Representative Schwartzkopf deferred to Representative Heffernan.

Representative Heffernan moved to suspend the rules which interfere with action on **HB 214**. The motion was seconded by Representative Keeley and adopted by voice vote.


**HB 214** - AN ACT TO AMEND TITLES 1, 4, 6, 7, 10, 11, 12, 14, 16 ,19, 20, 21, 25, 29, 30 AND 31 OF THE DELAWARE CODE RELATING TO THE REMOVAL OF INSENSITIVE AND OFFENSIVE LANGUAGE.

Representative Heffernan brought **HA 1** to HB 214 before the House for consideration. HA 1 was adopted by voice vote. Representative Heffernan requested and was granted privilege of the floor for Christopher Coulston, who addressed the House. Representatives Heffernan & Lavelle made comments.

The roll call on **HB 214 w/HA 1** was taken and revealed:

YES: 32.


Therefore, having received a constitutional majority, **HB 214 w/HA 1** was sent to the Senate for concurrence.
Representative Brady made comments. Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton requested and was granted personal privilege of the floor to make comments. Representative Scott made comments. Mr. Speaker Gilligan introduced former Representative Gerard A. Cain. Representative Peterman made an announcement. Representative Schwartzkopf made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:47 p.m.

The House reconvened at 5:36 p.m.

The Chief Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 138 w/SA 1, SB 155 & SB 154 w/SA 1 & 2 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 136 w/SA 1 & SS 1 for SB 29 w/SA 1 & 3 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 65 w/SA 1, SB 134 w/SA 1, SB 148, SB 152 & SJR 7 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 48 w/SA 2 & SB 150 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 96 & SB 144 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 38, HB 190, HB 127 w/HA 1, HCR 25, HJR 5 & HJR 6 and is returning the same to the House.

Representative Schwartzkopf brought Consent Calendar #9 before the House for consideration.

SCR 17 - VENABLES & REPRESENTATIVE KOWALKO & SENATORS BUNTING, BUSHWELLER, CLOUTIER, ENNIS, LAWSON, MCDOWELL, SIMPSON & SOKOLA & REPRESENTATIVES HOCKER, JAQUES, Q. JOHNSON, MITCHELL & MULROONEY - Urging the State of New Jersey to Discontinue 'Once Through' Cooling Systems on the Delaware River and Bay which Harms the Fisheries and Limits Thousands of Jobs in the Commercial and Recreational Fisheries and Crabbing Industries.


SCR 24 - CLOUTIER & SENATOR KATZ & REPRESENTATIVE HUDSON & SENATORS CONNOR & SORENSON - Requesting a Report and Suggestions for Improvement on the At-Store Recycling Program Established in 2009 from DNREC for the Purpose of Improving the Program and Bettering the Environment.

SCR 25 - SOKOLA & SENATOR CLOUTIER & REPRESENTATIVE Q. JOHNSON & REPRESENTATIVE HEFFERNAN & SENATORS BUSHWELLER, HALL-LONG & SORENSON & REPRESENTATIVES BARBIERI, BENNETT, HUDSON, KENTON, LAVELLE, MIRO & SCOTT - Encouraging the Delaware Higher Education Institutions to Continue Efforts to Improve and Broaden Disability Services.

Consent Calendar #9 was adopted by voice vote and SCR 17, SCR 20, SCR 24 & SCR 25 were returned to the Senate.

Representative Schwartzkopf deferred to Representative Carson.

Representative Carson brought SB 126 w/SA 1, jointly sponsored by Senator Hall-Long & Representative Carson & Representative Brady & Senators Peterson, Bushweller & Henry & Representative Jaques, before the House for consideration.

SB 126 - AN ACT TO AMEND TITLES 9, 22, AND 29 OF THE DELAWARE CODE RELATING TO THE REVIEW AND CERTIFICATION OF COMPREHENSIVE PLANS AND THE ROLE OF THE CABINET COMMITTEE ON STATE PLANNING ISSUES AND THE OFFICE OF STATE PLANNING COORDINATION.

Representative Carson made comments.

The roll call on SB 126 w/SA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Bolden - 1.

Therefore, having received a constitutional majority, SB 126 w/SA 1 was returned to the Senate. Representative B. Short requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko moved to suspend the rules which interfere with action on SB 133. The motion was seconded by Representative Q. Johnson and adopted by voice vote.

Representative Kowalko brought SB 133, jointly sponsored by Senator Bunting & Senators Katz, Marshall & Simpson & Representatives Atkins, Bennett, Ramone & D. Short, before the House for consideration.

SB 133 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO COMPENSATION FOR INNOCENT VICTIMS OF VIOLENT CRIMES. (F/N)

Representative Kowalko made comments.

The roll call on SB 133 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SB 133 was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought SB 83, jointly sponsored by Senator DeLuca & Representative George & Senators Hall-Long, Blevins & Bonini & Representatives Keeley, Bennett, Willis & Hudson, before the House for consideration.

**SB 83** - AN ACT TO AMEND TITLES 10, 12, 18 AND 25 OF THE DELAWARE CODE RELATING TO JUDICIAL PROCEDURE, FIDUCIARY RELATIONS, INSURANCE AND PROPERTY.

Representative B. Short made comments.

The roll call on **SB 83** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 83** was returned to the Senate.

Mr. Speaker Gilligan made an announcement.

Representative Schwartzkopf moved to suspend the rules which interfere with action on Consent Agenda F. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Schwartzkopf brought Consent Agenda F, which requires a two-thirds vote, before the House for consideration.

**SB 68** - BUNTING & REPRESENTATIVE Hocker - An Act to Amend the Charter of the Town of Bethany Beach to Expand the Distance from the Town Limits within which the Alderman and Assistant Alderman Must Reside. (2/3 bill)

**SB 89** - KATZ & REPRESENTATIVE JAQUES - An Act to Amend Title of 15 of the Delaware Code Relating to the Presidential Primary Election. (2/3 bill)

**SB 101** - BUNTING & REPRESENTATIVE HOCKER - An Act to Amend the Charter of the Town Of Bethany Beach, An Act to Re-incorporate the Town of Bethany Beach, Relating to Election Notices and Records and Candidate Qualifications. (2/3 bill)

**SB 110** - BOOTH & REPRESENTATIVE BRIGGS KING - An Act to Amend the Charter of the Town of Georgetown Relating to the Power to Borrow Money and Issue Bonds and Other Obligations. (2/3 bill)

**SB 118** - KATZ & REPRESENTATIVE JAQUES - An Act to Amend Title 15 of the Delaware Code Regarding the Presidential Primary and for Other Associated Purposes. (2/3 bill)

**SB 119** - KATZ & REPRESENTATIVE JAQUES - An Act to Amend Title 15 of the Delaware Code Regarding a Special Election for Representative in Congress. (2/3 bill)

The roll call on Consent Agenda F was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least two-thirds Members of the House,

**SB 68, SB 89, SB 101, SB 110, SB 118 & SB 119** were returned to the Senate.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley moved to suspend the rules which interfere with action on **HB 168**. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Keeley brought **HB 168**, jointly sponsored by Senator Blevins & Representatives Q. Johnson, Kovalko, D. Short & Wilson & Senators Bushweller, Ennis & Sorenson, before the House for consideration.

**HB 168** - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING A VEHICLE WHILE UNDER THE INFLUENCE. (F/N)

Representative Keeley deferred to Representative J. Johnson. Representative J. Johnson brought **HA 1 to HB 168** before the House for consideration. Representatives J. Johnson & Keeley made comments.

**HA 1** was adopted by voice vote. Representative Keeley brought **HA 2 to HB 168**, jointly sponsored by Representative Gilligan, before the House for consideration. Representative Keeley introduced and brought **HA 1 to HA 2** to **HB 168** before the House for consideration. Representative Keeley made comments.

**HA 1** was adopted by voice vote. Representative Keeley & Briggs King made comments. **HA 2** was adopted by voice vote. Representative Keeley introduced and brought **HA 3 to HB 168** before the House for consideration. Representative Keeley made comments. **HA 3** was adopted by voice vote. Representatives Keeley & Briggs King made comments. Representative Keeley requested and was granted privilege of the floor for Sean Lugg, representing the Office of the Attorney General. Representatives Briggs King & Keeley made comments.

The roll call on **HB 168 w/HA 1, HA 2, HA 1 to HA 2 & HA 3** was taken and revealed:

YES: 40.

ABSENT: Representative Mulrooney - 1.

Therefore, having received a constitutional majority, **HB 168 w/HA 1, HA 2, HA1 to HA 2 & HA 3** was sent to the Senate for concurrence.

Representatives Keeley & Briggs King made comments. Representative Schwartzkopf made an announcement.

Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought **SB 109 w/SA 1**, jointly sponsored by Senator Bushweller & Senator Venables, before the House for consideration.

**SB 109** - AN ACT TO AMEND CHAPTER 19 OF TITLE 18 OF THE DELAWARE CODE RELATING TO REGULATION OF SURPLUS LINES INSURANCE. (3/5 bill)

Representatives B. Short & Briggs King made comments.

The roll call on **SB 109 w/SA 1** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, **SB 109 w/SA 1** was returned to the Senate.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought **SB 98 w/SA 1**, jointly sponsored by Senator Bushweller & Senators Blevins, Hall-Long, Ennis & Sorenson & Representatives Kowalko, Mitchell & Scott, before the House for consideration.

**SB 98** - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND THE REQUIREMENT OF COVERAGE FOR CERTAIN IMMUNIZATIONS AND PREVENTIVE SERVICES.

Representatives B. Short, Lavelle & Hudson made comments.

The roll call on **SB 98 w/SA 1** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 98 w/SA 1** was returned to the Senate.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson moved to suspend the rules which interfere with action on **SB 139 w/SA 1**. The motion was seconded by Representative Mulrooney and adopted by voice vote.

Representative J. Johnson brought **SB 139 w/SA 1**, jointly sponsored by Senator McBride & Senator Bunting & Representatives Miro, Mitchell & Ramone, before the House for consideration.

**SB 139** - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PAWNBROKERS, SECONDHAND DEALERS AND SCRAP METAL PROCESSORS. (3/5 bill)

Representatives J. Johnson & Wilson made comments. Representative J. Johnson requested and was granted privilege of the floor for Sergeant Calhoun, representing the New Castle County Police Department. Representatives Peterman, Carson, Mitchell, Briggs King, Manolakos, Brady, J. Johnson, Willis, B. Short & Lavelle made comments. Representative Lavelle requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives Lavelle & J. Johnson made comments.

Representative J. Johnson moved to place **SB 139 w/SA 1** on the Speaker's Table. The motion was seconded by Representative Mulrooney and adopted by voice vote.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with action on **HB 217**. The motion was seconded by Representative Keeley and adopted by voice vote.

Representative D.P. Williams brought **HB 217**, jointly sponsored by Senator McDowell & Representatives Bennett, Brady, George, J. Johnson, Kowalko, Miro, Mitchell, Osienski, Scott & Schwartzkopf & Senators Bushweller, Ennis, Henry & Sokola, before the House for consideration.

**HB 217** - AN ACT TO AMEND TITLE 11 AND TITLE 29 OF THE DELAWARE CODE TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS AND CHANGE ACTUARIAL ASSUMPTIONS IN THE JUDICIAL, STATE POLICE AND STATE EMPLOYEE PENSION PLANS. (F/N)

Representative D.P. Williams made comments. Representative D.P. Williams requested and was granted privilege of the floor for David Craik, Pension Administrator, Delaware Public Employees’ Retirement System. Representative Mitchell made comments.

The roll call on **HB 217** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **HB 217** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques moved to suspend the rules which interfere with action on **HB 196**. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Jaques brought **HB 196**, jointly sponsored by Senator Katz, before the House for consideration.

**HB 196** - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF VOTERS AND TO POLLING PLACES.

Representatives Jaques & Hudson made comments.

The roll call on **HB 196** was taken and revealed:

YES: 38.

NO: Representatives Hudson, Manolakos & D. Short - 3.

Therefore, having received a constitutional majority, **HB 196** was sent to the Senate for concurrence.

Representative Schwartzkopf moved to suspend the rules which interfere with introduction of and action on **HJR 7**. The motion was seconded by Representative Mitchell and adopted by voice vote.

**HJR 7 - ESTABLISHING A STUDY GROUP TO ASSESS CHILD MENTAL HEALTH NEEDS IN KENT AND SUSSEX COUNTIES.**

Representative Schwartzkopf made comments.

The roll call on **HJR 7** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **HJR 7** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with action on **HB 195**.

The motion was seconded by Representative Scott and adopted by voice vote.


Representatives D.P. Williams & Lavelle made comments. Representative D.P. Williams requested and was granted privilege of the floor for Russell Larson, Controller General. Representatives Lavelle & Kowalko made comments. Representative George rose on a point of order. Mr. Speaker Gilligan did not concur. Representatives Briggs King, Keeley & J. Johnson made comments.

The roll call on **HB 195** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least three-fourths Members of the House, **HB 195** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short moved to suspend the rules which interfere with action on **SB 146 w/SA 1**.

The motion was seconded by Representative Carson and adopted by voice vote.

Representative B. Short brought **SB 146 w/SA 1**, jointly sponsored by Senator Blevins & Senator Simpson & Representatives Gilligan, Hocker & D. Short, before the House for consideration.

**SB 146 - AN ACT TO AMEND TITLES 18 AND 29 RELATING TO NOT FOR PROFIT HEALTH CARE CONVERSIONS.**

Representative B. Short made comments. Representative Willis announced that he will not be voting on **SB 146 w/SA 1** because of a possible conflict of interest. Representatives D.P. Williams, Kowalko, B. Short, Lavelle & Jaques made comments.

The roll call on **SB 146 w/SA 1** was taken and revealed:

YES: 34.

NO: Representatives Bolden, Jaques, J. Johnson, Kowalko & D.P. Williams - 5.

NOT VOTING: Representatives Briggs King & Willis - 2.

Therefore, having received a constitutional majority, **SB 146 w/SA 1** was returned to the Senate.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson moved to lift **SB 139 w/SA 1** from the Speaker’s Table. The motion was seconded by Representative Brady and adopted by voice vote.

Representative J. Johnson brought **SB 139 w/SA 1**, jointly sponsored by Senator McBride & Senator Bunting & Representatives Miro, Mitchell & Ramone, before the House for consideration.

**SB 139 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PAWN BROKERS, SECON DHAND DEALERS AND SCRAP METAL PROCESSORS.** (3/5 bill)

Representative J. Johnson introduced and brought **HA 1 to SB 139** before the House for consideration. Representative J. Johnson made comments. **HA 1** was adopted by voice vote. Representative Wilson announced that he will not be voting on **SB 139 w/SA 1 & HA 1** because of a possible conflict of interest.

The roll call on **SB 139 w/SA 1 & HA 1** was taken and revealed:

YES: 35.

NO: Representatives Briggs King, Hocker, Kenton, Outten & Peterman - 5.

NOT VOTING: Representative Wilson - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, **SB 139 w/SA 1 & HA 1** was returned to the Senate.

The Chief Clerk read the following committee reports into the record:

**PUBLIC SAFETY & HOMELAND SECURITY: SB 113 - 8M.**

**JUDICIARY: SS 1 for SB 29 w/SA 1 & SA 3 - 5M,1U.**
The Majority Leader moved to recess to the call of the Chair at 7:44 p.m.
Mr. Speaker Gilligan called the House to order at 4:01 p.m. on June 30, 2011.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed HB 172, HS 1 for HB 33, HB 163 & HB 50 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 205, HB 135, HB 134, HB 165 & HB 187 w/HA 1 & SA 1 and is returning the same to the House.
The Majority Leader moved to adjourn at 4:02 p.m., thereby ending the current legislative day. The House reconvened at 4:04 p.m.

44th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Session
June 30, 2011

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Ruth Briggs King, Thirty-seventh Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:


HB 226 - KOWALKO & SENATOR BUNTING - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 31 of the Delaware Code Relating to Child Care Facilities.

HA 1 to HB 96 - JAQUES - Placed with the Bill.

HA 1 to HB 212 - BENNETT & REPRESENTATIVE SCOTT & REPRESENTATIVE VIOLA - Placed with the Bill.


SB 65 w/SA 1 - BLEVINS & REPRESENTATIVE KEELEY & REPRESENTATIVE J. JOHNSON; SENATORS HENRY, MARSHALL, MCBRIDE; REPRESENTATIVES ATKINS, BRADY, GEORGE - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Nuisance Abatement.


SB 138 w/SA 1 - VENABLES & SENATOR BUNTING & REPRESENTATIVE HOCKER; SENATOR BOOTH; REPRESENTATIVES CARSON, KENTON, WILSON - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 Relating to Comprehensive Land Plans.

SB 144 w/SA 1 - BUNTING & REPRESENTATIVE ATKINS - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Pawnbrokers, Secondhand Dealers and Scrap Metal Processors.

SB 148 - ENNIS & SENATOR HALL-LONG & REPRESENTATIVE Q. JOHNSON & REPRESENTATIVE WALKER - HOUSE ADMINISTRATION - An Act to Authorize and Approve the Transfer of Certain Real Property Interests in the Town of Middletown, New Castle County, to the Town of Middletown. (3/4 bill)


SB 152 - ENNIS & REPRESENTATIVE D. SHORT; REPRESENTATIVE MITCHELL - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Driver Licenses.
SB 154 w/SA 1 & 2 - BUNTING & REPRESENTATIVE KOWALKO; SENATORS KATZ, MARSHALL, SIMPSON; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Real Estate Brokers and Real Estate Salespersons.


HA 1 to SB 135 - B. SHORT - Placed with the Bill.

SJR 7 - BUSHWELLER & SENATOR ENNIS; REPRESENTATIVES CARSON, SCOTT - HOUSE ADMINISTRATION - Urging All Delawareans to Honor the Memory and Momentious Achievements of Major Allen McLane, an Often Overlooked Delaware Revolutionary War Hero, With an Appropriate Memorial.

Representative Schwartzkopf deferred to Representative Willis. Representative Willis requested and was granted privilege of the floor to present a House Tribute to Ruth Ann Melson, Legislative Librarian, on the occasion of her retirement. Ms. Melson addressed the House. Representative George made comments.

Representative Schwartzkopf deferred to Representative George.

Representative George introduced and brought HR 24 before the House for consideration.

HR 24 - AN ACT PROCLAIMING OCTOBER 16-22, 2011 AS "MEDIATION WEEK".

Representative George made comments. HR 24 was adopted by voice vote.

Mr. Speaker Gilligan reassigned HB 221 & HB 222 to the House Administration committee.

Representative Schwartzkopf requested that HB 212, SB 102 & SB 104 be removed from Consent Agenda G.

Representatives Heffernan, D.P. Williams, Scott, Hocker, Hudson & Carson requested that they be marked present.

Representative Schwartzkopf deferred to Representative Walker.

Representative Walker brought SB 112 w/SA 1, jointly sponsored by Senator Hall-Long & Representative Q. Johnson & Senators Sokola, Cloutier & Ennis & Representatives Keeley & J. Johnson, before the House for consideration.

SB 112 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SUPPORTIVE INSTRUCTION.

Representative Walker made comments. Representative Walker brought HA 1 to SB 112 before the House for consideration. HA 1 was adopted by voice vote. Representative Walker made comments.

The roll call on SB 112 w/SA 1 & HA 1 was taken and revealed:

YES: 39.
ABSENT: Representatives Atkins & Miro - 2.

Therefore, having received a constitutional majority, SB 112 w/SA 1 & HA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Walker.

Representative Walker brought SB 111 w/SA 1, jointly sponsored by Senator Hall-Long & Senator Booth & Representative Lee & Senators Henry, Blevins, Sokola, Ennis, Sorenson, Simpson, Katz & Bushweller & Representatives Ramone, Bennett, Jaques, B. Short, Mitchell, Briggs King, Hudson, Viola, Manolakos, Osienksi & Heffernan, before the House for consideration.

SB 111 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE DELAWARE INTERSCHOLASTIC ATHLETICS ASSOCIATION.

Representatives Walker & Lee made comments.

The roll call on SB 111 w/SA 1 was taken and revealed:

YES: 38.
ABSENT: Representatives Atkins, Manolakos & Miro - 3.

Therefore, having received a constitutional majority, SB 111 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson introduced HB 227, jointly sponsored by Representative Longhurst & Senator Bushweller & Representative Jaques.

HB 227 - AN ACT TO AMEND TITLE 9, TITLE 22 AND TITLE 31 RELATING TO HOUSING.

Mr. Speaker Gilligan assigned HB 227 to the Housing & Community Affairs Committee.

Representative Schwartzkopf moved to suspend the rules which interfere with action on SB 108. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Schwartzkopf brought SB 108, jointly sponsored by Senator DeLuca & Representative Gilligan & Senators Bushweller, Henry & Ennis & Representatives Carson, Mitchell & Mulrooney, before the House for consideration.

SB 108 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION AND PAYMENTS FOR INJURIES OR DEATH AND INCIDENTAL BENEFITS.
Representative Schwartzkopf made comments. Representative Schwartzkopf requested and was granted privilege of the floor for John McMahon, Secretary, Department of Labor. Representatives B. Short & Briggs King made comments. Mr. McMahon deferred to John Kirk, Deputy Director for Workers Compensation. Representatives Briggs King & J. Johnson made comments.

The roll call on **SB 108** was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, **SB 108** was returned to the Senate.

Representatives Miro & Atkins requested that they be marked present during the roll call. Mr. Speaker Gilligan introduced guests. Representative Mulrooney made a comment.

Representative Schwartzkopf deferred to Representative Mulrooney.

Representative Mulrooney brought **HB 95 w/SA 1**, jointly sponsored by Senator McBride & Representatives Bennett, Brady, Kowalko, Osienski & Senators DeLuca, Ennis & Lawson, before the House for concurrence on **SA 1**.

**HB 95** - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTORCYCLES.

Representative Mulrooney made comments.

The roll call on **HB 95 w/SA 1** was taken and revealed:

YES: 28.
NO: Representatives Heffeman, Hocker, Kenton, Lavelle, Miro, Peterman, Schooley, Schwartzkopf, Scott, D.P. Williams & Wilson - 11.

NOT VOTING: Representatives Manolakos & D. Short - 2.
Therefore, having received a constitutional majority, **HB 95 w/SA 1** was sent to the Governor.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought **SB 104**, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 104** - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO SELLER FINANCING FOR CONSUMER PURPOSE PROPERTIES.

Representative B. Short made comments. Representative George announced that she will not be voting on **SB 104** because of a possible conflict of interest.

The roll call on **SB 104** was taken and revealed:

YES: 40.
NO: Representative George - 1.
Therefore, having received a constitutional majority, **SB 104** was returned to the Senate.

Representative Schwartzkopf requested that **SB 154 & SB 96** be removed from **Consent Agenda H** and that **SB 18** be removed from **Consent Agenda H**.

The Majority Leader moved to recess to the call of the Chair at 4:49 p.m.
The House reconvened at 8:15 p.m.

Representative Schwartzkopf made an announcement.

Representative Schwartzkopf introduced **HB 228**, jointly sponsored by Senator Bunting & Representative Longhurst & Senator Simpson.

**HB 228** - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE STANDARD USED FOR COST RECOVERY FOR PUBLIC UTILITIES IN PROCEEDINGS INVOLVING A CHANGE IN RATES.

Representative Schwartzkopf made an announcement.

Mr. Speaker Gilligan assigned **HB 228** to the Transportation/Land Use & Infrastructure Committee.

Representative Schwartzkopf brought **Consent Agenda G** before the House for consideration.

**HB 208** - J. JOHNSON & REPRESENTATIVE D.P. WILLIAMS & REPRESENTATIVE KEELEY & SENATOR ENNIS & SENATOR HENRY & REPRESENTATIVES BARBIERI, BENNETT, BOLDEN, BRADY, BRIGGS KING, GEORGE, GILLIGAN, HOCKER, JAQUES, KENTON, KOWALKO, LONGHURST, MITCHELL, OUTTEN, SCHOOLEY, B. SHORT, VIOLA, WALKER & WILSON & SENATORS BOOTH, BUSHWELLER, HALL-LONG, MARSHALL, PETERSON & SORENSON - An Act to Rename the Women’s Treatment Center in Honor of Hazel D. Plant.


**SB 103** - MCBRIDE & REPRESENTATIVE Q. JOHNSON & SENATORS CONNOR, ENNIS, SIMPSON & VENABLES & REPRESENTATIVES CARSON, HOCKER, KENTON, MULROONEY, OUTTEN & WILSON - An Act to Amend Titles 7 And 29 of the Delaware Code Relating to Programs of the Department of Natural Resources and Environmental Control.

The roll call on **Consent Agenda G** was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, **HB 208** was sent to the Senate for concurrence and **SB 87 & SB 103** were returned to the Senate.
Representative Schwartzkopf brought Consent Agenda H, which requires a three-fourths vote, before the House for consideration.


**SB 142 - HALL-LONG & REPRESENTATIVE WALKER & SENATOR BUNTING & REPRESENTATIVE KOWALKO** - An Act to Amend Title 29 of the Delaware Code Related to Civil Administrative Procedures.


The roll call on Consent Agenda H was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least three-fourths Members of the House, SB 114, SB 148, SB 136, SB 142 & SJR 7 were returned to the Senate.

Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson brought HB 187 w/HA 1 & SA 1, jointly sponsored by Senator Hall-Long & Representatives Atkins, Bennett, Briggs King, Carson, Kenton, Kowalko, Mitchell, Outten, Schooley, B. Short, Walker & Wilson & cosponsored by Representative Peterman, before the House for concurrence on SA 1.

**HB 187 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO ROADSIDE STANDS.**

Representative Q. Johnson made comments. Representative Atkins announced that he will not be voting on HB 187 w/HA 1 & SA 1 because of a possible conflict of interest.

The roll call on HB 187 w/HA 1 & SA 1 was taken and revealed:

YES: 39.

NOT VOTING: Representatives Atkins & Ramone - 2.

Therefore, having received a constitutional majority, HB 187 w/HA 1 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought SS 1 for SB 29 w/SA 1 & SA 3, jointly sponsored by Senator Henry & Senator Marshall & Senator Sokola & Representatives Bolden, Heffernan, Jaques, Keeley, Longhurst, Schooley, Schwartzkopf, Scott, D.E. Williams & D.P. Williams, before the House for consideration.

**SS 1 FOR SB 29 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE POSSESSION OF DEADLY WEAPONS BY PERSONS PROHIBITED.**

Representatives Barbieri & Blakey made comments. Representative Barbieri requested and was granted privilege of the floor for Mike Barlow, Chief Counsel, Officer of the Governor. Representatives Blakey, Briggs King, Ramone, Schwartzkopf & D.P. Williams made comments.

The roll call on SS 1 for SB 29 w/SA 1 & SA 3 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SS 1 for SB 29 w/SA 1 & SA 3 was returned to the Senate.

Representative Gilligan introduced guests. Representative Lavelle made comments. Representative Kenton requested and was granted personal privilege of the floor to introduce a guest. Representative Scott requested and was granted personal privilege of the floor to introduce guests. Representative Q. Johnson requested and was granted personal privilege of the floor to introduce guests. Representative Schooley introduced a guest. Representative Briggs King introduced guests. Representative Walker requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf made a comment and introduced a guest.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley moved to suspend the rules which interfere with action on SB 48 w/SA 2. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Keeley brought SB 48 w/SA 2, jointly sponsored by Senator Hall-Long & Representative Kowalko & Senators Blevins, Ennis, Henry, Sokola, Sorensen & Representatives Gilligan,
SB 48 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO DECEPTIVE FORECLOSURE PRACTICES

Representative Keeley made comments.

The roll call on SB 48 w/SA 2 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 48 w/SA 2 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought SB 113, jointly sponsored by Senator Bushweller & Representative Scott & Representatives D. Short & Wilson, before the House for consideration.

SB 113 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGULATION OF VEHICLE SPEEDS IN SCHOOL ZONES.

Representative Mitchell made comments.

The roll call on SB 113 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 113 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought SB 123 w/SA 1, jointly sponsored by Senator McBride, before the House for consideration.

SB 123 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONAL ENGINEERS.

Representative Kowalko made comments.

The roll call on SB 123 w/SA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, SB 123 w/SA 1 was returned to the Senate.

Representative J. Johnson requested and was granted personal privilege of the floor to introduce a guest. Mr. Speaker Gilligan requested that Representatives Longhurst, Schwartzkopf, Lavelle & Hocker join him at the podium to present a House Tribute to James L. Miller, News Journal reporter, on the occasion of his retirement. Representatives Schwartzkopf, Kowalko, Keeley, Blakey, Lavelle, Hocker & Longhurst made comments. Mr. Miller addressed the House. Representative J. Johnson made comments. Mr. Speaker Gilligan made a comment.

Representative Schwartzkopf deferred to Representative Heffernan.

Representative Heffernan brought HB 214 w/HA 1 & SA 1, jointly sponsored by Representatives Bennett, Carson, Hudson, Jaques, Kowalko, Q. Johnson, Keeley, Lavelle, Longhurst, Mitchell, Walker & Schwartzkopf & Senators Bushweller, McDowell & Sorenson & cosponsored by Representatives Brady, Hocker & J. Johnson, before the House for concurrence on SA 1.

HB 214 - AN ACT TO AMEND TITLES 1, 4, 6, 7, 10, 11, 12, 14, 16, 19, 20, 21, 25, 29, 30 AND 31 OF THE DELAWARE CODE RELATING TO THE REMOVAL OF INSENSITIVE AND OFFENSIVE LANGUAGE.

Representative Heffernan made comments.

The roll call on HB 214 w/HA 1 & SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 214 w/HA 1 & SA 1 was sent to the Governor.

Representative Q. Johnson made a comment regarding HB 214.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko moved to suspend the rules which interfere with action on SB 154 w/SA 1 & 2. The motion was seconded by Representative Barbieri and adopted by voice vote.


SB 154 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE BROKERS AND REAL ESTATE SALESPERSONS. (2/3 bill)

Representatives Kowalko & Lavelle made comments. Representative Briggs King announced that she will not be voting on SB 154 w/SA 1 & 2 because of a possible conflict of interest.

The roll call on SB 154 w/SA 1 & 2 was taken and revealed:
YES: 40.
NOT VOTING: Representative Briggs King - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 154 w/SA 1 & 2 was returned to the Senate.

Representative Schwartzkopf brought SB 18, jointly sponsored by Senator Blevins & Representative Gilligan & Senator Sokola, before the House for consideration.
SB 18 - AN ACT CONCURRING IN A PROPOSED AMENDMENT TO ARTICLE III OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED, RELATING TO CONFIRMATION OF OFFICERS APPOINTED BY THE GOVERNOR. (2/3 bill)
Representative Schwartzkopf made comments.
The roll call on SB 18 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 18 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Walker.
Representative Walker brought SB 134 w/SA 1, jointly sponsored by Senator Bushweller & Representative B. Short & Representative Barbieri, before the House for consideration.
SB 134 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE.
Representative Walker moved to suspend the rules which interfere with action on SB 134 w/SA 1.
The motion was seconded by Representative Mulrooney and adopted by voice vote. Representative Walker made comments.
The roll call on SB 134 w/SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 134 w/SA 1 was returned to the Senate.
Representatives Lavelle & Schwartzkopf made comments.
The Majority Leader moved to recess to the call of the Chair at 9:39 p.m.
The House reconvened at 10:28 p.m.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SJR 8 w/SA 1 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed HB 169 w/HA 1, HB 214 w/HA 1 & SA 1, HB 74, HB 168 w/HA 1, HA 2, HA 1 to HA 2 & HA 3 and is returning the same to the House. The Senate wishes to inform the House that it has passed HS 1 for HB 210 w/HA 1, HB 128 & HB 129 and is returning the same to the House.
Representative Schwartzkopf deferred to Representative Hocker.
Representative Hocker made comments.
The roll call on SB 138 w/SA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Keeley - 1.
Therefore, having received a constitutional majority, SB 138 w/SA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Atkins.
The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Atkins brought SB 144 w/SA 1, jointly sponsored by Senator Bunting, before the House for consideration.
SB 144 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PAWNBROKERS, SECONDHAND DEALERS AND SCRAP METAL PROCESSORS.
Representatives Atkins & Wilson made comments. Representative Atkins requested and was granted privilege of the floor for William G. Bush IV, Majority House Attorney. Representative Atkins requested and was granted privilege of the floor for Elizabeth Olsen, Deputy Secretary, Department of Safety and Homeland Security. Representatives Wilson, Miro, Briggs King & Atkins made comments.
The roll call on SB 144 w/SA 1 was taken and revealed:
YES: 40.
NOT VOTING: Representative Wilson - 1.
Therefore, having received a constitutional majority, SB 144 w/SA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short.
Representative Atkins moved to suspend the rules which interfere with action on SB 135 w/SA 1.
The motion was seconded by Representative Mitchell and adopted by voice vote.
Representative B. Short brought SB 135 w/SA 1, jointly sponsored by Senator Bushweller, before the House for consideration.
SB 135 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SCHOOL BASED HEALTH CENTERS AND INSURANCE.
Representative B. Short brought HA 1 to SB 135 before the House for consideration.
Representatives B. Short, Ramone, Miro & Barbieri made comments. Representative B. Short requested and was granted privilege of the floor for Alisa Olshefsky, representing the Division of Public Health.
Representative Miro made comments. Representative B. Short rose on a point of order. Mr. Speaker Gilligan concurred. HA 1 was adopted by voice vote. Representative Hocker introduced and brought HA 2 to SB 135 before the House for consideration. Representatives Hocker & B. Short made comments. Representative Hocker requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representative B. Short, Kowalko, Barbieri, Carson & Lavelle made comments. Representative Ramone made comments. Representative B. Short requested and was granted privilege of the floor for Deborah Gottshalk, Chief Policy Advisor, Department of Health and Social Services. Representatives B. Short, Schooley, Willis, Kowalko, D. Short, J. Johnson, Barbieri, Miro & Carson made comments. Representative B. Short moved to place SB 135 w/SA 1 & HA 1 on the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Hocker moved to place HA 2 on the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

The Majority Leader moved to adjourn the First Session of the 146th General Assembly at 11:51 p.m.

Mr. Speaker Gilligan called the House to order at 12:01 a.m. on July 1, 2011.

The Reading Clerk read the following communication into the record:

Pursuant to the provisions of Article II, Section 4 of the Constitution of the State of Delaware of 1897, as amended, we hereby declare the 146th General Assembly of the State of Delaware in Special Session.

Matthew Denn, Lieutenant Governor
and President of the Senate

Robert F. Gilligan
Speaker of the House of Representatives

1st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Special Session

July 1, 2011

The Chief Clerk called the roll.

Members Present: 41.

A prayer was offered by Representative Clifford G. Lee, Fortieth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.

Mr. Speaker Gilligan announced that the minutes of the previous legislative day are available in the Office of the Chief Clerk.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed HB 195 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 217, HB 190, HB 182 w/HA 1, HB 121, HB 114, HS 1 for HB 88, HB 177 w/HA 1 & 3, HB 139 & HS 1 for HB 158 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 130 and requests the concurrence of the House.

Representative Schwartzkopf moved to suspend the rules which interfere with action on SB 91. The motion was seconded by Representative D.P. Williams and adopted by voice vote.

Representative Schwartzkopf brought SB 91, jointly sponsored by Senator DeLuca & Representative Gilligan & Senators Blevins, Bushweller, Henry, Katz & Sorenson & Representatives Bennett, Carson, George, Hudson, Q. Johnson, Kowalko, Lavelle, Mulrooney & D. Short, before the House for consideration.

SB 91 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO THE BANK FRANCHISE TAX. (F/N)

Representative Schwartzkopf made comments. The roll call on SB 91 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SB 91 was returned to the Senate.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with introduction of and action on HJR 8. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative D.P. Williams introduced and brought HJR 8, jointly sponsored by Senator McDowell & Representatives George, J. Johnson, Mitchell, Briggs King & Miro & Senators Bushweller, Ennis, McBride, Cloutier & Connor, before the House for consideration.

HJR 8 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012

The roll call on HJR 8 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HJR 8 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Keeley. Representative Keeley moved to suspend the rules which interfere with introduction of and action on SB 130. The motion was seconded by Representative Barbieri and adopted by voice vote. Representative Keeley introduced and brought SB 130, jointly sponsored by Senator Venables & Senators Bunting, Hall-Long, Sokola, Booth & Sorenson & Senators Mulrooney, Schooley, Viola, Hudson & Lee, before the House for consideration.

SB 130 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DEAUTHORIZING AND REAUTHORIZING CERTAIN FUNDS OF THE TRANSPORTATION TRUST FUND; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; DIRECTING THE DEPOSIT OF CERTAIN FUNDS TO THE GENERAL FUND; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE. (3/4 bill)

The Reading Clerk read the following into the record:

**DEBT LIMIT STATEMENT FOR FISCAL YEAR 2012**

This Debt Limit Statement is to be attached to the Fiscal Year 2012 Bond and Capital Improvement Act as required by 29 Del. C. §7422.

1. **Estimated Net General Fund revenue** for the Fiscal year ending June 30, 2012 as per the Joint resolution of the House and Senate which will be signed by the Governor in connection with the adoption of the annual Budget Appropriation Bill for that fiscal year. $3,422.9 million

   Multiply by 5%.
   \[
   \times \frac{0.5}{0.5}
   \]

2. Maximum aggregate principal amount of tax-supported obligations which may be authorized by the State in the fiscal year ending June 30, 2010. $171.1 million

3. Less: Aggregate principal amount of previously authorized tax-supported obligations subject to debt limit. $0 million

4. **AVAILABLE DEBT LIMIT** prior to appended legislation (Line 3 minus Line 4). $171.1 million

5. Less: Aggregate principal amount of new tax-supported obligations subject to debt limit to be authorized pursuant to appended legislation. $0 million

6. **REMAINING DEBT LIMIT** (Line 5 minus Line 6). $171.1 million

Thomas J. Cook
June 28, 2011

Representatives Keeley & Lavelle made comments. Representative Keeley requested and was granted privilege of the floor for Ann Visalli, Director, Office of Management and Budget. Representative Lavelle made comments.

The roll call on SB 130 was taken and revealed:

YES: 35.

Therefore, having received a constitutional majority of at least three-fourths Members of the House, SB 130 was returned to the Senate. Representative Mitchell moved to suspend the rules which interfere with action on SB 155. The motion was seconded by Representative Carson and adopted by voice vote. Representative Mitchell brought SB 155, jointly sponsored by Senator Marshall, before the House for consideration.

SB 155 - AN ACT TO AMEND TITLES 11, 16, 18 AND 29 OF THE DELAWARE CODE RELATING TO THE OFFICE OF NARCOTICS AND DANGEROUS DRUGS AND THE DELAWARE STATE POLICE DRUG DIVERSION UNIT.

Representative Mitchell made comments.

The roll call on SB 155 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SB 155 was returned to the Senate.
Representative Wilson requested and was granted personal privilege of the floor to introduce a guest. Representative Ramone requested and was granted personal privilege of the floor to introduce a guest. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques moved to suspend the rules which interfere with action on SB 150. The motion was seconded by Representative Brady and adopted by voice vote. Representative Jaques brought SB 150, jointly sponsored by Senator Katz, before the House for consideration.

SB 150 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE DISCLOSURE OF MOTOR VEHICLE RECORDS.

Representatives Jaques & Lavelle made comments. Representative Jaques requested and was granted privilege of the floor for Elaine Manlove, Commissioner of Elections. The roll call on SB 150 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, SB 150 was returned to the Senate.

Representative Schwartzkopf deferred to Representative George. Representative George introduced HB 229, jointly sponsored by Senator Blevins.

HB 229 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ABANDONED OR UNCLAIMED PROPERTY.

Mr. Speaker Gilligan assigned HB 229 to the Judiciary Committee. Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short introduced HR 25, jointly sponsored by Representatives Lavelle, Hudson, Kenton, Manolakos, Peterman, Wilson & Keeley.

HR 25 - ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE OF MANUFACTURED HOUSING DELINQUENT TAXES.

Mr. Speaker Gilligan assigned HR 25 to the House Administration Committee. Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short brought HB 161 w/SA 1, jointly sponsored by Senator Bushwell & Representatives George, Heffernan, Jaques, Mitchell, Viola, Walker & Wilson & Senators Sokola & Venables, before the House for concurrence on SA 1.

HB 161 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE PROHIBITION OF THE DENIAL OF COVERAGE FOR PRE-EXISTING CONDITIONS IN CHILDREN UNDER THE AGE OF NINETEEN.

Representative B. Short made comments. The roll call on HB 161 w/SA 1 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HB 161 w/SA 1 was sent to the Governor.

Mr. Speaker Gilligan invited Representatives Schwartzkopf & Longhurst to join him at the podium to present a House Tribute to Erik Schramm, Majority Chief of Staff, on the occasion of his resignation. Representatives Schwartzkopf, Longhurst & Jaques made comments. Mr. Schramm addressed the House. Mr. Speaker Gilligan made comments.

Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri brought SB 102, jointly sponsored by Senator Henry & Senators Ennis, Hall-Long, Sorenson & Venables & Representatives Bennett, Gilligan, Heffernan, Hudson, B. Short & Viola, before the House for consideration.

SB 102 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE LONG-TERM CARE OMBUDSMAN.

Representative Barbieri made comments. The roll call on SB 102 was taken and revealed:

YES: 39.
ABSENT: Representatives Manolakos & D.P. Williams - 2.
Therefore, having received a constitutional majority, SB 102 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Bolden. Representative Bolden moved to suspend the rules which interfere with action on SB 140 w/SA 1. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Bolden brought SB 140 w/SA 1, jointly sponsored by Senator Henry & Representative Bennett & Senator Ennis & Representative Keeley, before the House for consideration.

SB 140 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE EMPLOYEES PENSION PLAN AND WAIVER OF BENEFITS.

Representatives Bolden & Lavelle made comments. The roll call on SB 140 w/SA 1 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, SB 140 w/SA 1 was returned to the Senate. Representative Schwartzkopf deferred to Representative Scott.
Representative Scott moved to suspend the rules which interfere with action on SB 25 w/SA 1 & 2. The motion was seconded by Representative Barbieri and adopted by voice vote.

Representative Scott brought SB 25 w/SA 1 & 2, jointly sponsored by Senator Marshall & Senators Henry & McDowell & Representatives Bolden & Brady, before the House for consideration.

SB 25 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO GUN SAFETY. (F/N)

Representatives Scott, Carson, D.P. Williams & Mitchell made comments.

The motion was seconded by Representative Barbieri and adopted by voice vote.

Representative Scott brought SB 25 w/SA 1 & 2, jointly sponsored by Senator Marshall & Senators Henry & McDowell & Representatives Bolden & Brady, before the House for consideration.

SB 25 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO GUN SAFETY. (F/N)

Representatives Scott, Carson, D.P. Williams & Mitchell made comments.

The roll call on SB 25 w/SA 1 & 2 was taken and revealed:

YES: 21.


NOT VOTING: Representative Blakey - 1.

Therefore, having received a constitutional majority, SB 25 w/SA 1 & 2 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought SB 65 w/SA 1, jointly sponsored by Senator Blevins & Representative J. Johnson & Senators Henry, Marshall & McBride & Representatives Atkins, Brady & George, before the House for consideration.

SB 65 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO NUISANCE ABATEMENT.

Representatives Keeley & Lavelle made comments.

The roll call on SB 65 w/SA 1 was taken and revealed:

YES: 26.


Therefore, having received a constitutional majority, the motion was adopted and the rules were suspended.

Representative Keeley brought SB 65 w/SA 1, jointly sponsored by Senator Blevins & Representative J. Johnson & Senators Henry, Marshall & McBride & Representatives Atkins, Brady & George, before the House for consideration.

SB 65 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO NUISANCE ABATEMENT.

Representatives Keeley & Lavelle made comments.

The roll call on SB 65 w/SA 1 was taken and revealed:

YES: 26.


Therefore, having received a constitutional majority, the motion was returned to the Senate.

Representative Schwartzkopf made an announcement.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed HB 161 w/SA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 115, HB 186, HB 155, HB 151, HB 213, HCR 21, HCR 22 & HCR 24 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 153, HB 160 w/HA 1, HB 138, HB 188 & HB 175 is returning the same to the House.


HJR 7 - ESTABLISHING A STUDY GROUP TO ASSESS CHILD MENTAL HEALTH NEEDS IN KENT AND SUSSEX COUNTIES.

The roll call on HJR 7 w/SA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Longhurst - 1.

Therefore, having received a constitutional majority, HJR 7 w/SA 1 was sent to the Governor.

The Majority Leader moved to recess to the call of the Chair at 1:27 a.m.

The House reconvened at 1:30 a.m.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri moved to suspend the rules which interfere with action on SB 137 w/SA 1.

The motion was seconded by Representative Brady.

Representative Barbieri made comments.

The roll call on the motion was taken and revealed:

YES: 25.


ABSENT: Representative Schooley - 1.

Therefore, having received a constitutional majority, the motion was adopted and the rules were
Representative Barbieri brought SB 137 w/SA 1, jointly sponsored by Senator Henry & Senators Blevins, Hall-Long & Peterson & Representatives Q. Johnson, Keeley, D.E. Williams & Bolden, before the House for consideration.

SB 137 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO COST-SHARING, DEDUCTIBLE OR CO-INSURANCE FOR TIER IV OR SPECIALTY TIER PRESCRIPTION DRUGS.

Representative Barbieri made comments.

The roll call on SB 137 w/SA 1 was taken and revealed:

YES: 28.
Therefore, having received a constitutional majority, SB 137 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought SB 81 w/SA 1, jointly sponsored by Senator DeLuca & Representative Hudson & Senators Blevins, Bonini & Hall-Long & Representatives Bennett, George, Keeley & Willis, before the House for consideration.

SB 81 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO THE SALE OF DISABLED PERSON'S REAL ESTATE.

Representative B. Short made comments.

The roll call on SB 81 w/SA 1 was taken and revealed:

YES: 40.
NO: Representative Jaques - 1.
Therefore, having received a constitutional majority, SB 81 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Miro requested and was granted personal privilege of the floor to make comments.

The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed HB 197 w/SA 1 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed HB 174 w/HA 1, HB 150 w/HA 1, HB 173 w/HA 1, HB 208, HB 92, HB 42 w/HA 2 & HJR 8 and is returning the same to the House.

Representative Longhurst brought HB 197 w/SA 1, jointly sponsored by Senator McBride & Representatives Lavelle, Mitchell, Schwartzkopf, Walker, J. Johnson & D.E. Williams & Senators Sokola & Connor, before the House for concurrence on SA 1.

HB 197 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMUNITY ENVIRONMENTAL PROJECT FUND.

Representative Longhurst made comments.

The roll call on HB 197 w/SA 1 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HB 197 w/SA 1 was sent to the Governor.

The Majority Leader moved to recess to the call of the Chair at 1:48 a.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 10, 2012.

The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has defeated HB 35 w/HA 1 & HA 1 & SA 1. The Senate wishes to inform the House that it has passed HB 59 w/HA 1 & HS 1 for HB 143 and is returning the same to the House.

Representative Bennett introduced the Holy Cross Crusader Choir which performed “The Star-Spangled Banner” and “America the Beautiful.” Choir members stated their names for the record.

Representative Longhurst made comments.

The roll call on HB 197 w/SA 1 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HB 197 w/SA 1 was sent to the Governor.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following out-of-session prefilled legislation was introduced:

**January 5, 2012**


**HB 231** - KOWALKO & REPRESENTATIVE KEELEY & SENATOR BUNTING; REPRESENTATIVES BENNETT, JAQUES, MITCHELL, OSIENSKI, B. SHORT, WALKER; SENATORS HALL-LONG, HENRY - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to the Residential Mortgage Foreclosure Mediation Program.

**HB 232** - KEELEY & SENATOR HENRY; REPRESENTATIVES BENNETT, HUDSON, JAQUES, RAMONE, D. SHORT; SENATOR BUNTING - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Laws Regulating the Conduct of Officers and Employees of the State.

**HB 233** - KEELEY & SENATOR HENRY; REPRESENTATIVES BENNETT, HUDSON, KOWALKO, MITCHELL, PETERMAN, D. SHORT, WALKER; SENATOR BUNTING - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Registration of Lobbyists.


**HB 236** - KEELEY & REPRESENTATIVE BOLDEN & SENATOR HENRY - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 29 of the Delaware Code Relating to Alcoholic Liquors. (3/5 bill)

The following prefilled legislation was introduced:


**HB 238** - SCOTT & SENATOR BUSHWELLER; REPRESENTATIVES BARBIERI, BOLDEN, HOCKER, HUDSON, KEELEY, KENTON, MIRO, OSIENSKI, PETERMAN, VIOLA, WALKER; SENATORS ENNIS, HALL-LONG, SOKOLA, SORENSON - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Division of Professional Regulation and to Licenses and Permits for Military Spouses.

The Reading Clerk read the following communications into the record:

**MEMORANDUM**

TO: Speaker Robert F. Gilligan
FROM: Rep. Darryl M. Scott
DATE: January 10, 2012
SUBJECT: Absence from Session

Please be advised that I will be absent from session on Tuesday, January 10, 2012 due to personal business. Thank you for your understanding.

July 5, 2011

**LEGISLATIVE ADVISORY #7**

Governor Jack A. Markell signed the following legislation on the date indicated:

- **SB 53 aab SA 1 & SB 54 aab SA 1; 6/23/11 - HB 98; 6/28/11 - HB 141, HB 30, HB 77, HB 106, HB 105, HB 104 aab SA 1, HB 90 aab SA 1; 6/29/11 - SB 67; 6/30/11 - SB 70 aab SA 1; 7/1/11 - HB 130, HB 122, SB 121, SB 91, HB 127 aab HA 1, HB 128, HB 129, HJR 5, HJR 8, SB 130, HB 195 & HB 190.**

July 5, 2011

TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES

OF THE 146TH GENERAL ASSEMBLY:

Pursuant to Article III, Section 18 of the Delaware Constitution, I am vetoing House Joint Resolution No. 6 by returning it with my objections to the House of Representatives without my signature.

House Joint Resolution No. 6 is an early version of the official general fund revenue estimate for fiscal year 2012. As you know, the General Assembly and my administration worked cooperatively during this legislative session to reduce taxes in several key areas:
• House Bill No. 127 reduced gross receipts taxes, easing the burden on small business and taking more than 330 small businesses off the gross receipts tax rolls entirely;
• House Bill No. 128 reduced the top marginal rate of the personal income tax to 6.75%;
• House Bill No. 129 reduced the public utility taxes and will promote investments in energy efficiency; and
• Senate Bill No. 91 reduced the alternative calculation of the bank franchise tax and created incentives for financial services companies to locate in Delaware, thereby helping to protect Delaware’s position in this important industry.

House Joint Resolution No. 6 was passed by both chambers before these important pieces of legislation became law. The resolution also does not take into account investments made by the General Assembly in the Bond and Capital Improvements Act. As a result of these omissions, House Joint Resolution No. 6 overstates estimated net general fund revenue. The correct general fund revenue estimate is contained in House Joint Resolution No. 8, which I signed on July 1, 2011. For that reason, I have concluded that it is necessary to veto House Joint Resolution No. 6 by returning it to the General Assembly without my signature.

Sincerely,
Jack A. Markell
Governor

July 7, 2011

LEGISLATIVE ADVISORY #8

Governor Jack A. Markell signed the following legislation on the date indicated: 7/5/11 - SB 116, HB 144, HB 133, HJCR 3, HB 157, SB 47, HB 132 aab HA 1, SB 125, SB 13 aab SA 4, HB 99, SB 122, SB 55, SB 63 aab SA 1 & HA 1, SB 68, SB 126 aab SA 1 & HB 38.

July 11, 2011

LEGISLATIVE ADVISORY #9

Governor Jack A. Markell signed the following legislation on the date indicated: 7/7/11 - HB 163, SB 76, SB 77, SB 95, SB 74, SB 124 aab SA 1 & HB 142; 7/8/11 - HB 165, SB 131 aab SA 1, SB 133, HB 92, HS 1 for HB 210 aab HA 1, SB 113 & SB 136 aab SA 1.

Representative Longhurst introduced and brought HR 15, jointly sponsored by Representative Lavelle & Representative Schwartzkopf, before the House for consideration.

HR 15 - RECOGNIZING THE CAI/EASTER SEALS VOLLEYBALL CHALLENGE.
WHEREAS, Easter Seals has been providing services and support to people with disabilities or special needs and their families for more than 60 years, whether those disabilities or needs occurred at birth or resulted from traumatic injury, disease, or the aging process; and
WHEREAS, Easter Seals Delaware and Maryland’s Eastern Shore supports thousands of children and adults each year through direct and indirect services such as physical, occupational and speech therapies, employment, and assistive technology; and
WHEREAS, since 2001, Easter Seals has raised more than $2.8 million through the Volleyball Challenge, providing much-needed funding for services for children and adults with disabilities; and
WHEREAS, Democratic and Republican legislators have competed against one another for the past six years to raise awareness and raise funds while engaging in a good-natured rivalry for a good cause; and
WHEREAS, the Legislative Cup series is tied after six years and this year’s match will be the tiebreaker; and
WHEREAS, the ratio of elected officials to staffers and advisors has declined precipitously on the Republican team in recent years;

NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that the CAI/Easter Seals Volleyball Challenge on March 9-11, 2012 receives appropriate recognition.
BE IT FURTHER RESOLVED that Democrats and Republicans agree to field more elected officials on the court than non-elected persons to uphold the integrity of this contest and ensure a fair outcome.
Representative Longhurst introduced guests and made comments. Representatives Lavelle & Schwartzkopf made comments.

HR 15 was adopted by voice vote.
The Reading Clerk read the following corrected communication into the record:

July 1, 2011

LEGISLATIVE ADVISORY #8

Governor Jack A. Markell vetoed the following legislation on the date indicated: 7/5/2011 - HJR 6.
Mr. Speaker Gilligan made an announcement. Representative Lavelle made an announcement. Representative Schwartzkopf made comments. The House observed a moment of silence in memory of Sister Dolores Ann Macklin at the request of Representative Keeley. Representative Schwartzkopf made comments. Representative Schwartzkopf deferred to Representative Brady. Representative Brady made an announcement. Representative Kowalko requested and was granted personal privilege of the floor to introduce a guest. Representative Willis made an announcement. Representative Jaques requested and was
granted personal privilege of the floor to introduce a guest. Representative Lee requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf made an announcement & comments. Representative Longhurst announced that January 8, 2012, was the seventieth birthday of Mr. Speaker Gilligan and that the year 2012 will be his fortieth year of service in the Delaware House of Representatives. Members and guests sang “Happy Birthday” to Mr. Speaker Gilligan who made comments. Representatives Lavelle & Schwartzkopf made comments.

The Majority Leader moved to recess to the call of the Chair at 2:40 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 11, 2012.
The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

2nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
January 11, 2012

The Chief Clerk called the roll:
Members Present: 36.
Members Absent: Representatives Atkins, Briggs King, Miro, Schwartzkopf & D.P. Williams - 5.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.

The Reading Clerk read the following communications into the record:

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-361</td>
<td>Outten</td>
<td>3/14/2011 M</td>
<td>Alfred Isaac Smith, Jr.</td>
<td></td>
</tr>
<tr>
<td>H146-364</td>
<td>Lee</td>
<td>4/2/2011 T</td>
<td>La Red Health Center - 10 Years</td>
<td></td>
</tr>
<tr>
<td>H146-365</td>
<td>Outten</td>
<td>3/27/2011 M</td>
<td>Leona Marie Cain</td>
<td></td>
</tr>
<tr>
<td>H146-366</td>
<td>Bennett</td>
<td>3/26/2011 M</td>
<td>Anne Elder Nutter</td>
<td></td>
</tr>
<tr>
<td>H146-367</td>
<td>Bennett</td>
<td>3/25/2011 M</td>
<td>Lida Spayd “Deedle” King</td>
<td></td>
</tr>
<tr>
<td>H146-368</td>
<td>Peterman</td>
<td>5/9/2011 T</td>
<td>Telford and Joan Rager - 50th Wedding Anniversary</td>
<td></td>
</tr>
<tr>
<td>H146-376</td>
<td>Walker</td>
<td>4/9/2011 T</td>
<td>Anthony P. Roberts Memorial Dedication</td>
<td></td>
</tr>
<tr>
<td>H146-378</td>
<td>Kenton</td>
<td>3/24/2011 T</td>
<td>Cecil &amp; Clara Maloney - 60th Wedding Anniversary</td>
<td></td>
</tr>
</tbody>
</table>

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<tbody>
<tr>
<td>H146-379</td>
<td>Kenton</td>
<td>3/22/2011 T</td>
<td>Dorothy Lewis - 100th Birthday</td>
<td></td>
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<tr>
<td>H146-381</td>
<td>Bennett</td>
<td>4/1/2011 T</td>
<td>Leon Pravitz - Retirement - DSP</td>
<td></td>
</tr>
<tr>
<td>H146-382</td>
<td>Outten</td>
<td>3/29/2011 M</td>
<td>Charles E. Lenderking III</td>
<td></td>
</tr>
<tr>
<td>H146-383</td>
<td>Willis</td>
<td>4/7/2011 T</td>
<td>Terri Brown - Mother of the Year</td>
<td></td>
</tr>
<tr>
<td>H146-384</td>
<td>Willis</td>
<td>4/7/2011 T</td>
<td>Amelia Arabe-Bautista, M.D. - Young Mother of the Year</td>
<td></td>
</tr>
</tbody>
</table>
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

### HOUSE TRIBUTE ANNOUNCEMENT #20

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
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<tbody>
<tr>
<td>H146-402</td>
<td>Q. Johnson</td>
<td>4/16/2011</td>
<td>T</td>
<td>Dwayne Henry - Afro-American Sports Hall of Fame &amp; Sports Hall of Fame - Inductee</td>
</tr>
<tr>
<td>H146-404</td>
<td>Atkins</td>
<td>4/16/2011</td>
<td>T</td>
<td>Gumboro Community Assoc. - Dedication of Park</td>
</tr>
<tr>
<td>H146-407</td>
<td>Carson; Willis</td>
<td>4/9/2011</td>
<td>T</td>
<td>Peggy Hutchins - 33 Years - Smyrna School District</td>
</tr>
<tr>
<td>H146-408</td>
<td>Scott</td>
<td>4/30/2011</td>
<td>T</td>
<td>Clarence Wolgemuth - 90th Birthday</td>
</tr>
<tr>
<td>H146-409</td>
<td>Blakey; Peterman</td>
<td>4/7/2011</td>
<td>T</td>
<td>Nelson Dodd - 10 Years - Kent Co. Crime Watch President</td>
</tr>
<tr>
<td>H146-410</td>
<td>Outten</td>
<td>4/5/2011</td>
<td>M</td>
<td>Frances A. Bonniwell</td>
</tr>
<tr>
<td>H146-411</td>
<td>Short</td>
<td>4/3/2011</td>
<td>M</td>
<td>William Morgan Lloyd</td>
</tr>
<tr>
<td>H146-412</td>
<td>Keeley</td>
<td>3/31/2011</td>
<td>T</td>
<td>Sam &amp; Anne Rossitto - 60th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-413</td>
<td>Lavelle; Mitchell</td>
<td>4/8/2011</td>
<td>T</td>
<td>Joseph &amp; Jane Fitzgerald - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-416</td>
<td>Lavelle</td>
<td>5/20/2011</td>
<td>T</td>
<td>Andrew Schmohl - Eagle Scout</td>
</tr>
<tr>
<td>H146-418</td>
<td>Carson; Willis</td>
<td>4/9/2011</td>
<td>T</td>
<td>Dorothy Meyer - 25 Years - Smyrna School District</td>
</tr>
<tr>
<td>H146-419</td>
<td>Carson; Willis</td>
<td>4/9/2011</td>
<td>T</td>
<td>Jean Knowland - 27 Years - Smyrna School District</td>
</tr>
</tbody>
</table>

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
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</thead>
<tbody>
<tr>
<td>H146-420</td>
<td>Carson; Willis</td>
<td>4/9/2011</td>
<td>T</td>
<td>Kathryn Vaughan - 27 Years - Smyrna School District</td>
</tr>
<tr>
<td>H146-421</td>
<td>George</td>
<td>4/12/2011</td>
<td>T</td>
<td>CWO3 Donald Procter - Distinguished Flying Cross - U. S. Army</td>
</tr>
<tr>
<td>H146-422</td>
<td>Hocker</td>
<td>4/16/2011</td>
<td>T</td>
<td>Millville Fire Co. - 75 Years</td>
</tr>
<tr>
<td>H146-423</td>
<td>Outten</td>
<td>4/7/2011</td>
<td>M</td>
<td>Pauline C. Frazier</td>
</tr>
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</table>
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
--- | --- | --- | --- | ---
H146-443 | Hocker | 4/27/2011 | T | Andrew Miller - Retirement - DelDOT
H146-444 | Carson | 4/7/2011 | M | Frederick C. Goertz
H146-446 | Bennett | 4/7/2011 | M | Ruth H. Meredith
H146-447 | Atkins | 3/20/2011 | T | Patrick & Carolyn Bosco - 50th Wedding Anniversary
H146-448 | Outten | 4/26/2011 | T | Margaret Kates - 90th Birthday
H146-449 | Longhurst | 4/30/2011 | T | Kelly Heinz-Grundner Brain Tumor Foundation - Awareness Walk
H146-450 | Outten | 4/17/2011 | M | Lillian Lane
H146-451 | Lee | 4/17/2011 | M | Carolyn L. Calio
H146-452 | Outten | 4/23/2011 | T | Phyllis Masten - 60th Birthday
H146-453 | Hocker; Outten | 5/18/2011 | T | Cadet 1st Class Bailea McMillen - Graduate - D. Short U.S. Coast Guard Academy
H146-457 | Atkins | 5/7/2011 | T | Barbara Holton - 75th Birthday
H146-458 | Carson | 5/7/2011 | T | Smyrna-Clayton Little Lass - 40 Years
H146-459 | Kenton; Outten | 4/16/2011 | M | Doreen Gray Rogers
H146-460 | Brady | 4/21/2011 | T | Elizabeth Bartley - Governor's Volunteer Youth Award
H146-461 | Atkins | 5/31/2011 | T | Charles & Eleanor Hudson - 60th Wedding Anniversary

**Number** | **Sponsor** | **Date** | **Type** | **Description**
--- | --- | --- | --- | ---
H146-466 | J. Johnson | 4/30/2011 | T | Joseph Day III - Member of the Year - Minquadale Fire Co.
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

Number Sponsor Date Type Description
H146-467 J. Johnson 4/30/2011 T Chris Kanich - Firefighter of the Year - Minquadale Fire Co.
H146-469 J. Johnson 4/30/2011 T Robert Mercado - Fire Chief's Award - Minquadale Fire Co.
H146-470 J. Johnson 4/30/2011 T Irene Hojicki - 60 Years - Minquadale Fire Co. Ladies Auxiliary
H146-471 J. Johnson 4/30/2011 T Florence M. Drummond - 60 Years - Minquadale Fire Co. Ladies Auxiliary
H146-472 Schwartzkopf; 4/29/2011 T Jean Ardis - Republican of the Year


H146-473 Jaques; Brady 5/6/2011 T 2/Lt Howard Wilkins - Service - WW II

H146-474 Jaques; Brady 5/6/2011 T T/Sgt William Giambrone - Service - WW II

Outten cosponsors: Reps. Kenton & Peterman

H146-475 Outten 4/22/2011 M Richard A. Yost

H146-476 Carson; 5/7/2011 T Barbara Bilbrough - Smyrna-Clayton Little Lass

Q. Johnson

H146-477 Carson 4/29/2011 T Esther Orvis - 95th Birthday


DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

Number Sponsor Date Type Description
H146-480 Outten 4/29/2011 T Zena Tucker - Retirement - DEDO

H146-481 Peterman; Outten 4/29/2011 M Julia A. Quillen

H146-482 Osinski 4/30/2011 T Robert Wilkinson - Commander - VFW

H146-483 Hocker 4/30/2011 T Roberta Walker - President - Ladies Auxiliary - VFW


Kenton cosponsor: Rep. Outten


H146-486 Peterman; Outten 5/17/2011 T Debrah Ridgely - Retirement - Lake Forest School District


H146-489 Outten 5/17/2011 T Steven VanSant - Retirement - Lake Forest School District

H146-490 Outten 5/17/2011 T Sue Ellen Dennis - Retirement - Lake Forest School District


H146-492 Scott 5/17/2011 T Steven Price - Retirement - Lake Forest School District


H146-495 D. Short; Briggs King 5/5/2011 T Brandon Slater - Nominee - Water Operator of the Year

DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

Number Sponsor Date Type Description
The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

### HOUSE TRIBUTE ANNOUNCEMENT #26

**DATE:** January 11, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
<td>H146-514</td>
<td>Briggs King</td>
<td>5/10/2011</td>
<td>T</td>
<td>Halsey Knapp - Beebe Medical Center - Board of Directors - 50 Years</td>
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<tr>
<td>H146-515</td>
<td>Walker</td>
<td>5/14/2011</td>
<td>T</td>
<td>James Ruby - Potentate - NUR Shrine</td>
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<td>H146-517</td>
<td>Bennett</td>
<td>4/25/2011</td>
<td>M</td>
<td>Arlene M. Gordon</td>
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<td>H146-518</td>
<td>Carson</td>
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<td>Wendell Aaron Wilkerson, Sr.</td>
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<tr>
<td>H146-522</td>
<td>Schooley; Mitchell</td>
<td>5/31/2011</td>
<td>T</td>
<td>Alan Lavallee - Retirement - DTCC</td>
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<tr>
<td>H146-523</td>
<td>Miro; Mitchell</td>
<td>5/10/2011</td>
<td>T</td>
<td>Dr. Nicholas Terranova - Doctorate in Education</td>
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<tr>
<td>H146-524</td>
<td>Jaques</td>
<td>6/08/2011</td>
<td>T</td>
<td>Elizabeth Millard - Student Excellence &amp; Leadership - Christ the Teacher School</td>
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<td>H146-526</td>
<td>Mitchell</td>
<td>5/13/2011</td>
<td>M</td>
<td>Virginia L. Tierney</td>
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<tr>
<td>H146-527</td>
<td>Hudson; Manolakos</td>
<td>5/6/2011</td>
<td>M</td>
<td>Charles W. Mariani</td>
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<tr>
<td>H146-528</td>
<td>Wilson</td>
<td>5/14/2011</td>
<td>M</td>
<td>Louise C. Smith</td>
</tr>
<tr>
<td>H146-529</td>
<td>Schwartzkopf</td>
<td>5/14/2011</td>
<td>T</td>
<td>Judith Mitchell - Retirement - Cape Henlopen School District</td>
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<tr>
<td>H146-530</td>
<td>Jaques; Brady</td>
<td>5/31/2011</td>
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<td>Lt. Col. Jose Quintana - Retirement - Air National Guard</td>
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<td>H146-531</td>
<td>Wilson</td>
<td>5/9/2011</td>
<td>M</td>
<td>Marvin Everett Adams</td>
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**Number**

**Sponsor**

**Date**

**Type**

**Description**

- John King - Wilmington Environmental Lifetime Achievement
- Michael Funk - Water Operator of the Year
- Frederick Thomas - Plaque & Building Dedication
- Carol Timmons - Brigadier General - Air National Guard
- Dudley Lipscomb Willis
- Gregory Mehee - Catalyst in Education Award
- Filomeno Viloria, M.D. - Retirement
- Clyde Lyons Wilkins
- Lars Jensen - Eagle Scout
- Linda Bledsoe - Presidential Award - Math & Science Teaching
- Tom Ross - Republican Party Chairman
- Doug White - Sports Hall of Fame - Inductee
- David C. Gregg
- Jeanette Worden
- Christopher G. Warnik
- Christina River Watershed Cleanup - 20 Years
- Bramer A. Wolfe
- Col. Jay P. Morgan - Retirement - ASAIF
- Doug White - Sports Hall of Fame - Inductee
- Halsey Knapp - Beebe Medical Center - Board of Directors - 50 Years
- James Ruby - Potentate - NUR Shrine
- Robert Charles Moyer, Jr.
- Arlene M. Gordon
- Wendell Aaron Wilkerson, Sr.
- Harvey A. Harvey - Retirement - Brandywine School District
- Linda Wilson - Retirement - Brandywine School District
- Guy Cage - Retirement - Brandywine School District
- Alan Lavallee - Retirement - DTCC
- Dr. Nicholas Terranova - Doctorate in Education Wilmington University
- Elizabeth Millard - Student Excellence & Leadership - Christ the Teacher School
- Henry L. Coble III
- Virginia L. Tierney
- Charles W. Mariani
- Louise C. Smith
- Judith Mitchell - Retirement - Cape Henlopen School District
- Lt. Col. Jose Quintana - Retirement - Air National Guard
- Marvin Everett Adams
cosponsors: Reps. D. Short, Atkins & Lee
H146-532 Hefferman 5/15/2011 T Mary Campbell Center - 35 Years
H146-533 Lee; Wilson 5/16/2011 M Ethel E. Donovan Littleton
H146-534 Briggs King 5/13/2011 M Becky L. Brittingham
cosponsors: Reps. Outten & Wilson
cosponsor: Rep. Wilson

**HOUSE TRIBUTE ANNOUNCEMENT #27**

**DATE: January 11, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Kenton</td>
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<td>Milton Garden Club</td>
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<td>H146-538</td>
<td>Carson</td>
<td>5/8/2011</td>
<td>M</td>
<td>Fred Riley Melvin</td>
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<td>H146-539</td>
<td>Willis</td>
<td>5/29/2011</td>
<td>T</td>
<td>Susanne Konschak - 90th Birthday</td>
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<tr>
<td>H146-540</td>
<td>Mitchell</td>
<td>5/17/2011</td>
<td>T</td>
<td>Martin &amp; Mary Ann McMahon - 50th Wedding Anniversary</td>
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<tr>
<td>H146-541</td>
<td>Bolden</td>
<td>5/17/2011</td>
<td>T</td>
<td>George &amp; Deloris Green - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-542</td>
<td>Scott</td>
<td>5/20/2011</td>
<td>T</td>
<td>David &amp; Oelivery Jones - Smith Spirit Award</td>
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<tr>
<td>H146-543</td>
<td>Brady; Hefferman</td>
<td>5/10/2011</td>
<td>T</td>
<td>Michelle Edelsohn - President's Committee for People with Intellectual Disabilities</td>
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<td>cosponsors: Reps. Atkins, Lee,</td>
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<td>D. Short,Hocker, Kenton, Wilson &amp; Schwartzkopf</td>
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<td>Carson</td>
<td>5/19/2011</td>
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<td>B. Franklin Morris III</td>
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<td>cosponsor: Rep. Scott</td>
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<tr>
<td>H146-546</td>
<td>Bennett</td>
<td>5/31/2011</td>
<td>T</td>
<td>Delaware Federation of Garden Clubs - Memorial Garden - DAFB</td>
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<td>H146-547</td>
<td>Scott</td>
<td>5/31/2011</td>
<td>T</td>
<td>Cecelia Dunning - Retirement - DSU</td>
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<tr>
<td>H146-548</td>
<td>Peterman</td>
<td>5/31/2011</td>
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<td>Louise Warfield - Retirement - DOE</td>
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<tr>
<td>H146-549</td>
<td>Briggs King</td>
<td>6/15/2011</td>
<td>T</td>
<td>Constance Dick - 60 Years - DSP</td>
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<td>cosponsors: Reps. Lee &amp; Schwartzkopf</td>
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<td>H146-550</td>
<td>Carson</td>
<td>6/16/2011</td>
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<td>Michael McGrath - Retirement - Dept. of Agriculture</td>
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<tr>
<td>H146-551</td>
<td>Kenton</td>
<td>5/19/2011</td>
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<td>Grotto Pizza - Milford</td>
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<td>cosponsor: Reps. Peterman &amp; Wilson</td>
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<tr>
<td>H146-552</td>
<td>Ramone; Keeley</td>
<td>5/22/2011</td>
<td>T</td>
<td>Gene Alessandrini - 50 Years - St. Mark’s School</td>
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<tr>
<td>H146-553</td>
<td>Kenton; Wilson</td>
<td>6/16/2011</td>
<td>T</td>
<td>Paul &amp; Jeanne Carlson - 70th Wedding Anniversary</td>
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</tbody>
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**HOUSE TRIBUTE ANNOUNCEMENT #28**

**DATE: January 11, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Type</th>
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<tbody>
<tr>
<td>H146-556</td>
<td>Walker</td>
<td>5/20/2011</td>
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<td>Katherine Krapf - Doodle4Google Contest</td>
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<td>cosponsor: Rep. Q. Johnson</td>
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<tr>
<td>H146-557</td>
<td>Scott</td>
<td>7/2/2011</td>
<td>T</td>
<td>Helen Iannotta - 100th Birthday</td>
</tr>
<tr>
<td>H146-558</td>
<td>D.P. Williams; Bolden</td>
<td>5/24/2011</td>
<td>M</td>
<td>David E. Webb</td>
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<tr>
<td>H146-559</td>
<td>Gilligan</td>
<td>2/25/2011</td>
<td>M</td>
<td>Kathryn Thomas Tillotton</td>
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<tr>
<td>H146-560</td>
<td>J. Johnson</td>
<td>5/26/2011</td>
<td>T</td>
<td>Joseph &amp; Irene Hoinicki - 60th Wedding Anniversary</td>
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<tr>
<td>H146-561</td>
<td>Outten</td>
<td>5/26/2011</td>
<td>M</td>
<td>Carmine A. Gallo, Jr.</td>
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<td>H146-563</td>
<td>Schooley</td>
<td>5/28/2011</td>
<td>T</td>
<td>Timothy Gilpatrick - Barry M. Goldwater Scholarship</td>
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<tr>
<td>H146-564</td>
<td>Bennett; Kenton</td>
<td>6/6/2011</td>
<td>T</td>
<td>Sue Owens - Retirement - Milford School District</td>
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152
H146-568 Jaques 3/18/2011 T Wayne & Alice Morrison - 50th Wedding Anniversary
H146-569 D. Short 6/4/2011 M The Honorable Tina Fallon
H146-570 Bennett 6/9/2011 T Tech Prep Delaware - 25 Years
H146-571 Scott 6/18/2011 T George Balentine - Lifetime Achievement
H146-572 Osienksi 6/7/2011 T Dr. Anthony Glenn - Delaware Foundation Reaching Citizen
H146-573 Ramone 6/10/2011 T Baffone Family Reunion
H146-574 Kenton; Peterman 6/14/2011 T Reginald Fisher - Outstanding Employee - Kent/Sussex Industries
H146-575 Kenton; Peterman 6/14/2011 T Deborah Hrupsa - Outstanding Employee - Kent/Sussex Industries
H146-576 Kenton; Peterman 6/14/2011 T Charles Fox - Outstanding Employee - Kent/Sussex Industries

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
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<td>H146-577</td>
<td>Kenton; Peterman</td>
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<td>Lisa Bush - Outstanding Employee of the Year - Kent/Sussex Industries</td>
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<td>H146-578</td>
<td>Kenton; Peterman</td>
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<td>Maureen Yocum - Staff Employee of the Year - Kent/Sussex Industries</td>
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<td>D.P. Williams</td>
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<td>Kathryn Young Hazeur</td>
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<td>H146-580</td>
<td>Briggs King</td>
<td>5/30/2011</td>
<td>T</td>
<td>Richard &amp; Susan Goeckeritz - 60th Wedding Anniversary</td>
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<td>Outten</td>
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<td>Deborah L. Hughes</td>
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<td>H146-583</td>
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<td>Dewey Beach Lions Club - 60 Years</td>
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<td>Carmella DiOssi - 85th Birthday</td>
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<td>M</td>
<td>F. Steven VanSant</td>
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<td>M</td>
<td>Cody Kegelman</td>
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<td>H146-591</td>
<td>Q. Johnson;</td>
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<td>John Hanlin - Service to Townsend</td>
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<td>Keely</td>
<td>6/7/2011</td>
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<td>Brandon Truitt - Fr. James Trainor Scholarship</td>
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<td>Keely</td>
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<td>Miguel Tapia - Fr. James Trainor Scholarship</td>
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<td>H146-597</td>
<td>Keely</td>
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<td>Avery Bordley - Fr. James Trainor Scholarship</td>
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<td>Keely</td>
<td>6/7/2011</td>
<td>T</td>
<td>Anthony Dorazio - Fr. James Trainor Scholarship</td>
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<tr>
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<td>Peterman</td>
<td>5/30/2011</td>
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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
<td>H146-600</td>
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<td>Anthony DePrima - Retirement - City of Dover</td>
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DATE: January 11, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Hocker</td>
<td>6/8/2011</td>
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<td>Jack Hickman</td>
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<td>H146-622</td>
<td>Carson</td>
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<td>M</td>
<td>Dorothy E. Richards</td>
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<td>H146-623</td>
<td>Carson</td>
<td>5/19/2011</td>
<td>M</td>
<td>Pauline Wheeler</td>
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<td>H146-624</td>
<td>Carson</td>
<td>5/24/2011</td>
<td>M</td>
<td>Courtney J. Holtzman</td>
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<tr>
<td>H146-625</td>
<td>Manolakos</td>
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<td>Christy Crkvenac - Small Business Person of the Year</td>
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<td>Walker</td>
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<td>Randy Lee - Torchbearer - Special Olympics</td>
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<td>Osinski;</td>
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<td>Q. Johnson</td>
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<td>Jude Mebane - Graduation - Sterck School for the Deaf</td>
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<td>H146-634</td>
<td>D.E. Williams</td>
<td>6/9/2011</td>
<td>T</td>
<td>Eugene &amp; Estelle Vanover - 60th Wedding Anniversary</td>
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<td>H146-635</td>
<td>B. Short</td>
<td>6/10/2011</td>
<td>T</td>
<td>Carl &amp; Sandra Morin - 50th Wedding Anniversary</td>
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<td>H146-637</td>
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<td>Kent County Courthouse - Dedication</td>
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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-641</td>
<td>Miro</td>
<td>6/17/2011</td>
<td>T</td>
<td>Chinese American Community Center - Annual</td>
</tr>
<tr>
<td>H146-642</td>
<td>Miro;</td>
<td>6/16/2011</td>
<td>T</td>
<td>Steven Godowsky - Retirement - NCC Vocational Technical School District</td>
</tr>
<tr>
<td>H146-644</td>
<td>Heffernan</td>
<td>6/16/2011</td>
<td>T</td>
<td>Dr. Jo Anne Pryor Deshon - Retirement - Christina School District</td>
</tr>
<tr>
<td>H146-646</td>
<td>Lee</td>
<td>6/15/2011</td>
<td>T</td>
<td>Ellen Coulston - Outstanding Mom</td>
</tr>
<tr>
<td>H146-647</td>
<td>George;</td>
<td>6/16/2011</td>
<td>T</td>
<td>Connie Bond Stuart - Outgoing President - PNC Bank</td>
</tr>
<tr>
<td>H146-650</td>
<td>Willis</td>
<td>1/1/2011</td>
<td>T</td>
<td>Retiree 50th Birthday</td>
</tr>
<tr>
<td>H146-651</td>
<td>Bennett</td>
<td>6/6/2011</td>
<td>M</td>
<td>Ann D. DeMarie</td>
</tr>
<tr>
<td>H146-652</td>
<td>Bennett</td>
<td>6/7/2011</td>
<td>M</td>
<td>Floyd D. Dickey</td>
</tr>
<tr>
<td>H146-653</td>
<td>Bennett</td>
<td>5/30/2011</td>
<td>T</td>
<td>Joel A. Hoopengardner</td>
</tr>
<tr>
<td>H146-655</td>
<td>Lee</td>
<td>6/30/2011</td>
<td>T</td>
<td>Bonnie Donohoe - Retirement - Sussex County Fire Marshal's Office</td>
</tr>
<tr>
<td>H146-657</td>
<td>Mulrooney</td>
<td>6/10/2011</td>
<td>T</td>
<td>Robert &amp; Rose Marie Blakely - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-658</td>
<td>Schooley</td>
<td>6/24/2011</td>
<td>T</td>
<td>Gregory Walueff - Eagle Scout</td>
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<tr>
<td>H146-659</td>
<td>Mitchell;</td>
<td>6/15/2011</td>
<td>M</td>
<td>Agnes T. Tomczyk</td>
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<tr>
<td>H146-660</td>
<td>Hudson</td>
<td>6/22/2011</td>
<td>T</td>
<td>Jon Osbourne - Prudential Spirit of Community Award</td>
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<tr>
<td>H146-661</td>
<td>Viola</td>
<td>6/22/2011</td>
<td>T</td>
<td>Genevieve Spence - Prudential Spirit of Community Award</td>
</tr>
<tr>
<td>H146-663</td>
<td>Schwartzkopf</td>
<td>6/16/2011</td>
<td>M</td>
<td>John W. Dickson</td>
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</table>

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-664</td>
<td>Kowalko</td>
<td>6/21/2011</td>
<td>T</td>
<td>Deborah Puzzo - Service - General Assembly</td>
</tr>
<tr>
<td>H146-665</td>
<td>Hocker;</td>
<td>6/28/2011</td>
<td>T</td>
<td>Erin Ruddock - Legislative Fellow</td>
</tr>
<tr>
<td></td>
<td>Lavelle</td>
<td></td>
<td></td>
<td>Reps. Hudson, Manolakos, Ramone, Miro, Willis, Outten, Peterman, Blakey,</td>
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<td></td>
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<td>Wilson, Kenton, Briggs King, D. Short &amp; Lee</td>
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<td>H146-666</td>
<td>Lavelle;</td>
<td>6/28/2011</td>
<td>T</td>
<td>Joseph Stanley - Legislative Fellow</td>
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<td></td>
<td>Hocker</td>
<td></td>
<td></td>
<td>Reps. Hudson, Manolakos, Ramone, Miro, Willis, Outten, Peterman, Blakey,</td>
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<td>Wilson, Kenton, Briggs King, D. Short &amp; Lee</td>
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<td>H146-667</td>
<td>Gilligan</td>
<td>6/28/2011</td>
<td>T</td>
<td>Christopher Anderson - Legislative Fellow</td>
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<td>Reps. Kowalko, Q. Johnson &amp; D.P. Williams</td>
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<tr>
<td>H146-668</td>
<td>Gilligan</td>
<td>6/28/2011</td>
<td>T</td>
<td>Grace-Anne Bennett - Legislative Fellow</td>
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</table>
cosponsors: Reps. Kowalko, Viola & Schwartzkopf

H146-669 Gilligan 6/28/2011 T David Bentz - Legislative Fellow
cosponsors: Reps. George, J. Johnson & Mitchell

cosponsors: Reps. Barbieri, Longhurst & Jaques

H146-671 Gilligan 6/28/2011 T Damian DeStefano - Legislative Fellow
cosponsors: Reps. Atkins, Carson & Viola

H146-672 Gilligan 6/28/2011 T Jason Freeman - Legislative Fellow
cosponsors: Reps. Schooley, Mulrooney & Scott

H146-673 Gilligan 6/28/2011 T Caitlin Olsen - Legislative Fellow
cosponsors: Reps. Brady, B. Short & Schwartzkopf

H146-674 Outten 6/17/2011 M Mary "Emily" Rothermel

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DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
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<tbody>
<tr>
<td>H146-675</td>
<td>Blakey</td>
<td>6/24/2011</td>
<td>T</td>
<td>Deborah Scanlan - Retirement - DOE</td>
</tr>
<tr>
<td>H146-676</td>
<td>Ramone</td>
<td>6/10/2011</td>
<td>T</td>
<td>James &amp; Marjorie Cowan - 50th Wedding Anniversary</td>
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<tr>
<td>H146-677</td>
<td>Hocker</td>
<td>6/29/2011</td>
<td>T</td>
<td>Ronald Sams - Sussex County Republican Chair</td>
</tr>
<tr>
<td>cosponsors: Reps. Lee, D. Short, Briggs King, Kenton, Wilson, Peterman &amp; Outten</td>
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<tr>
<td>H146-678</td>
<td>Hefferman</td>
<td>6/18/2011</td>
<td>M</td>
<td>Glen Thomas Costill</td>
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<tr>
<td>Jaques; Brady</td>
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<tr>
<td>H146-680</td>
<td>Bennett</td>
<td>6/22/2011</td>
<td>T</td>
<td>George Antoniou - Graduation - POLYTECH</td>
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<tr>
<td>H146-681</td>
<td>Bolden;</td>
<td>6/22/2011</td>
<td>T</td>
<td>Nicole Freedman - Director - YMCA - Youth in Government</td>
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<tr>
<td>Wilson</td>
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<tr>
<td>Barbieri</td>
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<td>H146-682</td>
<td>J. Johnson</td>
<td>6/15/2011</td>
<td>M</td>
<td>Christopher Noel Jackson</td>
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<td>cosponsor: Rep. Bolden</td>
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<tr>
<td>H146-683</td>
<td>Hocker</td>
<td>7/14/2011</td>
<td>T</td>
<td>Robert Long - Retirement - DNREC</td>
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<tr>
<td>cosponsors: Reps. Atkins, Kenton, Briggs King, Lee, Peterman, Schwartzkopf, D. Short &amp; Wilson</td>
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<tr>
<td>H146-684</td>
<td>Scott</td>
<td>7/15/2011</td>
<td>T</td>
<td>Dr. Diane Sole - Retirement - POLYTECH School District</td>
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<td>cosponsors: Reps. Blakey &amp; Outten</td>
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<tr>
<td>H146-686</td>
<td>Kenton;</td>
<td>6/14/2011</td>
<td>M</td>
<td>Jeanette R. Hudson</td>
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<td>Wilson</td>
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<td>H146-687</td>
<td>Blakey;</td>
<td>7/3/2011</td>
<td>T</td>
<td>Horace &amp; Viola Willey - 70th Wedding Anniversary</td>
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<td>Peterman; Viola</td>
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<tr>
<td>H146-688</td>
<td>George;</td>
<td>7/23/2011</td>
<td>T</td>
<td>Ruth Kelly - 60th Birthday</td>
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<tr>
<td>Wilson; Viola</td>
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<tr>
<td>H146-689</td>
<td>Scott</td>
<td>6/22/2011</td>
<td>T</td>
<td>John Pribanic, Sr. - 102nd Birthday</td>
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<tr>
<td>H146-690</td>
<td>Bolden;</td>
<td>6/25/2011</td>
<td>M</td>
<td>Coyette L. Riley</td>
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<td>Brady</td>
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<td>H146-691</td>
<td>Walker</td>
<td>7/9/2011</td>
<td>T</td>
<td>Frank &amp; Sharon Gant - 50th Wedding Anniversary</td>
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<tr>
<td>H146-693</td>
<td>Keely;</td>
<td>6/18/2011</td>
<td>M</td>
<td>Andrew L. Lapasnick</td>
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<td>Ramone</td>
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HOUSE TRIBUTE ANNOUNCEMENT #35

DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
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<tr>
<td>H146-694</td>
<td>Blakey</td>
<td>7/15/2011</td>
<td>T</td>
<td>Christian World College of Theology - Graduation</td>
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<td>Lavelle; Longhurst; Schwartzkopf</td>
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<tr>
<td>cosponsors: All Representatives</td>
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</tr>
<tr>
<td>H146-696</td>
<td>Outten; Lee</td>
<td>6/30/2011</td>
<td>T</td>
<td>George &amp; Peggy Anderson - Rotarians of the Year</td>
</tr>
<tr>
<td>H146-697</td>
<td>Hefferman</td>
<td>8/10/2011</td>
<td>T</td>
<td>Andrew Mason - Eagle Scout</td>
</tr>
<tr>
<td>H146-698</td>
<td>Willis</td>
<td>6/30/2011</td>
<td>T</td>
<td>Ruth Ann Melson - Retirement - Division of Research</td>
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<tr>
<td>H146-700</td>
<td>Gilligan</td>
<td>6/17/2011</td>
<td>T</td>
<td>Gerald &amp; Karen Montgomery - 50th Wedding Anniversary</td>
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<tr>
<td>H146-701</td>
<td>Outten</td>
<td>6/18/2011</td>
<td>M</td>
<td>Jane Wood Swain</td>
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Number of the House at the request of the sponsor: 7/11/2012

DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

Number  Sponsor  Date  Type  Description
H146-711  Gilligan  7/11/2011  T  Alexandra O'Neill - Americorps Volunteer
cosponsors: All Representatives
H146-712  Gilligan  7/11/2011  T  Alexandra Maroselli - Americorps Volunteer
cosponsors: All Representatives
H146-713  Gilligan  7/11/2011  T  John Ennis - Americorps Volunteer
cosponsors: All Representatives
H146-714  Gilligan  7/11/2011  T  Robert Kvoka - Americorps Volunteer
cosponsors: All Representatives
cosponsors: All Representatives
H146-716  Gilligan  7/11/2011  T  Emily Webb - Americorps Volunteer
cosponsors: All Representatives
H146-717  Gilligan  7/11/2011  T  Sean Monahan - Americorps Volunteer
cosponsors: All Representatives
H146-718  Q. Johnson  7/18/2011  T  Currie Johnston - Outstanding Volunteer - Take Pride in America
H146-719  Peterman  7/16/2011  T  MG Henry McCann - Retirement - Army National Guard
cosprom: Rep. Wilson
H146-721  Peterman  7/17/2011  T  Arthur Roxby III - Doctor of Ministry
H146-722  D. Short; Lee  7/10/2011  M  Jeffrey A. Daisey
H146-723  Bennett; Scott  7/08/2011  T  Dennis Klima - Retirement - Bayhealth
H146-724  J. Johnson  7/11/2011  M  Elizabeth Anderson Hunt
H146-725  Outten  7/12/2011  M  Beatrice W. Goodhand
H146-726  Lee; Atkins;  7/14/2011  T  Harold Tingle - 100th Birthday
Hocker
cosponsor: Rep. Wilson
H146-727  Peterman  7/17/2011  T  Otis Webb - 90th Birthday
H146-728  J. Johnson  7/15/2011  M  Patricia A. Spindlen
H146-729  Blakey  7/14/2011  M  Jack Glenn Nichols

DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

Number  Sponsor  Date  Type  Description
H146-732  Carson  7/15/2011  M  William Arnold Butcher
H146-733  Bennett  7/06/2011  M  Harry Berlin Semans
H146-734  Bennett  7/11/2011  M  Brenda W. Kelley
H146-735  Carson  7/10/2011  M  Walter Benoit, Jr.
H146-736  Carson  6/11/2011  M  Claude L. Angell
H146-739  Carson  7/16/2011  M  Janet W. Barr

HOUSE TRIBUTE ANNOUNCEMENT #36

HOUSE TRIBUTE ANNOUNCEMENT #37
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
--- | --- | --- | --- | ---
H146-754 | Kenton | 7/22/2011 | M | Jackie Young Calloway
| cosponsors: Reps. Wilson & Peterman |
H146-755 | Kenton | 7/24/2011 | M | Sarah E. Hunter
| cosponsors: Reps. Outten & Peterman |
H146-756 | Jaques | 8/21/2011 | T | Eric Hartman - Eagle Scout
H146-757 | Jaques | 8/21/2011 | T | Steven Hartman - Eagle Scout
H146-758 | Mulrooney | 7/30/2011 | M | Dorothy Mae Clark
| cosponsors: All Representatives |
H146-759 | Manolakos | 7/28/2011 | M | Jennie M. DeLuca
| cosponsors: All Representatives |
H146-760 | Bolden | 7/30/2011 | M | Hazel Hopkins Scott
H146-761 | Hudson | 8/1/2011 | M | Ronald E. Lewis
| cosponsor: Rep. Bolden |
H146-762 | Atkins | 7/30/2011 | T | Richard Ward - Retirement - Office of Fire Marshal
H146-763 | Briggs King | 8/1/2011 | T | Lawrence Sammons - 95th Birthday
H146-764 | Outten | 7/31/2011 | M | Charlene Patricia Poulson
H146-765 | Jaques | 6/28/2011 | T | Christopher Boyle - Eagle Scout
H146-766 | Osienski | 6/28/2011 | T | Andrew Carlson - Eagle Scout
H146-767 | Peterman | 11/30/2011 | T | Wilbur Jones - Community Service
| cosponsors: Reps. Kenton, Outten & Wilson |
H146-768 | D.P. Williams; 8/7/2011 | T | Rev. Benjamin Brown - 55 Years - Spiritual Revival Hour
| cosponsors: Reps. Kenton, Outten & Wilson |
H146-769 | Q. Johnson | 7/2/2011 | T | Paul & Agnes Petro - 57th Wedding Anniversary
H146-770 | Gilligan | 6/28/2011 | T | Samuel & Evelyn Bramble - 70th Wedding Anniversary
H146-771 | Schooley | 8/5/2011 | M | BG Hugh Goettel
| cosponsors: Reps. Jaques & Brady |
H146-773 | Hudson | 7/1/2011 | T | Richard & Patricia Gregorksi - 50th Wedding Anniversary
| cosponsors: Reps. Kenton, Outten & Wilson |

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
--- | --- | --- | --- | ---
H146-775 | Peterman; Outten | 11/6/2011 | T | Lighthouse Christian Center - 40th Homecoming
| cosponsors: Reps. Kenton & Wilson |
H146-776 | Wilson | 7/26/2011 | T | Frank Adkins - Educator of the Year - NACAT Conference
H146-777 | George | 8/7/2011 | T | Building Blocks Learning Center - Grand Opening
| cosponsor: Rep. Barbieri |
H146-778 | Mitchell | 8/20/2011 | T | David Ievoli - Eagle Scout

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
--- | --- | --- | --- | ---
H146-775 | Peterman; Outten | 11/6/2011 | T | Lighthouse Christian Center - 40th Homecoming
| cosponsors: Reps. Kenton & Wilson |
H146-776 | Wilson | 7/26/2011 | T | Frank Adkins - Educator of the Year - NACAT Conference
H146-777 | George | 8/7/2011 | T | Building Blocks Learning Center - Grand Opening
| cosponsor: Rep. Barbieri |
H146-778 | Mitchell | 8/20/2011 | T | David Ievoli - Eagle Scout

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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**HOUSE TRIBUTE ANNOUNCEMENT #40**

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
---|---|---|---|---
H146-791 | Walker; Barbieri | 8/11/2011 | T | Joseph Laws, III - School Board President - Colonial District
H146-792 | Schwartzkopf | 8/12/2011 | M | Ralph Angel Figueroa
H146-793 | D. Short; Kenton; Wilson | 8/16/2011 | M | Herman F. Black
H146-794 | Schooley | 8/16/2011 | M | Jane H. Collier
H146-795 | Walker | 8/18/2011 | T | Odessa Fire Co. - Community Service
H146-796 | Walker | 8/18/2011 | T | Townsend Fire Co. - Community Service - cosponsor: Rep. Q. Johnson
H146-797 | J. Johnson | 8/21/2011 | T | Rev. Dr. Maurice Moyer - 93rd Birthday
H146-798 | Longhurst; J. Johnson | 8/18/2011 | M | Rev. Perry L. Davis, Jr. - J. Johnson; Bolden
H146-799 | Bolden | 8/22/2011 | T | Ministry of Caring, Inc. - Dedication
H146-801 | Hocker | 9/6/2011 | T | Victoria Bunevitch - 90th Birthday
H146-802 | Hudson | 9/22/2011 | T | Kathryn Pettinaro - 70th Birthday
H146-803 | Carson | 9/22/2011 | T | Ronald Sayers - Central Delaware Chamber of Commerce - Member of the Year
H146-804 | Willis | 8/24/2011 | T | Caroline Baxter - Retirement - DNREC
H146-805 | B. Short | 7/18/2011 | M | Robert B. Frazer, Jr.
H146-806 | Miro; Keeley | 9/2/2011 | T | Latin American Community Center - Hispanic Heritage Month
H146-807 | Outten | 8/28/2011 | T | Esther Crisp - 95th Birthday
H146-808 | Keeley | 9/10/2011 | T | 1212 Corporation - 45th Anniversary
H146-809 | Atkins | 8/24/2011 | T | Elizabeth Hichens - 106th Birthday
H146-810 | Scott | 9/16/2011 | T | Dover Rotary Club - 90th Anniversary
H146-811 | Scott | 9/18/2011 | T | The Links Incorporated - 25th Anniversary

**HOUSE TRIBUTE ANNOUNCEMENT #41**

**DATE:** January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number** | **Sponsor** | **Date** | **Type** | **Description**
---|---|---|---|---
H146-812 | Carson | 8/20/2011 | T | Peggy Hutchins - 80th Birthday
H146-813 | Outten | 8/21/2011 | M | John Caleb Barrett
H146-814 | Kenton | 8/19/2011 | T | Roy & Connie White - 50th Wedding Anniversary
H146-815 | Barbieri | 8/30/2011 | T | Victor Singer - Service to NCC Planning Board
H146-816 | Lavelle; Barbieri | 7/31/2011 | M | Mary Elizabeth Mical
H146-817 | Hudson | 8/19/2011 | M | Ralph A. Rossi, M.D.
H146-818 | Kenton; Wilson | 9/1/2011 | M | Clifford Knotts
H146-819 | Wilson | 8/31/2011 | M | Elvin Schrock
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-835</td>
<td>Q. Johnson</td>
<td>9/10/2011</td>
<td>T</td>
<td>Michael Sturtevant - NJ Army National Guard - Chief Warrant Officer</td>
</tr>
<tr>
<td>H146-836</td>
<td>Carson</td>
<td>9/6/2011</td>
<td>M</td>
<td>Joan Veronica Bates</td>
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<tr>
<td>H146-837</td>
<td>Kenton; Wilson</td>
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<td>Elwood J. Clendaniel</td>
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<td>Ruth Esther Harris</td>
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<td>M</td>
<td>Patricia A. Smith</td>
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<td>M</td>
<td>Nellie Scott Marencin</td>
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<td>Charles D. Coverdale</td>
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<td>William L. Dougherty</td>
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<td>Lillian C. Wood</td>
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<td>T</td>
<td>Elizabeth Vassas - Retirement - DSP</td>
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<td>H146-846</td>
<td>Willis; Jaques; Brady</td>
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<td>MSG Rodney Godfrey - Retirement - Army National Guard</td>
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<td>Randolph Ferguson - Retirement - DelDOT</td>
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<td>H146-848</td>
<td>Briggs King</td>
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<td>M</td>
<td>Richard McGinnis</td>
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<td>Barbieri</td>
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<td>Polycystic Kidney Disease Foundation</td>
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<td>D. Short</td>
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<td>Manor House - 45th Anniversary</td>
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<td>H146-853</td>
<td>D. Short; B. Short</td>
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<td>Dorothy Speight - Retirement - Dept. of Insurance</td>
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<td>Schooley</td>
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<td>Blakey</td>
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<td>Dr. Daniel Coons - Induction - DE Aviation Hall of Fame</td>
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<td>Blakey</td>
<td>10/7/2011</td>
<td>T</td>
<td>Maxine Lewis - Induction - DSU Athletic Hall of Fame</td>
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DATE: January 11, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:
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<tr>
<td>H146-859</td>
<td>Kowalko</td>
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<td>Alice Bryant - 100th Birthday</td>
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<td>H146-860</td>
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<td>9/13/2011</td>
<td>T</td>
<td>Staff Sgt. Aaron Allen - Meritorious Service</td>
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<tr>
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<td>Kenton; Wilson</td>
<td>9/15/2011</td>
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<td>Bobby T. Corder</td>
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<td>H146-863</td>
<td>Schooler</td>
<td>10/6/2011</td>
<td>T</td>
<td>Newark Day Nursery &amp; Children's Center - 50 Years</td>
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<td>H146-864</td>
<td>Briggs King</td>
<td>9/16/2011</td>
<td>T</td>
<td>William Tobin, Jr. - President - Volunteer Firefighter's Association</td>
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<td>H146-865</td>
<td>Walker</td>
<td>9/22/2011</td>
<td>T</td>
<td>Summit Aviation - Grand Opening - Hangar 8</td>
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<td>Bobby Massey</td>
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<td>Benjamin Price - Eagle Scout</td>
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<td>10/22/2011</td>
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<td>Logan Bellinger - Eagle Scout</td>
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<td>10/22/2011</td>
<td>T</td>
<td>Patrick Buchwald - Eagle Scout</td>
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<tr>
<td>H146-870</td>
<td>Schwartzkopf</td>
<td>9/23/2011</td>
<td>T</td>
<td>Edward Lewandowski - Executive Director - Center for Inland Bays</td>
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<tr>
<td>H146-871</td>
<td>D. Short</td>
<td>9/17/2011</td>
<td>T</td>
<td>Charles Thomas - 100th Birthday</td>
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<tr>
<td>H146-872</td>
<td>Walker</td>
<td>10/9/2011</td>
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<td>Loretta Newsom - School Nurse of the Year</td>
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<td>Outten</td>
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<td>Wayne L. Platzke</td>
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<td>Carson</td>
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<td>K.C. Keeler - Liberty Mutual Coach of the Year</td>
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<td>Atkins</td>
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<td>Lt. Mark Rust - Retirement - DSP</td>
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<td>H146-876</td>
<td>Schwartzkopf</td>
<td>10/1/2011</td>
<td>T</td>
<td>Beebe Medical Center School of Nursing - 90 Years</td>
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<tr>
<td>H146-877</td>
<td>J. Johnson</td>
<td>9/19/2011</td>
<td>M</td>
<td>Mary Elizabeth Wilson</td>
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**HOUSE TRIBUTE ANNOUNCEMENT #44**

**DATE: January 11, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Barbara Jean Butters</td>
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<td>H146-879</td>
<td>Q. Johnson</td>
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<td>T</td>
<td>Greater Delaware Area Buffalo Soldiers - Middletown Chapter - 1st Meeting</td>
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<td>H146-881</td>
<td>Scott</td>
<td>9/23/2011</td>
<td>T</td>
<td>Sam's Club #6330 - Grand Re-Opening</td>
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<tr>
<td>H146-882</td>
<td>Willis</td>
<td>9/22/2011</td>
<td>T</td>
<td>Lt. Justin Broome - Meritorious Service</td>
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<tr>
<td>H146-884</td>
<td>Kenton; Wilson</td>
<td>9/23/2011</td>
<td>T</td>
<td>Paul Mills - Induction - Milford High Football Hall of Fame</td>
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<td>H146-886</td>
<td>Kenton; Wilson</td>
<td>9/23/2011</td>
<td>T</td>
<td>George Davis - Induction - Milford High Football Hall of Fame</td>
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<td>H146-887</td>
<td>Kenton; Wilson</td>
<td>9/23/2011</td>
<td>M</td>
<td>Mary Evelyn Doughten</td>
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<td>H146-888</td>
<td>Willis</td>
<td>9/22/2011</td>
<td>M</td>
<td>Albert V. Lane Jr.</td>
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<tr>
<td>H146-889</td>
<td>Kenton</td>
<td>10/1/2011</td>
<td>T</td>
<td>The Honorable David L. Wilson - Sussex Co. Farm Bureau - Distinguished Service to Agriculture</td>
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<td>H146-890</td>
<td>Bennett</td>
<td>9/23/2011</td>
<td>T</td>
<td>Dover Air Force Base - Air Mobility Command - Installation Excellence</td>
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<td>H146-891</td>
<td>J. Johnson</td>
<td>10/2/2011</td>
<td>T</td>
<td>Rev. Gary Meekins - 40 Years in Ministry</td>
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<tr>
<td>H146-893</td>
<td>Mulrooney</td>
<td>9/17/2011</td>
<td>T</td>
<td>Harvey &amp; Joyce Fuller - 50th Wedding Anniversary</td>
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<td>J. Johnson</td>
<td>10/6/2011</td>
<td>T</td>
<td>William &amp; Dorothy Barnes - 60th Wedding Anniversary</td>
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<td>Jaques</td>
<td>9/15/2011</td>
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<td>Fred &amp; Dolores Palmer - 50th Wedding Anniversary</td>
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<td>9/21/2011</td>
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<td>Huey &amp; Viney Moore - 50th Wedding Anniversary</td>
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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>D. Short</td>
<td>9/17/2011</td>
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<td>Howard &amp; Beverly Baker - 50th Wedding Anniversary</td>
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<td>Schooley, Va.</td>
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<td>Brady</td>
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<td>The Honorable Russell D.F. Dineen</td>
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<td>Olivia Johnson - 100th Birthday</td>
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<td>Sgt. First Class Ken Hockensmith - Retirement - Army National Guard</td>
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<td>Barbieri</td>
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<td>Bolden</td>
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<td>Geraldine Lewis-Loper</td>
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<td>Barbieri</td>
<td>10/6/2011</td>
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<td>Jiten Soneji - Service to DelDOT</td>
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<td>Rev. Alberta Waples - 61 Years - Church of God</td>
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<td>Keeley; J. Johnson</td>
<td>10/5/2011</td>
<td>T</td>
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<td>T</td>
<td>George Zafis - Hilltop Lutheran Neighborhood Center Honoree</td>
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<td>10/5/2011</td>
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<td>Rev. Clarence Petit - Hilltop Lutheran Neighborhood Center Honoree</td>
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<td>H146-915</td>
<td>Lee</td>
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<td>Delmar Fire Dept. - 90 Years</td>
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<td>Lacey Figgs - 50 Years - Delmar Fire Dept.</td>
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<td>Douglas Carl Jones</td>
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<td>H146-919</td>
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<td>10/2/2011</td>
<td>T</td>
<td>Deacon Robert Cousar - 10 Years - St. Joseph’s Catholic Church</td>
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<td>Deacon Robert Levesque - 10 Years - Deacon - St. Joseph's Catholic Church</td>
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<td>Violet T. Richardson</td>
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<td>Barbieri; Schooley; Hudson</td>
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<td>Marie Lally - 95th Birthday</td>
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<td>Walker</td>
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<td>The Wooleyhan Family - NCC Farm Bureau - Farm Family of the Year</td>
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<td>Q. Johnson</td>
<td>10/10/2011</td>
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<td>Wilbert Wright - NCC Farm Bureau - Distinguished Service to Agriculture</td>
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<td>Q. Johnson</td>
<td>10/6/2011</td>
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<td>Penny Lee Steller</td>
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<td>Carson</td>
<td>10/8/2011</td>
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<td>Randolph Faulkner - 90th Birthday</td>
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<td>9/16/2011</td>
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<td>D. Short</td>
<td>10/12/2011</td>
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<td>Chad Passwaters - Heroic Firefighter of the Year</td>
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<td>Elmer Steele - Firefighter of the Year</td>
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<td>Bennett</td>
<td>10/7/2011</td>
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<td>Betty Jane Shulties</td>
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<td>Outten</td>
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<td>Robert H. Smith, DDS</td>
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<td>cosponsor: Rep. Kenton</td>
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<td>Davis &amp; Nancy Shockley - 50th Wedding Anniversary</td>
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<td>cosponsors: Reps. Wilson &amp; Peterman</td>
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<td>H146-950</td>
<td>D. Short</td>
<td>10/5/2011</td>
<td>T</td>
<td>Lester &amp; Velma Stagg - 60th Wedding Anniversary</td>
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<td>Keely</td>
<td>10/1/2011</td>
<td>M</td>
<td>Judith I. Giofre</td>
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<td>H146-952</td>
<td>Hefferman</td>
<td>10/23/2011</td>
<td>T</td>
<td>Cheryl &amp; Ken Kamm - Centennial Award - Hadassah</td>
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<tr>
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<td>Wilson</td>
<td>10/14/2011</td>
<td>T</td>
<td>Douglas Jones - Volunteership - Apple/Scrapple Festival</td>
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<td>Wilson</td>
<td>10/14/2011</td>
<td>T</td>
<td>Bonnie Workman - Volunteership - Apple/Scrapple Festival</td>
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<tr>
<td>H146-955</td>
<td>Schwartzkopf</td>
<td>10/20/2011</td>
<td>T</td>
<td>Master Cpl. Mark Ostroski - Retirement - DSP</td>
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<td>Michael &amp; Dorothy Mazick - 50th Wedding Anniversary</td>
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<td>D.P. Williams</td>
<td>10/20/2011</td>
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<td>Arnetta McRae - Retirement - DPSC</td>
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<tr>
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<td>Schwartzkopf</td>
<td>10/19/2011</td>
<td>T</td>
<td>Connie Cooper - DelTech Distinguished Alumni Award</td>
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**TO:** The Honorable Robert F. Gilligan  
Speaker of the House  

**FROM:**  
Representative Ruth Briggs King
wearing helmets, according to the Office of Emergency Medical Services. A Michigan study on riders not wearing helmets were, on average, more than $12,000 greater than injured riders who were significant. A review of motorcyclists injured in accidents while not wearing helmets were 22% more likely to be hospitalized and twice as likely to be hospitalized with a head injury than those who wore helmets.

In addition, when a motorcyclist is in an accident without a helmet, the additional medical costs are staggering. In Delaware, the number of motorcycle fatalities decreased by 37%. (American Journal of Public Health, August 2002). California saw a similar drop when it passed its helmet law in the early 1990s. In that state, an “estimated 92 to 122 fewer motorcycle fatalities occurred in 1992 than would have been expected without” the mandatory helmet law. (Journal of the American Medical Association, November 1994). The results were no less dramatic when Pennsylvania repealed its mandatory helmet law. “The number of Pennsylvania residents dying in Pennsylvania from motorcycle-related injuries increased 40% after the helmet law was repealed. The number of head injury deaths increased 66%, whereas the number of nonhead injury deaths increased 25%.” (American Journal of Public Health, August 2008).

These deaths and injuries that could have been avoided impose meaningful costs on our society. For every life that could have been saved by wearing a helmet, there is a family missing a father or a mother, a husband or a wife, a brother, a sister, or a child. These loved ones will experience the pain of loss for years. No amount of grief will bring their loved ones back, but the simple act of wearing a helmet might help prevent the tragedy from occurring in the first place. In addition, when a motorcyclist is in an accident without a helmet, the additional medical costs are significant. A review of motorcyclists injured in Delaware over 2006-2007 showed that the medical costs of riders not wearing helmets were, on average, more than $12,000 greater than injured riders who were wearing helmets, according to the Office of Emergency Medical Services. A Michigan study similarly...

Subject: Absence from Session
I am unable to attend session on Wednesday, January 11, 2012 and Thursday, January 12, 2012 due to illness. I have been diagnosed with pneumonia and ordered to bed rest.

July 18, 2011

LEGISLATIVE ADVISORY #10
Governor Jack A. Markell signed the following legislation on the date indicated: 7/14/11 - HB 95 aab SA 1, SB 25 aab SA 1 & 2, HB 46 aab HA 1 aab SA 1 & 2 & SA 1 & HB 150 aab HA 1.

Governor Jack A. Markell vetoed the following legislation on the date indicated: 7/14/11 - HB 95 aab SA 1.

July 13, 2011

TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE 146TH GENERAL ASSEMBLY:

Pursuant to Article III, Section 18 of the Delaware Constitution, I am vetoing House Bill No. 95 by returning it with my objections to the House of Representatives without my signature.

House Bill No. 95 repeals the requirement that persons operating a motorcycle in Delaware carry a safety helmet. This is a basic safety rule that has been part of Delaware law since 1978, when it replaced a law requiring all riders to wear a safety helmet. 21 DEL. C. § 4185(b); 60 DEL. LAWS, c. 701, § 54; 61 DEL. LAWS, c. 314, §1. For more than thirty years, motorcycle operators have had to carry a safety helmet while riding. But wearing that safety helmet has been their option. Proponents of House Bill No. 95 argue that a law requiring merely the possession of a helmet does not improve the safety of riders. In some ways, they are correct. A helmet lashed to a seat or handlebars does little, if anything, to improve the situation of a rider in an accident.

However, because Delaware’s helmet law requires riders to have a helmet in their possession, riders must buy a safety helmet that they might not otherwise purchase. They are further required to carry that helmet with them as they ride the roads of our state. With a helmet in their possession, many riders sensibly recognize that the helmet does more good on their head than it does as an ornament on their motorcycle. In this indirect way, our law encourages riders to use the helmets they are required to carry. The law may be imperfect, but it sends a signal -- wearing a helmet while riding a motorcycle is something we value as a community. This requirement saves lives. Riders are more likely to wear helmets if they have to carry one on their motorcycle, and passengers picked up by motorcycle as least have the option to wear a helmet since, under current law, one must be provided.

Sadly, many motorcyclists still do not take advantage of the helmet they are required to carry. In the weeks while this bill was being considered, there were multiple motorcycle accidents in which riders without safety helmets were killed. So far in 2011, eleven people have died in motorcycle accidents. Nine of them were not wearing a helmet. This total is already more than the number of motorcyclists killed in all of 2010 -- and much of the busy summer motorcycle season still remains.

Helmets may not save every life, but the evidence is clear that they help. The National Highway Transportation Safety Association estimates that motorcycle helmets saved 1,829 lives in 2008, and that if all motorcyclists had worn helmets, an additional 823 lives could have been saved. In Delaware, motorcyclists in accidents while not wearing helmets were 22% more likely to be hospitalized and twice as likely to be hospitalized with a head injury than those who wore helmets.

Perhaps the best evidence comes from states that have adopted or repealed mandatory helmet laws. When states adopt mandatory helmet laws, the number of motorcycle fatalities decreases. In Maryland, the number of motorcycle fatalities decreased by 37%. (American Journal of Public Health, August 2002). California saw a similar drop when it passed its helmet law in the early 1990s. In that state, an “estimated 92 to 122 fewer motorcycle fatalities occurred in 1992 than would have been expected without” the mandatory helmet law. (Journal of the American Medical Association, November 1994). The results were no less dramatic when Pennsylvania repealed its mandatory helmet law. “The number of Pennsylvania residents dying in Pennsylvania from motorcycle-related injuries increased 40% after the helmet law was repealed. The number of head injury deaths increased 66%, whereas the number of nonhead injury deaths increased 25%.” (American Journal of Public Health, August 2008).

These deaths and injuries that could have been avoided impose meaningful costs on our society. For every life that could have been saved by wearing a helmet, there is a family missing a father or a mother, a husband or a wife, a brother, a sister, or a child. These loved ones will experience the pain of loss for years. No amount of grief will bring their loved ones back, but the simple act of wearing a helmet might help prevent the tragedy from occurring in the first place. In addition, when a motorcyclist is in an accident without a helmet, the additional medical costs are significant. A review of motorcyclists injured in Delaware over 2006-2007 showed that the medical costs of riders not wearing helmets were, on average, more than $12,000 greater than injured riders who were wearing helmets, according to the Office of Emergency Medical Services. A Michigan study similarly...
concluded that “helmet use decreased the mean cost of hospitalization by more than $6,000 per patient.” 
(Journal of Trauma, September 2002).

These costs are borne by our State through higher health insurance premiums and other health costs. Only slightly more than half of motorcycle crash victims have private health insurance coverage. So a great deal of the additional costs that could have been avoided by the use of a helmet is being passed through to taxpayers and other payers.

Supporters of House Bill No. 95 have identified problems with the current law. They point to the State’s regulations, which adopt Federal Motor Vehicle Safety Standard (“FMVSS”) No. 218, published by the U.S. Department of Transportation’s National Highway Traffic Safety Administration (“NHTSA”). Helmet manufacturers self-certify compliance with FMVSS 218 to obtain a right to use a “DOT” sticker that shows compliance. Advocates have pointed out that a not-insignificant portion of helmets later tested by NHTSA fail to meet the requirements of FMVSS 218. This is regrettable. While many of these failing helmets are recalled by their manufacturers, it would be better if NHTSA has a more rigorous review system. But the fact that enforcement of federal helmet regulations is imperfect is not a good argument for eliminating Delaware’s existing helmet law. Most certified helmets do pass federal review, and the research recited above shows that helmets have been demonstrably effective at saving lives and reducing medical costs.

Supporters have also argued that education and training are far better at reducing injury to motorcyclists than requiring the possession of a helmet. I agree that education and training are important. The Division of Motor Vehicles motorcycle training classes and the Office of Highway Safety’s publicity campaigns, like this year’s Ride Safe – Ride Smart campaign, have helped increase safety awareness among both motorists and motorcyclists. Those are important investments in rider safety, but education and training are not the only answer. The state has campaigns to encourage seat belt use, but we still require seat belts to be used on Delaware roads. The state has campaigns to discourage the use of mobile phones while driving, but we still prohibit their use without a hands-free device.

I am prepared to sit down with the proponents of House Bill No. 95 and others to discuss how we can make out roads safer for motorcyclists. Part of that dialogue should include addressing education and training and concerns about how our laws are enforced. It should also include discussion of a mandatory helmet requirement, which experience has shown in other states can save lives. But repealing a law that, for more than thirty years, has helped promote the use of helmets that have saved numerous lives is not something that I believe is in the best interest of our state.

For that reason, I have concluded that it is necessary to veto House Bill No. 95 by returning it to the House of Representatives without my signature.

Sincerely,
Jack A. Markell
Governor

Representative Longhurst made a comment. Representative Viola requested that he be marked present. Representative Longhurst deferred to Representative B. Short. Representative B. Short requested and was granted personal privilege of the floor to introduce a guest. Representative Q. Johnson requested and was granted personal privilege of the floor to introduce a guest. Representative Kenton requested and was granted personal privilege of the floor to introduce guests. Mr. Speaker Gilligan made an announcement. Representative D. Short requested that he be marked present.

The Majority Whip moved to recess for committee meetings and to the call of the Chair at 2:17 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 12, 2012. Representatives Miro & Schwartzkopf requested that they be marked present for the current Legislative Day.

The Chief Clerk read the following committee reports into the record:

**JUDICIARY:** HB 231 - 7M; HB 234 - 2F.4M.
**ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE:** HB 170 - 4F.7M; SB 80 w/SA 1 - 2F.9M.
**PUBLIC SAFETY & HOMELAND SECURITY:** SB 120 - 1F.6M.

The Reading Clerk read the following communications into the record:

**LEGISLATIVE ADVISORY #11**
Governor Jack A. Markell signed the following legislation on the date indicated: 7/25/11 - HB 138, HB 139, HB 161 aab SA 1, HB 169 aab HA 1, HB 187 aab HA 1 & SA 1, HB 85, SB 110, SB 132, SB 31 aab SA 1, SB 32 aab SA 2, SB 33 aab SA 2, SB 38 aab SA 2, SB 52 & HJR 7 aab SA 1.
August 3, 2011

**LEGISLATIVE ADVISORY #12**
Governor Jack A. Markell signed the following legislation on the date indicated: 7/27/11 - HB 188, HB 74, SB 118, SB 155 & SB 89; 7/28/11 - SB 117; 7/29/11 - SB 119 aab SA 1, HB 160 aab HA 1 & HS 1 for HB 143 aab HA 1.

Representative D.P. Williams requested that he be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.
earnest and good focus those elections must be as clear as possible to avoid questioned or questionable results. That is why I have The proper conduct of elections is fundamental to our system of government, and the procedures regarding interested parties to find a fairer way to fill candidates, until the next municipal election. I propose to work with municipalities, legislators and other evenly municipality’s governing body to fill that vacancy until the next election. As a result, when the voters are State Elections Commissioner, unless a municipal charter dictates otherwise. The bill then requires the municipality’s governing body to fill that vacancy until the next election. Finally, in the event of a tie in a municipal election, HS 1 to HB 33 requ...
pledge to work with those involved over the next few months to craft legislation that addresses these important issues.

Sincerely,

Jack A. Markell
Governor

Representative Schwartzkopf made comments and deferred to Jerry Grant, Majority Deputy Chief of Staff, who made comments regarding the 2012 Legislative Fellows Program. The Legislative Fellows for the majority caucus stated their names, hometowns, universities, majors and committee assignments for the record. Pam Price, Minority Chief of Staff, made comments. The Legislative Fellows for the minority caucus stated their names, hometowns, universities, majors and committee assignments for the record. Representatives Hudson, Lavelle, Manolakos & Schwartzkopf made comments. Representative Atkins requested that he be marked present. Mr. Speaker Gilligan made an announcement. Representative B. Short requested that he be marked present. Representative Brady made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:18 p.m.

The House reconvened at 3:32 p.m.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought SB 80 w/SA 1, jointly sponsored by Senator Bushweller, before the House for consideration.

SB 80 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE FUNDING OF THE DELAWARE INSURANCE FRAUD PREVENTION BUREAU. (3/5 bill)

Representatives B. Short & Lavelle made comments. Representative B. Short requested and was granted privilege of the floor for Gerald R. Pepper, Director of Fraud Bureau, Department of Insurance. Representative Lavelle made comments.

The roll call on SB 80 w/SA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Briggs King - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House,

SB 80 w/SA 1 was returned to the Senate.

Representative Keeley requested that she be marked present during the roll call.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought HB 170, jointly sponsored by Representative D. Short & Senator Bushweller, before the House for consideration.

HB 170 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE REQUIRING INSURERS TO OFFER TO OTHERWISE-ELIGIBLE EMPLOYEES MINI-COBRA COVERAGE IN SMALL-EMPLOYER PLANS.

Representative B. Short introduced and brought HA 1 to HB 170 before the House for consideration. Representative B. Short made comments. HA 1 was adopted by voice vote. Representative B. Short made comments.

The roll call on HB 170 w/HA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Briggs King - 1.

Therefore, having received a constitutional majority, HB 170 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kowalko.

Representative Kowalko brought HB 231, jointly sponsored by Representative Keeley & Senator Bunting & Representatives Bennett, Jaques, Mitchell, Osienksi, B. Short & Walker & Senators Hall-Long & Henry, before the House for consideration.

HB 231 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE RESIDENTIAL MORTGAGE FORECLOSURE MEDIATION PROGRAM.

Representative Kowalko made comments.

The roll call on HB 231 was taken and revealed:

YES: 40.
ABSENT: Representative Briggs King - 1.

Therefore, having received a constitutional majority, HB 231 was sent to the Senate for concurrence.

Representative Keeley made comments regarding HB 231.

Mr. Speaker Gilligan made an announcement.

The Majority Leader moved to recess to the call of the Chair at 3:50 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 17, 2012.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 160 and requests the concurrence of the House.

August 10, 2011

LEGISLATIVE ADVISORY #13
Governor Jack A. Markell signed the following legislation on the date indicated: 8/3/11 - SB 65 aab SA 1, SB 123 aab SA 1, HB 172, SB 148, HB 175, SB 154 aab SA 1 & 2, HB 168 aab HA 1, 2, HA 1 to HA 2 & HA 3, HB 174 aab HA 1; 8/6/11 - SB 93 & HB 182 aab HA 1.

Governor Jack A. Markell vetoed the following legislation on the date indicated: 8/9/11 - HS 1 for HB 33.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

4th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
January 17, 2012

The Chief Clerk called the roll:

Members Present: 40.

Members Absent: Representative Manolakos - 1.

The Colors were presented by members of the Delaware Wing, Civil Air Patrol.

A prayer was offered by Chaplain Richard G. Pyle, Delaware Wing, Civil Air Patrol.

Colonel William S. Bernfeld, Commander, Delaware Wing, Civil Air Patrol, led those present in the pledge of allegiance to the American flag.

The following prefiled legislation was introduced:


HB 243 - BARBIERI & REPRESENTATIVE SCOTT & SENATOR SOKOLA; REPRESENTATIVES BOLDEN, HEFFERNAN, HUDSON, JAQUES, LONGHURST, OSIENSKI, Schooley, M. SMITH, WALKER; SENATORS BUNTING, ENNIS - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Reporting School Crimes.

HB 244 - HEFFERNAN & SENATOR SOKOLA; REPRESENTATIVES ATKINS, BOLDEN, J. JOHNSON, Q. JOHNSON, KEELEY, LONGHURST, MITCHELL, SCOOLEY, SCOTT, B. SHORT, WALKER, D.E. WILLIAMS; SENATORS HENRY, KATZ, SORENSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to School Attendance.

HB 245 - HEFFERNAN & SENATOR SOKOLA; REPRESENTATIVE Q. JOHNSON, KEELEY, MITCHELL - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to the Adoption of People First Language in and the Removal ofInsensitive and Offensive Language from the Criminal Code.

HB 246 - MIRO & REPRESENTATIVE VIOLA & SENATOR SORENSON & SENATOR CONNOR; REPRESENTATIVES KENTON, LAVELLE, HOCKER, HUDSON, KENTON, PETERMAN, RAMONE, D. SHORT, WILLIS, WILSON, JAQUES, MITCHELL, OSIENSKI; SENATOR SOKOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Establishing a Yellow Dot Medical Information Alert Program.


Representative Schwartzkopf deferred to Representatives Carson & D.E. Williams who presented a House Tribute to Colonel William S. Bernfeld, Commander, Delaware Wing, Civil Air Patrol, on the occasion of the 70th Anniversary of the Civil Air Patrol in Delaware. Colonel Bernfeld addressed the House. Representative Schwartzkopf requested and was granted personal privilege of the floor to introduce Brigadier General Carol Timmons, Director, Joint Staff, Delaware Joint Force Headquarters. The House observed a moment of silence in memory of Leonard W. Quill, Sr. at the request of Representative Bennett. Representative Barbieri requested and was granted personal privilege of the floor to introduce guests. Representative D.E. Williams requested and was granted personal privilege of the floor to introduce a guest. Representative Atkins requested and was granted personal privilege of the floor to introduce a guest. Representative Ramone requested and was granted personal privilege of the floor to make comments. Representative Schwartzkopf made comments. Representative Keeley requested that she be marked present and made comments. Representative Brady made comments. Representative Hudson requested that she be marked present. Representative Schwartzkopf deferred to Representative Bolden who presented a House
Tribute to Rebecca Stahl, winner of the “Unsung Hero” Award, Communities in Schools of Wilmington, who addressed the House. Jim Purcell, President, Communities in Schools, presented awards to schools that earned national accreditation and to Nia Williams, Executive Director.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques moved to suspend the rules which interfere with introduction of and action on **HJR 10**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Lavelle requested that he be marked present.

Representative Jaques introduced and brought **HJR 10**, jointly sponsored by Senator Bunting, before the House for consideration.

**HJR 10** - RECOGNIZING MAJOR GENERAL FRANCIS D. VAVALA FOR HIS LEADING ROLE IN RESHAPING THE MILITARY OF THE UNITED STATES OF AMERICA.

Representative Jaques made comments.

The roll call on **HJR 10** was taken and revealed:

YES: 37.

NOT VOTING: Representative Brady - 1.

ABSENT: Representatives Hudson, Manolakos & D.P. Williams - 3.

Therefore, having received a constitutional majority, **HJR 10** was sent to the Senate for concurrence.

Representatives Ramone & Jaques made comments regarding **HJR 10**.

Representative Schwartzkopf deferred to Representative Mulrooney.

Representative Mulrooney moved to suspend the rules which interfere with introduction of and action on **HJR 9**. The motion was seconded by Representative J. Johnson and adopted by voice vote.


**HJR 9** - URGING THE CONTINUED OPERATION OF THE HARES CORNER U.S. MAIL PROCESSING AND DISTRIBUTION CENTER

Representative Mulrooney made comments.

The roll call on **HJR 9** was taken and revealed:

YES: 38.

ABSENT: Representatives Manolakos, Miro & D.P. Williams - 3.

Therefore, having received a constitutional majority, **HJR 9** was sent to the Senate for concurrence.

Representative Brady made comments regarding **HJR 9**.

Representative Schwartzkopf introduced and brought **HCR 26**, jointly sponsored by Senator DeLuca & Representatives Gilligan, Longhurst, Lavelle & Hocker & Senators Blevins, Henry, Simpson & Sorenson, before the House for consideration.


Representative Schwartzkopf made comments.

**HCR 26** was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri requested that **HB 237** be stricken.

Representative Schwartzkopf moved to recess for caucus and to the call of the Chair at 2:49 p.m.

The House reconvened at 4:49 p.m.

The minutes of the previous legislative day were approved as posted.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed **HCR 26, HJR 9 & HJR 10** and is returning the same to the House.

January 17, 2012

The Honorable Robert F. Gilligan

Speaker of the House

Legislative Hall

Dover, DE 19901

Dear Speaker Gilligan:

Please be advised that I will be absent from Legislative Session, today January 17, 2012, due to illness.

Thank you for your understanding.

Sincerely,

Nicholas T. Manolakos
Representative Schwartzkopf deferred to Representative Longhurst.
Representative Longhurst brought SB 120, jointly sponsored by Senator Sokola & Senator Sorenson & Representatives Hocker, Jaques, Miro, Osienski & B. Short, before the House for consideration.

**SB 120 - AN ACT TO AMEND TITLE 21, CHAPTER 41 OF THE DELAWARE CODE RELATING TO BICYCLES.**

Representatives Longhurst & Hudson made comments. Representative Longhurst requested and was granted privilege of the floor for Terry L. Gorlich, Legislative Liaison, DelDOT. Representative D.P. Williams requested that he be marked present. Representatives Hudson & Longhurst made comments.

Representative Longhurst introduced a guest.

The roll call on SB 120 was taken and revealed:
- YES: 40.
- ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority, SB 120 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 234, jointly sponsored by Senator Henry & Representatives Bennett, Bolden, Hefferman, Hudson, Jaques, Kenton, Kowalko, Mitchell & D. Short, before the House for consideration.

**HB 234 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO CONSUMER PROTECTION.**

Representatives Keeley & Lavelle made comments.

The roll call on HB 234 was taken and revealed:
- YES: 39.
- NOT VOTING: Representative Wilson - 1.
- ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority, HB 234 was sent to the Senate for concurrence.

Representative Lavelle made comments. Representative Carson introduced and welcomed former Representative Pamela Thornburg Bakerian. Representative Barbieri. Representative Barbieri made an announcement. Representatives Schooley & Lavelle made announcements.

The Majority Leader moved to recess to the call of the Chair at 5:02 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 18, 2012.

The Reading Clerk read the following communications into the record:

**LEGISLATIVE ADVISORY #14**
Governor Jack A. Markell signed the following legislation on the date indicated:
- 8/15/11 - HB 76 aab HA 1 & 2 & SJR 7;
- 8/16/11 - HB 131, SB 139 aab SA 1 & HA 1, HB 121, HS 1 for HB 88, SB 109 aab SA 1 & SB 92 aab HA 1;
- 8/17/11 - HB 123 aab HA 1, HB 214 aab HA 1 & SA 1 & HB 91.

The following are constitutional amendments and do not require the Governor’s signature:
- 6/23/11 - SB 37;
- 6/30/11 - SB 18.

**LEGISLATIVE ADVISORY #15**
Governor Jack A. Markell signed the following legislation on the date indicated:
- 8/17/11 - SB 64 aab SA 2 & HA 1, SB 144 aab SA 1, HS 1 for HB 158 & SB 108;
- 8/19/11 - HB 205;
- 8/22/11 - HB 177 aab HA 1 & 3 & HB 42 aab HA 2.

Representative Schwartzkopf made an announcement.

The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.

**5TH LEGISLATIVE DAY - 146TH GENERAL ASSEMBLY - SECOND SESSION**
January 18, 2012

The Chief Clerk called the roll:
- Members Present: 39.

A prayer was offered by Representative Lincoln D. Willis, Twenty-ninth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The Reading Clerk read the following communications into the record:

**LEGISLATIVE ADVISORY #16**
Governor Jack A. Markell signed the following legislation on the date indicated:
- 8/17/11 - HB 173 aab HA 1; 8/26/11 - HB 180; 8/30/11 - SB 111 aab SA 1.

September 21, 2011
TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE 146TH GENERAL ASSEMBLY:

Pursuant to Article III, Section 18 of the Delaware Constitution, I am vetoing House Bill No. 50 by returning it with my objections to the House of Representatives without my signature.

House Bill No. 50 was drafted to correct four cross-references in the consumer protection laws that were rendered incorrect by a bill enacted last year, House Substitute No. 1 for House Bill No. 247, 77 Del. Laws c. 282. Specifically, in four locations within Title 6 there are references to 29 Del. C. §2517(c). Until last year, § 2517(c) gave the Attorney General authority to enforce certain specifically enumerated consumer protection laws. When House Substitute No. 1 for House Bill No. 247 was passed, § 2517 was re-organized and subsection (c) now refers to the appointment of a Director of Consumer Protection. House Bill No. 50 purports to correct the erroneous cross-references in the Code by replacing references to the former § 2517(c) with “a more general reference to the location of the relocated power as ‘Chapter 25 of Title 29.’”

I am vetoing House Bill No. 50 because, on closer examination, it appears that the bill would in fact cause a substantive change that was not intended. By changing a specific reference to Delaware’s consumer protection laws to a more general reference to the authority of the Attorney General, the limited funding and purpose of the Consumer Protection Fund would be eliminated.

Specifically, sections 2, 3 and 4 of House Bill No. 50 amend § 2527 of Title 6, which governs the Consumer Protection Fund. As amended, subsection (a) of § 2527 would require that 141 money received by the State as a result of actions brought by the Attorney General pursuant to Chapter 25 of Title 29 or pursuant to the state or federal antitrust laws shall be credited by the State Treasurer to a fund to be known as the ‘Consumer Protection Fund.’ Similarly, subsection (c) of § 2527, if amended, would require that money in the Consumer Protection Fund “be used solely for the payment of expenses incurred by the Attorney General in connection with its activities under Chapter 25 of Title 29, this chapter or the state and federal antitrust laws.”

Chapter 25 of Title 29 is a general reference to the authority of the Attorney General, not just a reference to the consumer protection laws. Chapter 25 of Title 29 addresses the Attorney General’s authority to bring criminal charges and represent state agencies in civil proceedings. 29 Del. C. §2504(6), (3). It authorizes the Attorney General’s Office to spend money on the retention of deputies and appointment of state detectives. Id. at §§ 2505, 2513. It includes the Not-for-profit Healthcare Conversion Act, and requires that public benefit assets from qualifying transactions be placed in a foundation to support the State’s unmet health needs. Id. at § 2530, et seq.

If House Bill No. 50 became law, it would require that “all money received by the State as a result” of actions brought under Chapter 25 be credited to the Consumer Protection Fund. That would substantially broaden the scope of assets collected by that fund well beyond recoveries under the consumer protection laws. It would also potentially be in conflict with the recovery of public benefit assets under the Not-for-profit Healthcare Conversion Act. Similarly, if House Bill No. 50 became law, the Consumer Protection Fund could be used for almost any purpose for which spending is authorized by Chapter 25, including purposes that do not relate to consumer protection.

Plainly, these results were not intended by the authors of House Bill No. 50 and those who voted on it. While the cross-references in Title 6 need to be addressed, they can be fixed in a manner that does not alter the limited funding and purpose of the Consumer Protection Fund. I would support legislation next year to do that.

For these reasons, I have concluded that it is necessary to veto House Bill No. 50 by returning it to the House of Representatives without my signature.

Sincerely,

Jack A. Markell
Governor

HOUSE TRIBUTE ANNOUNCEMENT #48

DATE: January 18, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
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<th>Type</th>
<th>Description</th>
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<tr>
<td>H146-966</td>
<td>Atkins</td>
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<td>T</td>
<td>NRG Energy, Inc. - Community Support</td>
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<tr>
<td>H146-967</td>
<td>Atkins</td>
<td>10/20/2011</td>
<td>T</td>
<td>Karen Lessey - Millsboro Middle School Mentor Coordinator</td>
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<td>H146-968</td>
<td>George</td>
<td>10/26/2011</td>
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<td>Prudential Fox &amp; Roach Realtors - Charity Day</td>
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<td>D. Short</td>
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<td>Franklin Ewell Horsman, Sr.</td>
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<td>Scott; George</td>
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<td>Janet Carter - Retirement - DOE</td>
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<td>Willis</td>
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<td>Amber Augustus - Teacher of the Year</td>
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<td>Amelia Ann Hall</td>
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<td>H146-988</td>
<td>Peterman;</td>
<td>10/30/2011</td>
<td>T</td>
<td>Grace Messick - 88th Birthday</td>
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<td>Kenton; Wilson</td>
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<td>Marshall Arnell</td>
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<td>Walker</td>
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<td>Briggs King</td>
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<td>Danny Hicks</td>
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<td>Ruth Poore</td>
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<td>Gilligan</td>
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<td>Hudson</td>
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<td>Eugene &amp; Joan Callaghan - 50th Wedding Anniversary</td>
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<td>Lee</td>
<td>11/17/2011</td>
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<td>Marion Handy - Delmar Citizen of the Year</td>
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<td>Falon Marie DelleDonne</td>
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<td>Outten</td>
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<td>Alice R. Clark</td>
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<td>H146-1016</td>
<td>Wilson; Peterman</td>
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<td>Diana Kitson - Retirement - Wilson's Auction</td>
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<td>D. Short</td>
<td>11/11/2011</td>
<td>T</td>
<td>Dick Drummond - Flag Pole Dedication</td>
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<td>Scott</td>
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<td>Omega Psi Phi Fraternity, Inc. - 100 Years</td>
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<td>Wilmington Kiwanis - Universal Children's Day</td>
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<td>Francis Urick - Retirement - Dept. of Labor</td>
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<td>James Goudie</td>
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<td>G &amp; E Hocker's Super Market - 40 Years</td>
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<td>D. Short</td>
<td>5/25/2011</td>
<td>T</td>
<td>Matthew Dopler - Eagle Scout</td>
</tr>
<tr>
<td>H146-1035</td>
<td>D. Short</td>
<td>7/27/2011</td>
<td>T</td>
<td>Stephen Dopler - Eagle Scout</td>
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<td>D. Short</td>
<td>7/27/2011</td>
<td>T</td>
<td>Nicholas Dopler - Eagle Scout</td>
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<tr>
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<td>Lee</td>
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<td>T</td>
<td>Delaware State Fire Police - 50 Years</td>
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<td>Outten</td>
<td>11/10/2011</td>
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<td>Virginia Brown Waters</td>
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<tr>
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<td>Kenton</td>
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<td>T</td>
<td>Ellendale United Methodist Church - 129th Homecoming Service</td>
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<tr>
<td>H146-1041</td>
<td>Outten</td>
<td>11/16/2011</td>
<td>M</td>
<td>Grace V. Minner</td>
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<td>Hocker</td>
<td>11/21/2011</td>
<td>T</td>
<td>Fenwick Island Lions Club - 25 Years</td>
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<td>Bennett; Scott</td>
<td>11/17/2011</td>
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<td>11/19/2011</td>
<td>M</td>
<td>Elizabeth Jean Rogers</td>
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<tr>
<td>H146-1046</td>
<td>Hudson; M. Smith</td>
<td>12/17/2011</td>
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<td>James J. Ficca</td>
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<td>Bennett</td>
<td>11/30/2011</td>
<td>T</td>
<td>Delaware Ballet - 25 Years - Nutcracker</td>
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<tr>
<td>H146-1050</td>
<td>Wilson</td>
<td>12/11/2011</td>
<td>T</td>
<td>Chaplain's Chapel United Methodist Church - 150 Years</td>
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<td>Michael Hare - 50th Birthday</td>
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<td>D. Short</td>
<td>7/27/2011</td>
<td>T</td>
<td>Matthew Dopler - Eagle Scout</td>
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<td>T</td>
<td>Stephen Dopler - Eagle Scout</td>
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<tr>
<td>H146-1037</td>
<td>Lee</td>
<td>11/19/2011</td>
<td>T</td>
<td>Delaware State Fire Police - 50 Years</td>
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<td>Outten</td>
<td>11/10/2011</td>
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<td>Virginia Brown Waters</td>
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<td>Kenton</td>
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<td>T</td>
<td>Ellendale United Methodist Church - 129th Years</td>
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<tr>
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<td>Outten</td>
<td>11/16/2011</td>
<td>M</td>
<td>Grace V. Minner</td>
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<td>Hocker</td>
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<td>T</td>
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<td>Wilson</td>
<td>12/11/2011</td>
<td>T</td>
<td>Chaplain's Chapel United Methodist Church - 150 Years</td>
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<td>Rene Nolan - Administrator of the Year</td>
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<td>Eleanor Cordrey - Lewes Public Library - Volunteer of the Year</td>
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<td>Carson</td>
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<td>Austin Cary - 90th Birthday</td>
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<td>H146-1079</td>
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<td>Phyllis Bialow Levitt</td>
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<td>Peterman</td>
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<td>Bruce Frazier - 50 Years - Barratt's Chapel Trustee</td>
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<td>Douglas Finney - Retirement - DelDOT</td>
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<td>D. Short</td>
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<td>Kate Puzey - Peace Corps Volunteer</td>
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<td>Helen E. Frederick</td>
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<td>Gary L. Millman</td>
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<tr>
<td>H146-1088</td>
<td>Briggs King</td>
<td>12/7/2011</td>
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<td>Bonnie L. Briggs</td>
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<tr>
<td>H146-1089</td>
<td>Kenton</td>
<td>12/7/2011</td>
<td>M</td>
<td>Richard Franklin Shockley</td>
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</table>
DATE: January 18, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
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<tr>
<th>Number</th>
<th>Sponsor</th>
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<th>Type</th>
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<tr>
<td>H146-1091</td>
<td>Hocker; Atkins</td>
<td>12/7/2011</td>
<td>T</td>
<td>Indian River High School Football Team - Division II Champs</td>
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<tr>
<td></td>
<td>cosponsors: Reps. Briggs King, Kenton, Lee, Schwartzkopf &amp; Wilson</td>
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<td>H146-1093</td>
<td>Peterman</td>
<td>12/9/2011</td>
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<td>Kenneth D. Fountain</td>
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<td>H146-1094</td>
<td>Mitchell</td>
<td>12/2/2011</td>
<td>T</td>
<td>Robert &amp; Sandra DiEmedio - 50th Wedding Anniversary</td>
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<tr>
<td>H146-1095</td>
<td>Longhurst</td>
<td>12/6/2011</td>
<td>T</td>
<td>Gaylord &amp; Beverly Tweed - 50th Wedding Anniversary</td>
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<td>H146-1096</td>
<td>Barbieri</td>
<td>12/8/2011</td>
<td>T</td>
<td>Herbert &amp; Kate Hoosier - 60th Wedding Anniversary</td>
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<td>Keeley</td>
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<td>Bolden</td>
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<td>Charles B. Braxton</td>
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<tr>
<td>H146-1101</td>
<td>Peterman; Kenton</td>
<td>12/9/2011</td>
<td>T</td>
<td>Judith Bruns - National Assoc. of Agriculture</td>
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<td>Educators - Outstanding Teacher</td>
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<tr>
<td>H146-1102</td>
<td>Outten; Wilson</td>
<td>12/10/2011</td>
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<td>Mrs. Ivins</td>
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<td>H146-1104</td>
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<td>cosponsors: Reps. Atkins, Lee, D. Short, Hocker, Kenton, Wilson, Peterman, Outten &amp; Schwartzkopf</td>
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<td>H146-1109</td>
<td>Q. Johnson</td>
<td>12/14/2011</td>
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<td>Edward Czerwinski - School Boards Assoc. - Distinguished Service</td>
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<td>H146-1110</td>
<td>Mulrooney</td>
<td>12/1/2011</td>
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<td>Francis &amp; Catherine DeAscanis - 60th Wedding Anniversary</td>
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<td>H146-1105</td>
<td>M. Smith</td>
<td>12/30/2011</td>
<td>T</td>
<td>ShopRite of Bear - Grand Opening</td>
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<tr>
<td>T- Tribute</td>
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<td>M - Memoriam</td>
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<tr>
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<td>Representative Schwartzkopf deferred to Representative Blakey.</td>
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<td>HCR 27 - PROCLAIMING THE MONTH OF FEBRUARY 2012 AS AFRICAN AMERICAN HISTORY MONTH AND REQUESTING THE GOVERNOR ISSUE A PROCLAMATION FOR AFRICAN AMERICAN HISTORY MONTH.</td>
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<td>Representative Blakey made comments.</td>
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<td>HCR 27 was adopted by voice vote and was sent to the Senate for concurrence.</td>
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<td>Representative Schwartzkopf deferred to Representative Scott. Representatives D.P. Williams &amp; Keeley requested that they be marked present. Representative Scott introduced guests and requested privilege of the floor for Dr. William N. Johnston, President, Wesley College, who addressed the House. Representatives Scott &amp; Kenton made comments. Representative Schwartzkopf deferred to Representative Keeley. Representative Keeley requested and was granted personal privilege of the floor to make an announcement. The House observed a moment of silence in memory of Henry B. Supinski, Sr. at the request of Representative Brady. Representative Schwartzkopf deferred to Representative Walker. Representative Walker requested and was granted personal privilege of the floor to introduce guests. Mr. Speaker Gilligan made an announcement. Representative Schwartzkopf deferred to Representative Q. Johnson. Representative Q. Johnson made an announcement.</td>
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</table>
The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:22 p.m.
Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:22 p.m. on January 18, 2012:
Representative Miro.
Mr. Speaker Gilligan called the House to order at 1:45 p.m. on January 19, 2012.
The following out-of-session prefilled legislation was introduced:

**January 18, 2012**

**HB 250 - SCHWARTZKOPF & REPRESENTATIVE GILLIGAN & REPRESENTATIVE LONGHURST & SENATOR DELUCA & SENATOR BLEVINS & SENATOR HENRY; REPRESENTATIVES LAVELLE, HOCKER - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Reapportionment of the State Legislative Districts.**
Representative Mullrooney requested that he be marked present for the current Legislative Day.
The Reading Clerk read the following committee reports into the record:

**JUDICIARY:** HB 240 - 7M.

**PUBLIC SAFETY & HOMELAND SECURITY:** SB 152 - 9M.

**ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE:** SB 85 - 10M; HB 236 - 5F,4M.

**EDUCATION:** HB 239 - 1F,7M.

**HEALTH & HUMAN DEVELOPMENT:** HB 246 - 1F,6M; SB 160 - 7M.

**HOUSE ADMINISTRATION:** HB 159 - 5M; HB 222 - 5M; HB 230 - 5M.

The Majority Leader moved to adjourn at 1:46 p.m., thereby ending the current legislative day. The House reconvened at 1:47 p.m.

### 6th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
**January 19, 2012**

The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representative Manolakos - 1.
A prayer was offered by Representative Teresa L. Schooley, Twenty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

Representative Lavelle requested that he be marked present.
The Majority Leader moved to recess for the Joint Session and to the call of the Chair at 1:50 p.m.
Mr. Speaker Gilligan called the House to order at 1:58 p.m.

**JOINT SESSION - HOUSE CHAMBER**
The Sergeant-at-Arms announced the arrival of the Members of the Senate.
The Members of the Senate were admitted, welcomed and seated. Lieutenant Governor Matt Denn and Senator Anthony J. DeLuca, President pro Tempore, joined Mr. Speaker Gilligan on the podium.
The Sergeant-at-Arms announced the arrival of the members of the Judiciary who were admitted, welcomed and seated.
The Sergeant-at-Arms announced the arrival of the Statewide elected officials along with the Presidents of the University of Delaware, Delaware State University and Delaware Technical and Community College who were admitted, welcomed and seated.
The Sergeant-at-Arms announced the arrival of the members of the Governor’s cabinet. They were admitted, welcomed and seated.
Representative Schwartzkopf moved that the Senate and the House meet in Joint Session at 2:00 p.m. for the purpose of hearing an address by the Honorable Jack A. Markell, Governor of the State of Delaware. There was no objection.
Representative Schwartzkopf moved that Mr. Speaker Gilligan preside over the Joint Session. There was no objection.
Representative Schwartzkopf moved that Mr. Speaker Gilligan appoint a committee of four to escort the Governor to the Joint Session. The motion was seconded by Representative Longhurst. There was no objection. Mr. Speaker Gilligan appointed Representative D.P. Williams (Spokesperson), Representative Clifford G. Lee, Senator Bethany Hall-Long and Senator Catherine L. Cloutier to form the escort committee.
Mr. Speaker Gilligan declared a temporary recess at 2:02 p.m. to await the arrival of the Governor. Mr. Speaker Gilligan introduced First Lady Carla Markell and Sussex Councilman Michael Vincent. The Joint Session reconvened at 2:03 p.m.
The capacity to build on existing strengths and to adapt successfully to change is the quality that distinguishes companies that surge to the head of the pack from those that languish. Capitalizing on its strength in science and innovation, DuPont today is a bioscience company. It is not the same chemical company that it was 20 years ago, or the gunpowder company it was 200 years ago. W.L. Gore, Ashland, and AstraZeneca, ILC and our financial services companies have all evolved to keep up with changing markets and technologies. Consider Amazon, which is soon to be one of our larger employers. It’s become an all-purpose online retailer by leveraging the distribution capability it originally developed to deliver books. Our employers are changing – capitalizing on their strengths and thinking about tomorrow. And to lead, to be the place where these companies grow – Delaware must be ready to do the same. We must be ready to “win in the turns.”

Now, in Delaware, our economy directly benefits from our leading employers. Thanks to your financial support of the Strategic Fund, we have attracted and retained significant employers: PBF Energy, Sallie Mae, Baltimore Air Coil, Fisker Automotive, Miller Metal, Bloom Energy, Mountaire Farms and Capital One. We must continue these efforts, and remain nimble and opportunistic and aggressive when large employers present job opportunities. And that is why I will again recommend significant funding for the Strategic Fund next year.

But to do more than just keep pace — to put distance between ourselves and our competitors — we must look beyond the direct benefits our larger employers provide; we must capitalize on their presence to build our competitive edge. We already have terrific small businesses but we aspire to see more created and to see them grow quickly. And to accomplish that, we must nurture the small businesses and new companies that will thrive in the hospitable soil for job creation that our leading employers and our world-class workforce create around them.

Now, following up on the recent “Imagine Delaware” forum sponsored by the News Journal, we are finding new ways to support entrepreneurs. And over the last months, we studied best practices at entrepreneurial support centers around the country in places as far away as Silicon Valley and as nearby as the Science Center in Philadelphia, the CoinLoft in Wilmington and the Tech Park in Newark. The best tend to have a few things in common — flexible incubator spaces, wraparound services like free or discounted legal and accounting assistance, educational opportunities for potential entrepreneurs and investors and outstanding opportunities for collaboration. And working with Representatives Lavelle and Bryon Short and groups like First State Innovation, we’ll apply what we have learned to further support emerging start-ups and growing companies in Delaware. Not every company that uses these resources will be successful and it will take those that succeed time to achieve results. Our goal, though, is not to capture a headline tomorrow; it is to facilitate the creation of jobs for a generation.

Now, while nurturing the businesses of the future, we must also focus on growing our small businesses today. Small businesses need access to credit and we will utilize the federal Small Business Capital One. Sallie Mae, Baltimore Air Coil, Fisker Automotive, Miller Metal, Bloom Energy, Mountaire Farms and Capital One. The capacity to build on existing strengths and to adapt successfully to change is the quality that distinguishes companies that surge to the head of the pack from those that languish. Capitalizing on its strength in science and innovation, DuPont today is a bioscience company. It is not the same chemical company that it was 20 years ago, or the gunpowder company it was 200 years ago. W.L. Gore, Ashland, and AstraZeneca, ILC and our financial services companies have all evolved to keep up with changing markets and technologies. Consider Amazon, which is soon to be one of our larger employers. It’s become an all-purpose online retailer by leveraging the distribution capability it originally developed to deliver books. Our employers are changing – capitalizing on their strengths and thinking about tomorrow. And to lead, to be the place where these companies grow – Delaware must be ready to do the same. We must be ready to “win in the turns.”

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Now, while nurturing the businesses of the future, we must also focus on growing our small businesses today. Small businesses need access to credit and we will utilize the federal Small Business
Credit Initiative to help more creditworthy businesses get the loans they need to expand and create jobs. We’re also pleased to be the first state to announce a partnership with Facebook. And this partnership will help our small businesses fully engage the powerful use of social media to market their products and their services.

We must put ourselves in the shoes of those who create jobs. We’ve got to understand the industries in our State better than any other state. We’ve got to be more committed to the success of the businesses in our state than any other state. And we have most of the ingredients that businesses are looking for – good schools and institutions of higher education, reasonable taxes, a high-quality workforce, a wonderful quality of life, and a responsive government. Now, companies considering expansion or investment value great infrastructure. Whether they are accessing just-in-time supplies, moving products to market, or transporting employees between home and office, we want them to know they’ll find what they need in Seaford, not Shanghai, in Bear, not Bangalore.

And that is why last year we made the decision together to invest $40 million to further support our roads and bridges and we created the Delaware Infrastructure Fund, which has already paid off with Amazon’s decision to expand here. That is also why we invested $10 million in the Port of Wilmington. In the coming months, we will consider opportunities for a public/private partnership to expand and modernize the Port, significantly increasing our capacity to handle global trade. And doing so will not only protect those jobs currently at the Port, but it will sow the seeds of future growth as we leap ahead of our competitors.

Now, when companies decide whether to invest their next dollar in Delaware, it’s not just the quality of our roads, bridges and port that they care about; they also want to know that our air and water are clean and that our communities offer the parks and recreational trails that make life for employees and their families healthy and rewarding. Talk with business leaders on a regular basis and it quickly becomes apparent. Quality of life matters deeply to them because it matters to their workforce. And overlook it, and your state is likely to get overlooked.

Now, our focus on quality of life is proving that economic development and environmental protection are compatible goals. This focus resulted in NRG transforming the Indian River power plant from one of the dirtiest coal-fired power plants in the country into one of the cleanest, and it’s leading to the conversion of the Energy Center in Dover from coal to cleaner-burning natural gas — all the while creating hundreds of construction jobs in the process. Calpine has converted the Edge Moor plant in Wilmington from coal to natural gas. And taken together, these and other improvements are modernizing our energy fleet and reducing air pollution, in a way that equates to taking the equivalent of taking 450,000 cars off the road.

Now, our efforts to promote a high quality of life are not limited to reducing pollution from our power plants. We seek opportunities to connect Delawearans and visitors to all the history and natural beauty that the First State has to offer. Through an innovative public/private partnership, we are helping Yorklyn rebound from NVF’s bankruptcy, transforming it into a revitalized area retaining its mill town roots. Our Bayshore Initiative is enhancing Delaware’s spectacular coastal region and boosting the economy by restoring critical wildlife habitat and improving access for world-class hunting and fishing and kayaking and hiking.

But one of the best ways we can improve our quality of life, and promote healthy lifestyles at the same time, is to make our state more walkable and bikeable. And in the next year, working with Representative Keeley and Senator Venables, we will launch the First State Trails and Pathways Plan. And I am proposing that we dedicate $13 million to build miles of new and enhanced trails throughout our State for every Delawarean to enjoy. Building on the strong foundation of existing trails and greenways already in place, we can make Delaware one of the most walkable and bikeable states in the country.

Now, employers looking to create jobs also care about the availability and cost of electricity. That’s why we reduced the utility tax last spring and why we provided incentives for businesses to invest in energy-saving technology. We need to continue to promote energy-saving investments but when I talk with business leaders about investing in Delaware; I sometimes hear concerns about municipal power rates and the lack of any choice and competition to hold down prices. Now, let me be clear. I have been approached by a number of businesses which, because they are located in the service area of a municipal power system, they’re required to procure their electricity from those municipalities at rates that are uncompetitive with those charged elsewhere in Delaware and — importantly — uncompetitive with other parts of the country where they have similar facilities. Now, I am sensitive to the revenue needs of our municipalities, but if these businesses leave our state, these jobs may well be lost forever. As expressed to me by Senator Simpson and Representative Dan Short, we need to work together to meet the expectations of companies choosing to do business here that the rates they will be charged for municipal power generation will be fair and competitive. And I am ready to begin that conversation with our municipalities.

Now, creating jobs must remain our number one priority and this is particularly true when it comes to our returning veterans. I was privileged to visit recently with our troops in Kuwait and Afghanistan. And we have with us today Sergeant Bruce Stevens of Dover and Senior Airmen Jason Duricek of Wilmington, both of whom served admirably in Afghanistan. And the first thanks we owe all of our veterans when they come home is the chance to partake in the abundance of opportunity that they make possible for the rest of
us. Their mission puts them in harm’s way. Their morale is high; their skills are exceptional. Let’s work together to ensure they have the opportunity to put those skills to work when they come home.

Now, we ensure that state employees who serve are able to return to their jobs. But we should be, and we are, going farther. Thanks to the advocacy of Representative Jaques and others, we added representation of veteran-owned Delaware businesses to our Supplier Diversity Council, to ensure they have a fair opportunity to compete for state business. And one of our biggest private-sector employers, JP Morgan Chase, is leading in this area, hiring thousands of returning veterans and providing incentives for its vendors to do the same. And to encourage others in the private sector to follow their lead, we will propose expanding tax credits to Delaware businesses that hire veterans.

Now, the biggest driver for a business when deciding where to locate and expand is the quality of the workforce. That talent will determine whether the business becomes an innovation leader or gets left behind in the creative dust of its competitors. The late Steve Jobs put it bluntly. He said, “Apple employs seven hundred thousand factory workers in China because it can’t find the thirty thousand engineers in the U.S. that it needs on site at its plants.” We need to do something about that. And this is why, when the history of our time here is written, the determined push we are making to raise student achievement will prove to be the biggest game-changer of all.

Because we have come together – parents and teachers, administrators, private employers, foundations, public officials — to develop and implement a carefully crafted plan that aims high and puts children first, we have been recognized as a national leader in education, winning the nationwide Race to the Top competition. Together, we’re making great strides. We’ve established high standards to ensure that we are being honest with our children about what they need to learn to succeed in the global economy. We have put in place an improved assessment system so parents and teachers can track student progress and identify quickly when students risk falling behind. We are supporting our teachers with resources that help them raise student achievement, and we are moving forward to evaluate our teachers in part on the basis of the progress their students make.

Now, in today’s global knowledge economy, those who are not pushing forward are falling behind. For Delaware to maintain its position of leadership, it is absolutely vital that we keep pressing ahead and I thank Senator Sokola and Representative Schooley for their leadership in this area. And I realize there are those who are uncomfortable with the changes that are being made and that not all of these changes will work exactly as intended on day one. We will learn from our mistakes and continue to maintain an open dialogue to improve. But even if you believe what we did in the past was sufficient for those times, it will not be sufficient going forward. Around the world, young people are working hard in schools that are dramatically improving and if we stop our own efforts now, it will be to the detriment of our kids and their future.

So pressing ahead means implementing without additional delay our Performance Appraisal System, with its focus on student progress. Now, these implementation plans have benefited considerably from the advice of hundreds of Delaware teachers and we are grateful to them for their help. This is a challenging process and it is one that must succeed.

Now, as a parent and as someone who has visited dozens and dozens and dozens of our State’s schools, I want to ensure our changes help our children not only to score well on tests but also to develop a love for learning that will inspire their imaginations and creativity. This is a difficult balance, but it’s one that is already being achieved in many classrooms throughout the State and one we should work together to expand. And because I have visited all of those schools and talked with principals, teachers, and other school staff, I know firsthand that there are truly great things going on in Delaware’s classrooms. But we need to do a better job of getting the word out. And Howard Weinberg of the Delaware State Education Association asked me to join with him and his association and the business community to let the people of our State know how many great things are going on in Delaware schools. And that is an invitation I’m excited to accept.

Pressing ahead also means moving forward with our World Language Expansion Initiative. Our students need to master world languages to work with — and compete effectively against — workers around the world. We’ve already made completion of a world language a graduation requirement. Over the next five years, we’re going to create partial immersion programs in twenty schools, where students will spend half the school day learning in another language.

And finally, pressing ahead means acknowledging what research has clearly established — raising student achievement begins before children enter kindergarten. Now, I’ve heard this message from hundreds of teachers — children receiving quality early care and education are more likely to be successful in school and in life. And investments that promise high yields get my attention and, in the realm of public policy, there is no higher-yield investment than this one. So last spring, we joined together to make some of the most significant investments in early childhood education in our State’s history.

And as it turns out, those investments are paying dividends sooner than we expected. The judges of the national Race to the Top Early Learning Challenge noted our commitment and rewarded us with significant additional federal funds. Now, here is our plan: first, the professionals who care for our children will have the proper training; second, the early childcare facilities where our children spend their days will have the best teaching and learning tools; and third, the successes and challenges of centers will be closely
monitored to ensure continual improvement. That’s our formula for success and we expect to raise the percentage of high-need children in quality-rated programs from 20 percent to nearly 80 percent over the next four years. And to let us know where our kids stand when they start school, we will introduce a new kindergarten assessment. And I thank DSEA and our kindergarten teachers for their work with us on this initiative.

Now, companies that don’t invest wisely wither away and perish. To succeed, we invest in our business-supporting infrastructure, our quality of life, our children, and our workforce. We’ll only be able to make these necessary investments if we govern responsibly. And this requires a state government that is innovative, efficient and transparent.

Governments that are open and transparent are more likely to manage taxpayer resources responsibly. And that’s why we launched the “I found it cheaper” website to make it easy for state employees to report when our contracts don’t offer the best value to taxpayers. And that’s why we are making it easier for all Delawareans to access information about their government. When citizens want information, they should get answers, not bureaucratic barriers. And thanks to legislation passed by this General Assembly and an executive order I signed a few months ago, “you’ve come to the wrong place” will no longer be an acceptable answer to requests for public records from the executive branch of government. And I urge our counties and towns and school districts to join us in this commitment to transparency.

Now, thanks to the leadership of all four caucuses, the General Assembly has made significant progress over the last three years in making the legislative branch more transparent. Legislative committees are now subject to open meeting requirements. Last year, our budget was completed and posted on line well before June 30th. Now, transparency also needs to extend to the way the lobbyists do business here at Legislative Hall, which is why my administration will team up with President Pro Tempore DeLuca and Speaker Gilligan, and Majority Leaders Blevins and Schwartzkopf to propose some common sense measures that we hope you will support.

You know, citizens deserve to know who is lobbying and what they are lobbying for. And we will make it so with a new online reporting tool where citizens can see, by piece of legislation, which lobbyists are advocating for their clients. We’ve been successful in pulling together in tough times in no small part because of faith in the responsiveness of Delaware government. The trust of people in their state government should not be undermined by a perception that lobbyists have hidden access here in Dover.

Now, governing responsibly means governing efficiently. And working closely with the Joint Finance Committee under the leadership of Representative Williams and Senator McDowell, we’ve eliminated more than a thousand positions in the executive branch. We slashed our vehicle fleet. We renegotiated our leased space to save millions; we stopped unnecessary printing. Last year, we confronted the unsustainable long-term costs associated with our state employee pension and health plans. Now the prospect of these looming costs gave rise to shrill rhetoric and pitched battles in other states. But here, we worked together — my administration, representatives from both parties in both chambers, the leadership of major public employee and public education unions — and we achieved results, a package of reforms that will save the taxpayers more than $480 million over the next 15 years.

Now, our search for greater efficiency continues with an extensive examination of the criminal justice system. And under the leadership of Lt. Governor Denn and with the participation of Attorney General Biden and law enforcement and the judiciary, we are conducting a thorough review to figure out how we can get the most for the taxpayer dollars that we spend on public safety. We look forward to receiving the recommendations of the Justice Reinvestment Initiative Task Force later this spring and to working with you to implement those reforms that can have the most positive impact.

Now there is one cost driver looms above all others and will swamp all of the savings we achieve elsewhere if not addressed. That’s the cost of health care. Last year we increased spending on Medicaid by $56 million. My budget will recommend an additional $21.7 million increase for next year. Over the last 10 years, this program alone has grown 127 percent, to the point where federal and state spending together exceed $1.2 billion each year. The total commitment of taxpayer dollars on health care is staggering. Yet the expectation is that year after year we will continue to pay more for health care, whether we receive quality results or not.

The incentives we have in place in our health care system reward neither efficiency nor quality. These incentives encourage more services and tests, not better results. We’ve a system that doesn’t encourage healthy behavior in patients and doesn’t discourage unhealthy behavior. In essence, we don’t have a health care system; we have a sick care system.

Now you know, we are not going to solve the national health care debate here in Dover but we can reduce our costs and improve quality by focusing on how the State procures health care. The idea may sound far-fetched, but we’ve quietly been making progress. For example, we know seniors requiring long-term care often prefer to stay in their homes and that, so long as they get the care at home that they need, the results are often better and less costly. And starting April 1st, we will replace our traditional reliance on institutional care for seniors with a strong emphasis on community living. This will improve care and save money. And I want to thank Secretary Landgraf and her staff for making progress on this important issue.
Our Housing Authority, our Department of Health and Social Services, our Kids Department are using this same approach to improve the quality and reduce the cost of care we provide to those who have traditionally been cared for in our state hospital and to young people aging out of foster care – young people like Mindy and Matt Stevenson and Nicole Byers -- they join us here today because when it comes to issues affecting teenagers aging out of foster care, we will make “no decisions about them without them.” So these three agencies are partnering to provide housing and supportive wrap-around social services so these individuals achieve independence and we will propose to expand this initiative.

Now, the use of technology in health care is critical to improve quality and reduce costs. When you go to the doctor or the hospital in Delaware today, you may find your doctor can access recent lab work and pathology reports instantaneously. And soon your doctor may be able to pull up your prescriptions and x-rays and MRIs. And this allows your doctor to make quicker and better medical judgments and makes it less likely that your doctor will order unnecessary tests. And this use of information technology to provide better, less costly care is increasingly a reality.

Now, a next step to leverage technology is to create a claims and cost database. You know, business leaders have come to understand the key to improving performance is harnessing the capacity of information technology to aggregate and then analyze data. And this database will allow us to figure out why some providers get better results and why some providers create more costs without better results to show for it. We’ll be in a position to reward what works and change what doesn’t.

And while this innovative technology is important, Delaware’s biggest purchaser of health care, the State, needs to insist on incentives for providers that are aligned to improve quality and discourage waste. Taken together, our Medicaid population and our State employees and retirees represent nearly 40 percent of the health insurance market here, accounting for a total of $1.7 billion of taxpayer expenditures. We look forward to working with the provider community to get these incentives right because the incentives at work today are the wrong ones. And we are pleased that the Delaware Medical Society and Delaware Healthcare Association are already active on this issue and have agreed to work with us.

Now, providers are not the only ones who have roles to play here. Moving from a sick care system to a health care system requires the people that we insure to take responsibility for making healthy choices. We need to encourage them in these choices, for their own sake, and for the sake of all of us who end up absorbing higher health care costs in the form of higher premiums and higher taxes. About two years ago, I created the Governor’s Council on Health Promotion and Disease Prevention. They have done some terrific work, as has the Sussex Outdoors Initiative. Some of our institutions of higher education are also working to provide and incentive for their employees to take better care of themselves. We will build on much of this work. And within state government, it’s time to make all of our campuses, in their entirety, smoke-free. Otherwise, we are facilitating behavior that is not only harmful to those who engage in it, but that we know, with certainty, will heavily burden future generations of taxpayers.

Now, turning around this cost curve will not be easy and it will take time. But it is work to which we must commit — urgently and earnestly — that we are to put ourselves on a sustainable financial course and retain the freedom to invest in our children and our future.

This is Delaware’s time to lead. Creating more and better jobs. Improving our quality of life. Providing the best schools and learning opportunities for our children. Getting the most out of each tax dollar. Strengthening the trust of our people in their government. These are challenges even in ordinary times. We don’t live in ordinary times.

Change and challenge accompany us each day. Allen’s Family Foods is no longer selling chickens across our region. Now it is part of Harim, selling Delaware poultry into Korea and across Asia. On the former Chrysler site, Delawareans will be building Bloom energy servers to provide clean energy where they once built SUVs and tanks. We can shrink from these challenges, or we can do as a business destined for industry leadership would do and see in this moment an opportunity to change the game in our favor.

The economic ground is shifting under everyone’s feet. Others are finding it difficult to adapt. They’re pointing fingers rather than pulling together. They are holding each other back rather than lifting each other up. Our history and our culture demonstrate that we do better than that in Delaware. But to take advantage of this moment and build a lasting competitive edge for our State and its people, we’ve got to do more than simply work with, rather than against, each other. Together, we must act with confidence and imagination.

We can’t settle for an economy that is dependent on a handful of major employers. We’ll nurture an environment where start-ups and small businesses can experiment and thrive.

We can’t settle for schools that are just better-funded versions of the schools we remember from 20 years ago. We’ll help the schools that will prepare our children for the jobs 20 years from now.

We can’t settle for the sick care system we’ve inherited from our parents. We’ll create a health care system that pays for performance and delivers quality care at a price that families and taxpayers can afford.

I thank each of you, the people of Delaware and the state employees who serve them, for your support over these past three difficult years.
Now, working together, we’ve kept Delaware moving forward. And now it is time that we forge ahead. With our own hard work as elected leaders, guided by sound judgment and God’s blessings, we can secure a better future for our citizens. We can “win in the turns”. This is our time. To look ahead. To leap ahead. To lead. Thank you.”

Mr. Speaker Gilligan thanked the Governor and requested that the duly appointed committee reassemble to escort him back to his Executive Office.

Representative D.P. Williams moved that the Chief Clerk of the House and the Secretary of the Senate compare their respective Journals to see if they agree.

The Chief Clerk of the House, Richard L. Puffer, reported that he and the Secretary of the Senate had compared their Journals and found them to agree.

Representative D.P. Williams moved that the Joint Session be adjourned at 2:50 p.m. and that the two Houses separate to reconvene in their respective Chambers. There was no objection.

The House reconvened at 4:45 p.m.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed HCR 27 and is returning the same to the House and the Senate has passed SCR 28 and requests the concurrence of the House.

The Chief Clerk read the following committee report into the record:

HOUSE ADMINISTRATION - HB 250 - 5M.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst requested and was granted personal privilege of the floor to make an announcement.

Representative Schwartzkopf deferred to Representative Walker.


SB 160 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT. (2/3 bill)

Representative Walker made comments.

The roll call on SB 160 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 160 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques brought HB 230, jointly sponsored by Senator Katz, before the House for consideration.

HB 230 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS.

Representative Jaques introduced and brought HA 1 to HB 230 before the House for consideration.

Representative Jaques made comments. HB 230 was adopted by voice vote. Representative Jaques made comments.

The roll call on HB 230 w/HA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 230 w/HA 1 was sent to the Senate for concurrence.

Representatives Lavelle & Scott made comments. Representative Schwartzkopf deferred to Representative Walker. Representative Walker made comments regarding SB 160.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 241, jointly sponsored by Representative Brady & Representative Bolden & Senator Henry, before the House for consideration.

HB 241 - AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF MUNICIPAL ZONING BOARDS OF ADJUSTMENT. (2/3 bill)

Representative Keeley made comments.

The roll call on HB 241 was taken and revealed:

YES: 40.

ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 241 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 236, jointly sponsored by Representative Bolden & Senator Henry, before the House for consideration.

**HB 236 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (3/5 bill)**

Representative Keeley made comments.

The roll call on HB 236 was taken and revealed:

YES: 37.

NO: Representatives Hocker, Kenton & Wilson - 3.

ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 236 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley introduced HA 1 to HB 239. HA 1 was placed with the bill.

Representative Schwartzkopf deferred to Representative Briggs King.

Representative Briggs King introduced and brought HCR 28, jointly sponsored by Representative Hudson & Representative Scott & Senator Sokola & Representatives Hocker, Kenton, Lee, Miro, Peterman, Ramone, Wilson, Bennett, Schooley & Viola & Senator Booth, Bushweller, Simpson & Sorenson, before the House for consideration.

**HCR 28 - PROCLAIMING JANUARY 22-28, 2012 AS SCHOOL CHOICE WEEK IN DELAWARE.**

Representative Briggs King made comments.

HCR 28 was adopted by voice vote and was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques made an announcement.

The Majority Leader moved to recess to the call of the Chair at 5:12 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 24, 2012.

The Reading Clerk read the following communications into the record:

**September 26, 2011**

Governor Jack A. Markell signed the following legislation on the date indicated: 9/14/11 - HB 197 aab SA 1, SB 98 aab SA 1 & SB 137 aab SA 1; 9/21/11 - SB 42 aab SA 1, SB 48 aab SA 2, HB 59 aab HA 1, HS 1 for HB 57 aab HA 1 & HS 1 for HB 58.

Governor Jack A. Markell vetoed the following legislation on the date indicated: 9/21/11 - HB 50.

**November 9, 2011**

Governor Jack A. Markell signed the following legislation on the date indicated: 10/18/11 - HB 153; 10/20/11 - SB 87 aab SA 1; 11/1/11 - HB 208.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

**7th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session**

January 24, 2012

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative Clifford G. Lee, Fortieth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted. The following prefilled legislation was introduced:

**HB 248 - SCHOOLEY & REPRESENTATIVE KOWALKO & REPRESENTATIVES JAQUES - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Educator Licensure and Certification.**

**HB 249 - BRADY & REPRESENTATIVE BENNETT & SENATOR MCDOWELL; REPRESENTATIVES GILLIGAN, HOCKER, MITCHELL; SENATORS ENNIS, SOKOLA - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 24 of the Delaware Code Relating to Licensure of Real Estate Service Providers.**

**HB 251 - LONGHURST & SENATOR BLEVINS; REPRESENTATIVES ATKINS, BENNETT, BRADY, HEFFERNAN, HUDSON, Q. JOHNSON, KOWALKO, MULROONEY, OSIENSKI, PETERMAN, RAMONE, SCHOOLEY, SCHWARTZKOPF, SCOTT, B. SHORT, D. SHORT, VIOLA, WALKER, D.E.WILLIAMS, WILLIS; SENATORS BUSHWELLER, ENNIS, HALL-LONG - REVENUE & FINANCE - An Act to Amend Titles 7 and 30 of the Delaware code Relating to Occupational Licenses and Fees.**

**HB 252 - J. JOHNSON & REPRESENTATIVE BARBIERI & SENATOR MCDOWELL; REPRESENTATIVES M. SMITH, HEFFERNAN, KEELEY, MITCHELL, SCHOOLEY; SENATORS**
BUSHWELLER, HENRY, SOKOLA, SORENSON - CORRECTIONS - An Act to Amend Volume 77, Chapter 375, Laws of Delaware, Relating to Disposition of Children Pending Adjudication and Payment for Care.

HB 253 - BARBIERI & REPRESENTATIVE M. SMITH & SENATOR BLEVINS; REPRESENTATIVES HEFFERNAN, KEELEY, SCHOOLEY, B. SHORT, WALKER; SENATORS BUSHWELLER, ENNIS, HALL-LONG, SOKOLA, SORENSON - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Juvenile Competency.


HA 1 to HB 222 - JAQUES - Placed with the Bill.
HA 1 to HB 240 - BENNETT - Placed with the Bill.
HA 1 to HB 243 - BRIGGS KING - Placed with the Bill.
HA 1 to HB 250 - SCHWARTZKOPF - Placed with the Bill.
HA 2 to HB 250 - SCHWARTZKOPF - Placed with the Bill.

Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst requested and was granted personal privilege of the floor to introduce Angela Andrews and Emily Wengrovius, representing the National Conference of State Legislatures. Representative Atkins requested and was granted personal privilege of the floor to introduce former Representative Robert Walls. Representative Schwartzkopf deferred to Representative Lee. Representative Lee requested and was granted privilege of the floor to present a House Tribute to the 2011 Senior Little League World Series Champions from Laurel. Coach Brad C. Lee addressed the House. Representatives Longhurst, Atkins & Hocker made comments. Team members stated their names and positions for the record. Representative Lavelle made comments. Representative Mitchell made an announcement.


HB 240 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FINES, COSTS, PENALITIES AND FORFEITURES.

Representative Bennett brought HA 1 to HB 240 before the House for consideration. Representative Bennett made comments. HA 1 was adopted by voice vote. Representatives Bennett, Blakey, J. Johnson, Lavelle, Bennett, Ramone, Bennett, Miro & Bennett made comments. The roll call on HB 240 w/HA 1 was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority, HB 240 w/HA 1 was sent to the Senate for concurrence.

Representative D.P. Williams requested that he be marked present during the roll call. Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley brought HB 239, jointly sponsored by Senator Sokola & Representatives Gilligan, Bennett, Blakey, Briggs King, Hocker, Hudson, Kenton, Lavelle, Lee, Longhurst, Manolakos, Miro, Mitchell, Outten, Peterman, Ramone, Scott, D. Short, Walker, Willis & Wilson & Senator Bushweller, before the House for consideration.

HB 239 - AN ACT TO AMEND CHAPTER 15, VOLUME 77 OF THE LAWS OF DELAWARE RELATING TO EDUCATOR LICENSURE AND CERTIFICATION.

Representative Schooley brought HA 1 to HB 239, jointly sponsored by Representative Kowalko & Representative Jaques, before the House for consideration. Representative Schooley made comments. HA 1 was adopted by voice vote. Representative Schooley made comments. The roll call on HB 239 w/HA 1 was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority, HB 239 w/HA 1 was sent to the Senate for concurrence.


HB 189 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO A CERTAIN USE OF A HANDGUN.
Representatives Outten & M. Smith made comments. Representative Outten requested and was granted privilege of the floor for David Saveikis, Director, Division of Fish & Wildlife, Department of Natural Resources and Environmental Control. Representatives M. Smith, Keeley, Atkins, Mitchell, Blakey, B. Short, Atkins, Scott, Briggs King & D. Short made comments. Representatives M. Smith, Outten, Briggs King, D. Short, Jaques, Outten, D. Short, Willis & Briggs King made comments.

The roll call on HB 189 was taken and revealed:

YES: 37.
NO: Representatives Bolden, Heffernan & D.P. Williams - 3.
NOT VOTING: Representative Barbieri - 1.

Therefore, having received a constitutional majority, HB 189 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Q. Johnson.

HCR 29 - PROMOTING EQUAL EMPLOYMENT OPPORTUNITY IN HIRING BY THE STATE OF DELAWARE FOR BLIND AND VISUALLY IMPAIRED INDIVIDUALS.

Representative Q. Johnson made comments.

HCR 29 was adopted by voice vote and was sent to the Senate for concurrence.
Representative Schwartzkopf brought HB 250, jointly sponsored by Representative Gilligan & Representative Longhurst & Senator DeLuca & Senator Blevins & Senator Henry & cosponsored by Representatives Lavelle & Hocker, before the House for consideration.

HB 250 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS.

Representative Schwartzkopf brought HA 1 to HB 250 before the House for consideration.
Representative Schwartzkopf introduced and brought HA 2 to HB 250 before the House for consideration. Representative Schwartzkopf made comments. HA 2 was adopted by voice vote. Representatives Schwartzkopf & Lavelle made comments.

The roll call on HB 250 w/HA 1 & 2 was taken and revealed:

YES: 41.
Therefore, having received a constitutional majority, HB 250 w/HA 1 & 2 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri introduced and brought SCR 28, jointly sponsored by Senator Sorenson & Senator Blevins on behalf of All Senators & Representative Hudson on behalf of All Representatives, before the House for consideration.

SCR 28 - ESTABLISHING FEBRUARY 2012 AS TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH IN THE STATE OF DELAWARE.

WHEREAS, females between the ages 16-24 are more vulnerable to intimate partner violence, experiencing abuse at a rate almost triple the national average; and
WHEREAS, one in three adolescent girls in the United States is a victim of physical, emotional or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth; and
WHEREAS, high school students who experience physical violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide and are much more likely to carry patterns of abuse into future relationships; and
WHEREAS, nearly half of teens who experience dating violence report that incidents of abuse took place in a school building or on school grounds; and
WHEREAS, by providing education about healthy relationships, and consistent and effective response that promotes victim safety, we recognize that dating violence can be reduced; and
WHEREAS, the establishment of Teen Dating Violence Prevention and Awareness Month will benefit young people, their families, schools and communities regardless of socio-economic status, gender, sexual orientation or ethnicity; and
WHEREAS, everyone has the right to a safe and healthy relationship and to be free from abuse.
NOW, THEREFORE:
BE IT RESOLVED by the Senate of the 146th General Assembly of the State of Delaware, the House concurring therein, that February 2012 is Teen Dating Violence Prevention and Awareness Month throughout the state of Delaware.
BE IT FURTHER RESOLVED that the Delaware General Assembly hereby urges middle and high schools, law enforcement, local and State officials, and interested groups to observe the month with appropriate activities that promote awareness and prevention of the crime of teen dating violence in our communities.

Representative Barbieri made comments.
SCR 28 was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques made an announcement.

The Majority Leader moved to recess to the call of the Chair at 5:25 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 25, 2012.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 166 w/SA 1 & SCR 27 and requests the concurrence of the House and the Senate wishes to inform the House that it has passed SB 158 & SB 165 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

8th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
January 25, 2012

The Chief Clerk called the roll:

Members Present: 39.

A prayer was offered by Representative Gregory F. Lavelle, Eleventh Representative District.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


- **SB 165** - BUSHWELLER & REPRESENTATIVE SCOTT - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Dover Related to the Mayor and City Council. (2/3 bill)

- **SB 166 w/SA 1** - BUSHWELLER & REPRESENTATIVE SCOTT - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Dover Regarding Financial Affairs - General Assessment; Levy on Utility Property. (2/3 bill)

Representative Jaques requested and was granted personal privilege of the floor to make an announcement and to introduce guests. Representative Mitchell requested and was granted personal privilege of the floor to introduce guests.

The Reading Clerk read the following communication into the record:

**HOUSE TRIBUTE ANNOUNCEMENT #55**

**DATE:** January 25, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the House at the request of the sponsor:

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<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
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<tr>
<td>H146-1111</td>
<td>Schwartzkopf</td>
<td>3/10/2012</td>
<td>T</td>
<td>Jordan Banks - Eagle Scout</td>
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<tr>
<td>H146-1112</td>
<td>B. Short</td>
<td>12/30/2011</td>
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<td>Dolores Amendola Lebeis</td>
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<td>H146-1113</td>
<td>Carson</td>
<td>12/19/2011</td>
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<td>Melquiades Reyes - Retirement - DelDOT</td>
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<td>H146-1114</td>
<td>Carson; Willis</td>
<td>1/2/2012</td>
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<td>Isaac Willis - Fire Chief - Installation</td>
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<td>H146-1115</td>
<td>Carson</td>
<td>12/17/2011</td>
<td>M</td>
<td>Iona Durham</td>
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<tr>
<td>H146-1116</td>
<td>Outten</td>
<td>12/16/2011</td>
<td>M</td>
<td>Donna R. Sullivan</td>
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<td>H146-1118</td>
<td>Kenton</td>
<td>10/27/2011</td>
<td>T</td>
<td>Southern Grille of Ellendale - Grand Opening</td>
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<td>H146-1119</td>
<td>Kenton; Peterman</td>
<td>12/21/2011</td>
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<td>Bruce Sharp</td>
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<td>H146-1120</td>
<td>Peterman</td>
<td>1/9/2012</td>
<td>T</td>
<td>Dr. Sylvia Henderson - Elementary Principal of the Year</td>
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<tr>
<td>H146-1121</td>
<td>Viola</td>
<td>12/31/2011</td>
<td>T</td>
<td>Anne Fitzgerald - Retirement - Dept. of Agriculture</td>
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</table>
Representative Schwartzkopf deferred to Representative Bolden. Representative Bolden requested the privilege of the floor to present a House Tribute to John Watson, former host of a WILM Radio talk show, who addressed the House. Representative Keeley requested and was granted personal privilege of the floor to make comments. Representative Kowalko requested and was granted personal privilege of the floor to make comments. Representatives Brady & J. Johnson made comments.

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<td>H146-1122</td>
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<td>H146-1123</td>
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<td>H146-1124</td>
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<td>Lisa Goodman &amp; Drewry Fennell - Civil Union</td>
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<td>H146-1126</td>
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<td>Jack &amp; Barbara Taylor - 50th Wedding Anniversary</td>
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<td>1/14/2012</td>
<td>T</td>
<td>Daniel Barry - Eagle Scout</td>
</tr>
<tr>
<td>H146-1140</td>
<td>Keeley</td>
<td>12/30/2011</td>
<td>T</td>
<td>Stella Dunning - Beacon of Light Award</td>
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<td>H146-1141</td>
<td>Schwartzkopf</td>
<td>12/29/2011</td>
<td>M</td>
<td>Harry Bonk</td>
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<td>H146-1142</td>
<td>Briggs King</td>
<td>12/30/2011</td>
<td>T</td>
<td>William Lecates - Retirement - Sussex County</td>
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<td>H146-1144</td>
<td>Hocker</td>
<td>2/14/2012</td>
<td>T</td>
<td>Albert &amp; Lulu Daisey - 70th Wedding Anniversary</td>
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<tr>
<td>H146-1145</td>
<td>D. Short</td>
<td>1/6/2012</td>
<td>T</td>
<td>Dr. Russell Knor - Retirement - Seaford School Dist.</td>
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<tr>
<td>H146-1146</td>
<td>Q. Johnson</td>
<td>1/14/2012</td>
<td>T</td>
<td>David Hall, Sr. - EMT of the Year - Townsend Fire Co.</td>
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<td>H146-1147</td>
<td>Q. Johnson</td>
<td>1/14/2012</td>
<td>T</td>
<td>Patrick Gilcrest - Fireman of the Year - Townsend Fire Co.</td>
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<td>H146-1148</td>
<td>Heffner</td>
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<td>T</td>
<td>Charles &amp; Dorothy Palmer - 65th Wedding Anniversary</td>
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<td>H146-1149</td>
<td>Briggs King</td>
<td>1/2/2012</td>
<td>M</td>
<td>Tracy Lee Elmore</td>
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<td>H146-1150</td>
<td>Lavelle</td>
<td>1/17/2012</td>
<td>T</td>
<td>Rebecca Stahl - Unsung Hero - Communities in Schools</td>
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<tr>
<td>H146-1151</td>
<td>Scott; Carson</td>
<td>12/31/2011</td>
<td>M</td>
<td>Anna M. Riddagh</td>
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<tr>
<td>H146-1152</td>
<td>Kenton</td>
<td>1/3/2012</td>
<td>M</td>
<td>Marian L. Hand</td>
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<td>H146-1153</td>
<td>Kenton</td>
<td>1/16/2012</td>
<td>T</td>
<td>Bernice Edwards - MLK, Jr. - Community Recognition Award</td>
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<tr>
<td>H146-1154</td>
<td>Outten</td>
<td>1/6/2012</td>
<td>M</td>
<td>Nolan Quellen Sylvester</td>
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<td>H146-1155</td>
<td>Outten</td>
<td>1/5/2012</td>
<td>M</td>
<td>Leon Dewey Smith, Sr.</td>
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</tbody>
</table>

**DATE:** January 25, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor.
Representative J. Johnson made comments. Representative J. Johnson requested and was granted personal privilege of the floor to introduce a guest.

Representatives Schwartzkopf deferred to Representative Walker.

Representatives Scott, Miro & Mulrooney requested that they be marked present.


**HCR 30** - RECOGNIZING THE WEEK OF JANUARY 22ND TO JANUARY 28TH AS NATIONAL NURSE ANESTHETISTS WEEK.

Representative Walker made comments and introduced guests.

HCR 30 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Outten.

Representative Ramone requested that he be marked present.

Representative Outten introduced brought SCR 27, jointly sponsored by Senator Bonini & Senators Booth, Connor, Lawson & Sorenson & Representatives Briggs King, Hocker, Hudson, Peterman, Willis & Wilson, before the House for consideration.

**SCR 27** - DESIGNATING FEBRUARY 6, 2012 AS "RONALD REAGAN DAY" IN THE STATE OF DELAWARE.

SCR 27 was adopted by voice vote and was returned to the Senate.

Representative Lee requested and was granted personal privilege of the floor to introduce a guest.

Representative Schwartzkopf made comments.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:27 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:27 p.m. on January 25, 2012: Representatives Briggs King, Hudson & B. Short.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on January 26, 2012. The Chief Clerk read the following committee reports into the record:

**JUDICIARY:** HB 245 - 7M.

**EDUCATION:** HB 243 - 9M.

**HOUSE ADMINISTRATION:** SB 96 - 5M; HB 204 - 5M; HB 238 - 5M.

**HOUSING & COMMUNITY AFFAIRS:** HB 227 - 7M.

**ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE:** HB 242 - 7M.

**NATURAL RESOURCES:** HB 235 - 11M; SJR 8 w/SA 1 - 9M.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed HCR 30 and is returning the same to the House.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

9th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session

January 26, 2012

The Chief Clerk called the roll:

Members Present: 40.

Members Absent: Representatives Manolakos - 1.

A prayer was offered by Representative Stephanie T. Bolden, Second Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


**HB 257** - GILLIGAN & SENATOR DELUCA; REPRESENTATIVES VIOLA, LAVELLE; SENATOR ENNIS - HOUSE ADMINISTRATION - An Act to Amend Title 29 and Title 30 of the Delaware Code Relating to Denial or Suspension of Professional and Occupational Licenses.
HA 2 to HB 222 - JAQUES - Placed with the Bill.
HA 1 to HB 238 - SCOTT - Placed with the Bill.
HA 1 to HB 246 - MIRO - Placed with the Bill.
HA 2 to HB 246 - CARSON - Placed with the Bill.

Representative Schwartzkopf deferred to Mr. Speaker Gilligan who requested that Ann McLaughlin and Representative Peterman join him at the podium. Mr. Speaker Gilligan presented a House Tribute to Ann McLaughlin on the occasion of her retirement from the Office of the Controller General. Mr. Speaker Gilligan introduced members of Mrs. McLaughlin’s family and former Senator Nancy Cook. Representative Peterman addressed the House. Mrs. McLaughlin addressed the House. Representatives Scott & M. Smith requested that they be marked present. Representative Bolden requested and was granted personal privilege of the floor to introduce a guest. Representative Bennett requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative Longhurst.


HCR 32 - PROCLAIMING THE WEEK OF FEBRUARY 12-18, 2012 AS “CHILDREN OF ALCOHOLICS WEEK” AND REQUESTING THE GOVERNOR TO ISSUE A PROCLAMATION FOR “CHILDREN OF ALCOHOLICS WEEK.”

Representative Longhurst made comments and introduced a guest.

HCR 32 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Briggs King.

Representative Briggs King introduced and brought HCR 31, jointly sponsored on behalf of All Representatives and Senator Booth on behalf of All Senators, before the House for consideration.

HCR 31 - PROCLAIMING FEBRUARY AS CHILDREN'S DENTAL HEALTH MONTH.

Representative Briggs King made comments.

HCR 31 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott requested privilege of the floor to present a House Tribute to David Bonar on the occasion of his retirement from the Public Service Commission, Department of State. Mr. Bonar addressed the House. Representative Mulrooney requested that he be marked present.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley introduced HB 260, jointly sponsored by Representative Gilligan & Senator DeLuca & Representatives Schwartzkopf & Longhurst & Senators Blevins, Henry & Venables.

HB 260 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DIRECTING THE DEPOSIT OF CERTAIN FUNDS TO THE GENERAL FUND; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE.

Mr. Speaker Gilligan assigned HB 260 to the Capital Infrastructure Committee. Representative Keeley made comments and an announcement regarding HB 260. Mr. Speaker Gilligan made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:25 p.m.

The House reconvened at 4:21 p.m.

The Reading Clerk read the following communication into the record:

January 26, 2012

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:

Please be advised that I will be absent from Legislative Session, today January 26, 2012, due to illness.

Thank you for your understanding.

Sincerely,
Nicholas T. Manolakos
State Representative
20th District

Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought HB 222, jointly sponsored by Representative J. Johnson & Representative Kowalko & Representative Osienki & Senator Henry, before the House for consideration. HB 222 - AN ACT TO AMEND TITLE 19 RELATING TO THE WORKPLACE FRAUD ACT. Representative Jaques brought HA 1 to HB 222 before the House for consideration. Representative Jaques made comments. HA 1 was adopted by voice vote. Representative Jaques brought HA 2 to HB 222 before the House for consideration. Representative Jaques made comments. HA 2 was adopted by voice vote. Representative Jaques made comments. Representative Lavelle requested that he be marked present and made comments. Representative Jaques made comments.
The roll call on HB 222 w/HA 1 & 2 was taken and revealed:
YES: 37.
ABSENT: Representatives Heffernan, Manolakos, B. Short & D.P. Williams - 4.
Therefore, having received a constitutional majority, HB 222 w/HA 1 & 2 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Lavelle.
Representative Lavelle brought SB 96, jointly sponsored by Senator McDowell & Representative Schwartzkopf, before the House for consideration.

SB 96 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PARKS AND RECREATION COUNCIL.
Representative Lavelle made comments.
The roll call on SB 96 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & B. Short - 2.
Therefore, having received a constitutional majority, SB 96 was returned to the Senate.
Representative D.P. Williams requested that he be marked present during the roll call.
Representative Lavelle made comments.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought HB 238, jointly sponsored by Senator Bushweller & Representatives Barbieri, Bolden, Hocter, Hudson, Keeley, Kenton, Miro, Osienki, Viola & Walker & Senators Ennis, Hall-Long, Sokola & Sorenson & cosponsored by Representative Peterman, before the House for consideration.

HB 238 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF PROFESSIONAL REGULATION AND TO LICENSES AND PERMITS FOR MILITARY SPOUSES.
Representative Scott brought HA 1 to HB 238 before the House for consideration. Representative Scott made comments. HA 1 was adopted by voice vote. Representative Scott made comments.
The roll call on HB 238 w/HA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, HB 238 w/HA 1 was sent to the Senate for concurrence.
Representatives Schwartzkopf, Lavelle & Jaques made comments. Mr. Speaker Gilligan made an announcement.
Representative Schwartzkopf deferred to Representative D. Short.
Representative D. Short brought SB 152, jointly sponsored by Senator Ennis & Representative Mitchell, before the House for consideration.

SB 152 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVER LICENSES.
Representative D. Short made comments.
The roll call on SB 152 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, SB 152 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott moved to suspend the rules which interfere with action on SB 165. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Scott brought SB 165, jointly sponsored by Senator Bushweller, before the House for consideration.

SB 165 - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATED TO THE MAYOR AND CITY COUNCIL. (2/3 bill)
Representatives Scott & D.P. Williams made comments.
The roll call on SB 165 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House,
SB 165 was returned to the Senate.
Representative Scott requested and was granted personal privilege of the floor to introduce a guest.
Representative Schwartzkopf deferred to Representative Ramone.
Representative Ramone introduced and brought HR 26, jointly sponsored by Representative Keeley on behalf of All Representatives, before the House for consideration.

**HR 26 - CELEBRATING THE WEEK OF JANUARY 29TH THROUGH FEBRUARY 5TH AS CATHOLIC SCHOOLS WEEK IN DELAWARE.**

Representatives Ramone and Keeley made comments. HR 26 was adopted by voice vote.
Representative Ramone made comments regarding HR 26.

The Majority Leader moved to recess to the call of the Chair at 4:52 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 13, 2012.
The Reading Clerk read the following communications into the record:

- The Senate wishes to inform the House that it has passed SB 163 and requests the concurrence of the House and the Senate has passed HB 250 w/HA 1 & 2 and is returning the same to the House. The Senate has passed SB 164 w/SA 1, SB 153 w/SA 1 & SCR 26 and is returning the same to the House.

**January 31, 2012**

**LEGISLATIVE ADVISORY # 19**
Governor Jack A. Markell signed the following legislation on the date indicated:
- 1/19/12 - HJR 9
- 1/25/12 - SB 160, SB 80 aab SA 1 & SB 120
- 1/30/12 - HB 135 & HB 134

**February 9, 2012**

**LEGISLATIVE ADVISORY # 20**
Governor Jack A. Markell signed the following legislation on the date indicated:
- 2/3/12 - SB 96, HB 250 aab HA 1 & 2
- 2/6/12 - HB 241, SB 152 & SB 165

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

**10th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session**
March 13, 2012

The Chief Clerk called the roll:
Members Present: 40.
Representative D.P. Williams - 1.
A prayer was offered by Representative Harold J. Peterman, Thirty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.
The following out-of-session prefiled legislation was introduced:

- **March 8, 2012**

- **February 9, 2012**
  **HB 259** - KEELEY & SENATOR BLEVINS; REPRESENTATIVES HEFFERNAN, JAQUES, KENTON; SENATORS BUNTING, SOKOLA - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to O
  - HIGHWAY VEHICLES.

- **March 8, 2012**
  **HB 261** - LONGHURST & SENATOR HALL-LONG; REPRESENTATIVES BRIGGS KING, CARSON, HUDSON, JAQUES, OSIENSKI, D. SHORT - TRANSPORTATION, LAND USE & INFRASTRUCTURE - An Act to Amend Title 26 of the Delaware Code Relating to Registration of Vehicles. (3/5 bill)

- **March 8, 2012**


HB 267 - J. JOHNSON & SENATOR HENRY; REPRESENTATIVES BOLDEN, MITCHELL, D. SHORT; SENATOR ENNIS - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 9 of the Delaware Code Relating to Travel Expenses for Elected County Officials.

HB 268 - SCHOOLEY & REPRESENTATIVE BENNETT & SENATOR SOKOLA & SENATOR CLOUTIER & SENATOR HENRY; REPRESENTATIVES M. SMITH, HEFFERNAN, HUDSON, KENTON, KOWALKO, LAVELLE, LONGHURST, MANOLAKOS, MIRO, OSIENSKI, RAMONE, SCOTT, D. SHORT, WALKER, WILLIS; SENATORS BLEVINS, BUNTING, CONNOR, KATZ, MARSHALL, SORENSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to School Bullying.

HB 269 - BOLDEN & SENATOR SORENSON; REPRESENTATIVES JAQUES, KEELEY, KENTON, LONGHURST, MITCHELL, M. SMITH; SENATORS CONNOR, HALL-LONG, SOKOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 13 of the Delaware Code Relating to the Powers and Duties of the Department of Services for Children, Youth and Their Families.

HB 270 - OSIENSKI & SENATOR SOKOLA; REPRESENTATIVES BOLDEN, HEFFERNAN, HOCKER, HUDSON, KENTON, LAVELLE, MIRO, RAMONE, VIOLA, WALKER - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Specific Offenses.

HB 272 - VIOLA & SENATOR DELUCA; REPRESENTATIVES BENNETT, BRADY, CARSON, HEFFERNAN, MITCHELL; SENATOR BUNTING - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Investigative Services Officers.

HJR 11 - SCHOOLEY & SENATOR HALL-LONG; REPRESENTATIVES BENNETT, BRIGGS KING, HEFFERNAN, HOCKER, HUDSON, KEELEY, KENTON, KOWALKO, OSIENSKI, OUTTEN, WALKER, WILLSON; SENATORS BUNTING, ENNIS, SOKOLA - HEALTH & HUMAN DEVELOPMENT - Proclaiming March 2012 National Nutrition Month.

The following prefiled legislation was introduced:

HA 1 to HB 245 - HEFFERNAN - Placed with the Bill.

SB 164 w/SA 1 - SOKOLA & REPRESENTATIVE SCHOOLEY & REPRESENTATIVE HEFFERNAN & REPRESENTATIVE JAQUES & REPRESENTATIVE SCOTT; SENATORS BLEVINS, HALL-LONG, HENRY, KATZ, BUNTING, BUSHWELLER, ENNIS, VENABLES, CLOUTIER, SORENSON, BONINI; REPRESENTATIVES BARBIERI, BENNETT, BOLDEN, HUDSON, Q. JOHNSON, KENTON, KOWALKO, MANOLAKOS, MIRO, MITCHELL, OSIENSKI, RAMONE, B. SHORT, WALKER - EDUCATION - An Act to Amend Chapter 7, Volume 78, Laws of Delaware, Relating to Public Education.

The Reading Clerk read the following communication into the record:

March 13, 2012
The Honorable Robert F. Gilligan
Speaker of the House
House of Representatives
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:
I will be unable to attend legislative session today, due to personal reasons.
Thank you.
Sincerely,
Dennis P. Williams
State Representative
First District

Representative Schwartzkopf deferred to Representative J. Johnson. The House observed a moment of silence in memory of Reverend Maurice J. Moyer at the request of Representative J. Johnson. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith requested and was granted personal privilege of the floor to make an announcement. Representatives Lavelle & Schwartzkopf made comments. Representative Schwartzkopf, Mr. Speaker Gilligan & Representative Miro made announcements. Representative Schwartzkopf deferred to Representatives Bennett. Representative Bennett requested privilege of the floor for himself and Representative Blakey to present a House Tribute to Thomas Weyant, Kent County Register of Wills, on the occasion of his retirement. Representative Blakey made comments. Mr. Weyant introduced guests and addressed the House. Representative Wilson made comments. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith
requested privilege of the floor to present House Tributes to Sam Lathem, representing the AFL-CIO and Gwen Lane, President, APWU/Wilmington Delaware Postal Workers, for their work in fighting the closing of the Hares Corner US Postal Processing Center. Representative Kowalko made comments. Representative Brady made a comment. Representative Q. Johnson requested that he be marked present. Representative Lavelle made an announcement. Representative Longhurst made comments and introduced a guest. Representative Longhurst presented Easter Seals’ Purple Lily Award to Representative Scott. Representatives Scott, Longhurst, Brady, Schwartzkopf, Kenton, Wilson, Willis, Schwartzkopf, Lavelle, Schwartzkopf, Ramone, Schwartzkopf & Lavelle made comments. Representative M. Smith requested and was granted personal privilege of the floor to introduce a guest.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:43 p.m.
The House reconvened at 4:47 p.m.
Representative Miro brought HB 246, jointly sponsored by Representative Viola, & Senator Sorenson & Senator Connor & Representatives Lavelle, Hooker, Hudson, Peterman, Ramone, D. Short, Willis, Wilson, Jaques, Mitchell & Osieniski & Senator Sokola & cosponsored by Representative Kenton, before the House for consideration.

HB 246 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO ESTABLISHING A YELLOW DOT MEDICAL INFORMATION ALERT PROGRAM.

Representative Miro moved to place HB 246 on the Speaker's Table. The motion was seconded by Representative Longhurst and adopted by voice vote.

Representative Longhurst and adopted by voice vote.

Representative Schwartzkopf deferred to Representative Heffernan.
Representative Heffernan brought HB 245, jointly sponsored by Senator Sokola & Representatives Q. Johnson, Keeley & Mitchell, before the House for consideration.

HB 245 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE ADOPTION OF PEOPLE FIRST LANGUAGE IN AND THE REMOVAL OF INSENSITIVE AND OFFENSIVE LANGUAGE FROM THE CRIMINAL CODE.

Representative Heffernan brought HA 1 to HB 245 before the House for consideration.
Representative Heffernan made comments. HA 1 was adopted by voice vote. Representative Heffernan made comments.
The roll call on HB 245 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Schooley & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 245 w/HA 1 was sent to the Senate for concurrence.
Representatives Hudson & Mulrooney requested that they be marked present during the roll call.
Representative Heffernan made comments regarding HB 245 w/HA 1.
Representative Schwartzkopf deferred to Representative Bennett.

HB 235 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO STATE PARKS.

The roll call on HB 235 was taken and revealed:
YES: 39.
ABSENT: Representatives Schooley & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 235 was sent to the Senate for concurrence.
Representative Longhurst requested and was granted personal privilege of the floor for Representative Mitchell to relate an anecdote about his son’s heroic efforts in saving two lives. Representative J. Johnson made comments. Representative Keeley requested and was granted personal privilege of the floor to make comments. Representative Schwartzkopf made comments.
Representative Q. Johnson introduced HA 1 to SJR 8. HA 1 to SJR 8 was placed with the resolution. Representative Schwartzkopf deferred to Representative Kowalko. Representatives Kowalko, M. Smith & Brady made announcements.
The Majority Leader moved to recess to the call of the Chair at 5:08 p.m.
Mr. Speaker Gilligan called the House to order at 2:01 p.m. on March 14, 2012.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

11th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 14, 2012

The Chief Clerk called the roll:
Members Present: 40.
Member Absent: Representative Keeley - 1.

A prayer was offered by Representative Earl G. Jaques, Jr., Twenty-seventh Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

**HB 273 - BRIGGS KING & SENATOR BOOTH; REPRESENTATIVES LAVELLE, Lee, D. SHORT, WILSON, BRADY, KEELEY, MITCHELL, B. SHORT, WALKER - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to a Financial Literacy Program for High School Seniors.**

Representatives Blakey & Bolden requested that they be marked present.

The Reading Clerk read the following communication into the record:

**HOUSE TRIBUTE ANNOUNCEMENT #57**

**DATE: March 14, 2012**

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Sponsor</th>
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<th>Type</th>
<th>Description</th>
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<tr>
<td>H146-1156</td>
<td>Jaques; M. Smith</td>
<td>1/7/2012</td>
<td>T</td>
<td>Norman Spector &amp; George Everett - Civil Union</td>
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<td>H146-1158</td>
<td>Schooley</td>
<td>12/22/2011</td>
<td>T</td>
<td>Dennis &amp; Margaret Withrow - 60th Wedding Anniversary</td>
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<td>H146-1159</td>
<td>D.E. Williams</td>
<td>12/29/2011</td>
<td>T</td>
<td>Bob &amp; Kate Cummings - 50th Wedding Anniversary</td>
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<td>H146-1160</td>
<td>Kowalko</td>
<td>1/20/2012</td>
<td>T</td>
<td>Deborah Jastrebski - R. W. Johnson Foundation - Community Health Leader</td>
</tr>
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<td>H146-1161</td>
<td>Q. Johnson cosmosponsor: Rep. Longhurst</td>
<td>1/14/2012</td>
<td>T</td>
<td>Clarence Swatka - 75 Years - Townsend Fire Co.</td>
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<td>H146-1163</td>
<td>Scott</td>
<td>1/23/2012</td>
<td>T</td>
<td>David Bonar - Retirement - Dept. of State Ladies Auxiliary</td>
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<td>H146-1164</td>
<td>Keeley; Brady cosmosponsors: Reps. Bennett, Blakey, Carson &amp; Willis</td>
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<td>M</td>
<td>Mary Elizabeth Prospero</td>
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<td>H146-1165</td>
<td>D.P. Williams; heffman</td>
<td>1/15/2012</td>
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<td>Gladys Gewirtz - Leadership - Adas Kodesch Shel Emeth</td>
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<td>H146-1166</td>
<td>Peterman</td>
<td>1/25/2012</td>
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<td>Judy Mills - Retirement - Dept. of Technology &amp; Information</td>
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<td>H146-1167</td>
<td>Mitchell</td>
<td>1/19/2012</td>
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<td>John Goss - 90th Birthday</td>
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<td>Kenton</td>
<td>1/11/2012</td>
<td>M</td>
<td>Frances F. Millman</td>
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<td>H146-1169</td>
<td>Hudson</td>
<td>1/8/2012</td>
<td>M</td>
<td>Jay Otis Newlon, Jr.</td>
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<tr>
<td>H146-1170</td>
<td>Outten</td>
<td>1/11/2012</td>
<td>M</td>
<td>Genevieve Melvina Good</td>
</tr>
<tr>
<td>H146-1171</td>
<td>Kenton cosmosponsor: Reps. Schwartzkopf, Wilson, Briggs King, Hocker</td>
<td>9/23/2011</td>
<td>T</td>
<td>Agnes Patterson - Rehoboth Beach Writers Guild Young Writers Contest - 1st Place</td>
</tr>
<tr>
<td>H146-1172</td>
<td>Peterman cosmosponsors: Reps. Kenton &amp; Wilson</td>
<td>1/14/2012</td>
<td>M</td>
<td>Chester C. Coffin</td>
</tr>
</tbody>
</table>

**HOUSE TRIBUTE ANNOUNCEMENT #58**

**DATE: March 14, 2012**

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
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<tbody>
<tr>
<td>H146-1173</td>
<td>Outten</td>
<td>1/27/2012</td>
<td>T</td>
<td>Richard Lindale - 50th Birthday</td>
</tr>
<tr>
<td>H146-1174</td>
<td>Short</td>
<td>1/19/2012</td>
<td>T</td>
<td>Dr. Peter Wagner - Commissioning Apostles</td>
</tr>
<tr>
<td>H146-1175</td>
<td>Willis; Carson</td>
<td>1/11/2012</td>
<td>M</td>
<td>Steven Douglas Chillas, Sr.</td>
</tr>
<tr>
<td>H146-1178</td>
<td>Keeley; J. Johnson</td>
<td>1/13/2012</td>
<td>M</td>
<td>Hugh J. Kenney</td>
</tr>
<tr>
<td>H146-1179</td>
<td>Hudson</td>
<td>1/6/2012</td>
<td>M</td>
<td>Jeanne Knatz Tigani</td>
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<tr>
<td>Number</td>
<td>Sponsor</td>
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<tr>
<td>H146-1192</td>
<td>Ramone</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Cristina Ruiz - Retirement - NCCPD</td>
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<td></td>
<td>cosponsor: Rep. Mitchell</td>
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<tr>
<td>H146-1193</td>
<td>Jaques</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Sgt. Robert Schlecker - Retirement - NCCPD</td>
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<td>cosponsor: Rep. Mitchell</td>
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<td>H146-1194</td>
<td>Mitchell</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Jeffrey Carey - Retirement - NCCPD</td>
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<tr>
<td>H146-1195</td>
<td>Willis</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Philip Davis - Retirement - NCCPD</td>
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<td>cosponsor: Rep. Mitchell</td>
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<td>H146-1196</td>
<td>Mitchell</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Terrance O'Connor - Retirement - NCCPD</td>
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<td>H146-1197</td>
<td>Mitchell</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Andrea Hyden - Retirement - NCCPD</td>
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<td>H146-1198</td>
<td>Miro</td>
<td>1/20/2012</td>
<td>T</td>
<td>Sr. Cpl. Gary Worthy - Retirement - NCCPD</td>
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<td>cosponsor: Rep. Mitchell</td>
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<td>H146-1200</td>
<td>Wilson</td>
<td>1/11/2012</td>
<td>M</td>
<td>Kenneth P. West</td>
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<td>cosponsor: Rep. Kenton</td>
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<tr>
<td>H146-1201</td>
<td>Peterman</td>
<td>2/4/2012</td>
<td>T</td>
<td>Duane &amp; Connie Fox - 50th Wedding Anniversary</td>
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<td>cosponsors: Reps. Kenton &amp; Wilson</td>
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<td>H146-1202</td>
<td>Carson:</td>
<td>1/17/2012</td>
<td>T</td>
<td>Civil Air Patrol - 70th Anniversary</td>
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<tr>
<td>D.E. Williams</td>
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<td>H146-1203</td>
<td>Carson</td>
<td>1/14/2012</td>
<td>M</td>
<td>Maude S. Lucks</td>
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<td>cosponsors: Reps. Briggs King &amp; Scott</td>
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<td>H146-1204</td>
<td>Brady</td>
<td>1/9/2012</td>
<td>M</td>
<td>Howard K. Toliver</td>
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<tr>
<td>H146-1205</td>
<td>Blakey</td>
<td>1/20/2012</td>
<td>T</td>
<td>Delaware State University Aviation Program -</td>
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<td>Accomplishments</td>
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<tr>
<td>H146-1206</td>
<td>Bennett;</td>
<td>1/18/2012</td>
<td>M</td>
<td>Leonard W. Quill, Sr.</td>
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<tr>
<td>Brady</td>
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<tr>
<td>H146-1207</td>
<td>Carson</td>
<td>1/18/2012</td>
<td>M</td>
<td>Nancy W. Faries</td>
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<tr>
<td>H146-1208</td>
<td>Carson</td>
<td>1/19/2012</td>
<td>M</td>
<td>Laura Severson</td>
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<td>cosponsor: Rep. Willis</td>
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<tr>
<td>H146-1209</td>
<td>Kenton;</td>
<td>1/18/2012</td>
<td>M</td>
<td>Richard H. Wright</td>
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<td>Wilson</td>
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<td>H146-1210</td>
<td>Wilson</td>
<td>1/23/2012</td>
<td>T</td>
<td>Grace Ash - 90th Birthday</td>
</tr>
<tr>
<td>H146-1211</td>
<td>Miro</td>
<td>1/22/2012</td>
<td>T</td>
<td>Chinese American Community</td>
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<tr>
<td></td>
<td>cosponsors: Reps. Manolakos &amp; Ramone</td>
<td></td>
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<td>Center - New Year Celebration</td>
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</tbody>
</table>

DATE: March 14, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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HOUSE TRIBUTE ANNOUNCEMENT #60

DATE: March 14, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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</thead>
<tbody>
<tr>
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</table>

195
H146-1212 Hudson 1/21/2012 M Elaine Lucille Bunting
H146-1213 Briggs King 1/5/2012 T Alvin & Peggy Mumford - 60th Wedding Anniversary
H146-1214 Briggs King 1/21/2012 T Chuck Ricker - Lifetime Fireman of the Year - cosponsors: Reps. Wilson, D. Short, Kenton & Lee
H146-1215 Briggs King 1/21/2012 T Mark Rogers - Fireman of the Year - Georgetown Fire - cosponsors: Reps. Wilson, D. Short, Kenton & Lee
H146-1216 Q. Johnson 1/20/2012 T Middletown Area Chamber of Commerce - 40 Years - cosponsors: Reps. Carson & Walker
H146-1217 Outten 1/24/2012 T Cheryl Lahman - Retirement - DEDO
H146-1218 Atkins; Outten 1/6/2012 T Robert & Bonnie Walls - 50th Wedding Anniversary
H146-1220 Bolden 1/25/2012 T John Watson - Dedicated Service - WILM Radio
H146-1221 Carson 1/22/2012 M Alan Pleasanton
H146-1222 Blakey; Willis 1/26/2012 T Dr. Lou Ann Carlson - Retirement - Caesar Rodney School District
H146-1224 Viola 12/06/2011 T Kyle McHugh - Eagle Scout
H146-1225 Lee 1/24/2012 T Laurel Little League - Sr. Girls Softball - World Series Champs
H146-1226 Peterman 1/26/2012 T Ann McLaughlin - Retirement - Office of the Controller General
H146-1227 Willis 1/27/2012 T Doris Summers - Retirement - DHSS
H146-1228 Kenton 1/24/2012 T Manchester Brisco, Sr. - Retirement - DE River & Bay Authority
H146-1229 J. Johnson; Mitchell 1/26/2012 M Carol L. Johnson
H146-1230 Brady 1/16/2012 M Paul Dennis Bradley
H146-1231 Gilligan 1/31/2012 T Marion Seibel - 90th Birthday - cosponsors: Reps. Viola & Peterman
H146-1232 Jaques 1/27/2012 M Florence Dayett Ogden - T- Tribute
M - Memoriam

Mr. Speaker Gilligan made an announcement. Representative Heffernan requested that she be marked present. Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques requested and was granted privilege of the floor for himself and Representative D.E. Williams to present a House Tribute to the Multiple Sclerosis Society. Kate Couperthwait, representing the Delaware Chapter, addressed the House. Representatives Longhurst, B. Short & Osienksi made comments. Representative Jaques made an announcement. Representative Schwartzkopf deferred to Representative Brady. Representative Brady recognized the Delaware Center for Horticulture and introduced Pam Sapko, Executive Director and Wendy Scott, Public Relations and Policy Director. Representatives Mulrooney, D.P. Williams & Barbieri requested that they be marked present.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:24 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:24 p.m. on March 14, 2012: Representative Lavelle.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 15, 2012.

Representatives Keeley requested that she be marked present for the current Legislative Day. The Chief Clerk read the following committee reports into the record:

JUDICIARY: HB 256 - 1F,8M; HB 270 - 1F,8M; HB 262 - 8M; HB 266 - 8M; HB 272 - 9M.
CORRECTIONS: HB 252 - 2F,4M.
EDUCATION: SB 164 w/SA 1 - 11M; HB 264 - 11M.
POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: SB 158 - 1F,4M.
HOUSE ADMINISTRATION: SB 166 w/SA 1 - 5M.
REVENUE & FINANCE: HB 251 - 10M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 223 - 4F,5M; HB 265 - 8F,3M.
HEALTH & HUMAN DEVELOPMENT: HB 269 - 2F,6M; HJR 11 - 10F,3M.
HOUSING & COMMUNITY AFFAIRS: HB 267 - 1F,9M.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.
The Chief Clerk called the roll:
Members Present: 40.
Member Absent: Representatives Atkins - 1.
A prayer was offered by Mr. Speaker Gilligan.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:
**HB 275** - JAQUES & SENATOR BUNTING; ALL REPRESENTATIVES; ALL SENATORS - VETERANS AFFAIRS - An Act to Amend Title 30 of the Delaware Code Relating to Delaware Tax Credits.
**HB 276** - CARSON & REPRESENTATIVE BENNETT & REPRESENTATIVE JAQUES & SENATOR ENNIS; REPRESENTATIVES ATKINS, BARBIERI, BOLDEN, HEFFERNAN, HOCKER, HUDSON, Q. JOHNSON, KEELEY, LONGHURST, MIRO, MITCHELL, M. SMITH, PETERMAN, B. SHORT, WALKER, WILLIS; SENATORS BOOTH, CLOUTIER, CONNOR, SOKOLA - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Display of the POW/MIA Flag.
Representative Schwartzkopf introduced guests.
The Reading Clerk read the following communication into the record:
**MEMORANDUM**
TO: Rep. Robert F. Gilligan
Speaker of the House
CC: Rich Puffer
FROM: Rep. John C. Atkins
DATE: March 15, 2012
RE: Absence from session
I will be unable to attend session today, Thursday, March 15, 2012, due to illness.
Representative Schwartzkopf deferred to Representative Carson. Representative Carson requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf deferred to Representative Heffernan. Representative Heffernan introduced a guest. Representative Longhurst deferred to Representative Lavelle. Representative Lavelle introduced a guest and made comments. Representative Schooley made comments. Representative Q. Johnson requested that he be marked present. Representative Jaques made comments. Representative Hudson requested that she be marked present. Representative Outten requested and was granted personal privilege of the floor to introduce guests.
Representative Schwartzkopf deferred to Representative Willis. Representative Willis requested and was granted privilege of the floor to present a House Tribute to Randall Williams, Executive Director, Children’s Advocacy Center of Delaware, who addressed the House. Representatives Schwartzkopf & Schooley made comments. Mr. Williams made comments. Representatives Hudson & Jaques made comments.
Representative Schwartzkopf deferred to Representative Blakey. Representative Blakey requested and was granted privilege of the floor to present a House Tribute to the Honorable Nana Abu-Bonsra, MP, and Naa Alhaji Mumumu Yussif, Office of the President, and representing the Ghana Institute of Management & Public Administration. Mr. Yussif and Mr. Abu-Bonsra addressed the House. Representatives Lavelle & Schwartzkopf made comments. Mr. Speaker Gilligan made an announcement. Representative Hudson made comments. Representative Schwartzkopf made an announcement. Representative Wilson introduced a guest. Representatives Mulrooney, Miro, Barbieri & Viola requested that they be marked present.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:45 p.m.
The House reconvened at 4:19 p.m.
Representative Lavelle made comments. Representative Lee requested that he be marked present. Mr. Speaker Gilligan assigned **HB 262** to the Appropriations Committee and **HB 228** to the Natural Resources Committee. Mr. Speaker Gilligan made an announcement. Representative D.P. Williams requested that he be marked present.
Representative Schwartzkopf deferred to Representative Viola.
Representative Viola brought HB 272, jointly sponsored by Senator DeLuca & Representatives Bennett, Brady, Carson, Heffernan & Mitchell & Senator Bunting, before the House for consideration.

**HB 272** - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO INVESTIGATIVE SERVICES OFFICERS.

Representative Viola made comments.

The roll call on HB 272 was taken and revealed:

YES: 40.

ABSENT: Representative Atkins - 1.

Therefore, having received a constitutional majority, HB 272 was sent to the Senate for concurrence.

Representative M. Smith requested that she be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst moved to suspend the rules which interfere with action on HB 251. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Longhurst brought HB 251, jointly sponsored by Senator Blevins & Representatives Atkins, Bennett, Brady, Heffernan, Hudson, Q. Johnson, Kowalko, Mulrooney, Osierski, Ramone, Schooley, Schwartzkopf, Scott, B. Short, D. Short, Viola, Walker & Willis & Senators Bushweller, Ennis & Hall-Long & cosponsored by Representatives Peterman & D.E. Williams, before the House for consideration.

**HB 251** - AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES AND FEES.

Representative Longhurst made comments.

The roll call on HB 251 was taken and revealed:

YES: 40.

ABSENT: Representative Atkins - 1.

Therefore, having received a constitutional majority, HB 251 was sent to the Senate for concurrence.

Representative Jaques brought HB 136 w/HA 1 & SA 1, jointly sponsored by Senator Bunting & Representatives Carson, Bennett, B. Short, D. Short, Outten, Brady, Mitchell & Kenton & Senators Bushweller, Connor, Ennis & McDowell, before the House for concurrence.

**HB 136** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO VETERAN PREFERENCE IN STATE EMPLOYMENT.

Representative Jaques made comments.

The roll call on HB 136 w/HA 1 & SA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Atkins - 1.

Therefore, having received a constitutional majority, HB 136 w/HA 1 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Hefferman.


**SB 164** - AN ACT TO AMEND CHAPTER 7, VOLUME 78, LAWS OF DELAWARE, RELATING TO PUBLIC EDUCATION.

Representative Hefferman made comments.

The roll call on SB 164 w/SA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Atkins - 1.

Therefore, having received a constitutional majority, SB 164 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott brought SB 166 w/SA 1, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 166** - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER REGARDING FINANCIAL AFFAIRS - GENERAL ASSESSMENT; LEVY ON UTILITY PROPERTY. (2/3 bill)

Representatives Scott & Briggs King made comments. Representative Scott requested and was granted privilege of the floor for Cheryl Russell, representing the City of Dover. Representative Briggs King made comments.

The roll call on SB 166 w/SA 1 was taken and revealed:

YES: 39.

NOT VOTING: Representative Briggs King - 1.

ABSENT: Representative Atkins - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 166 w/SA 1 was returned to the Senate.
The Majority Leader moved to recess to the call of the Chair at 4:41 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 20, 2012. The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

13th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 20, 2012

The Chief Clerk called the roll:
Members Present: 41.

A prayer was offered by Representative Briggs King, Thirty-seventh Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag. The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HS 1 for HB 263** - Q. JOHNSON & REPRESENTATIVE JAQUES & SENATOR BUNTING; ALL REPRESENTATIVES; PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Registration of Vehicles.


**HB 280** - GILLIGAN & SENATOR BLEVINS & SENATOR PETERSON - HOUSE ADMINISTRATION - An Act to Amend Chapter 214, Volume 65 of the Laws of Delaware, as Amended, Relating to the Charter of the Town of Newport.

**SB 34** - BLEVINS & REPRESENTATIVE MITCHELL & REPRESENTATIVE KOWALKO; SENATORS BUNTING, CONNOR, ENNIS, HENRY, MARSHALL, PETERSON, SOKOLA; REPRESENTATIVES BARBIERI, BENNETT, CARSON, HUDSON, JAQUES, Q. JOHNSON, VIOLA, OSIENSKI - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the State Employee Benefit Committee.

**SB 153 w/SA 1** - BUSHWELLER & REPRESENTATIVE B. SHORT - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Independent Health Care Appeals Programs.


Representative Barbieri requested that he be marked present. Mr. Speaker Gilligan made an announcement.

Representative Schwartzkopf introduced and brought **HCR 33**, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Representative Hocker on behalf of All Representatives & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson on behalf of All Senators, before the House for consideration.

**HCR 33** - RECOGNIZING THE STRONG TIES BETWEEN CANADA AND DELAWARE AND CELEBRATING CANADA DAY IN DELAWARE.

WHEREAS, Canada is Delaware’s largest international market, with $1,495,644,500 in merchandise exports to Canada in 2011, representing 27% of Delaware’s international exports; and

WHEREAS, 24,700 Delaware jobs are supported by Canada – United States trade; and

WHEREAS, the Delaware - Canada partnership boasts a healthy bilateral tourism industry with over 48,100 combined visits accounting for over $25,000,000 in expenditures in 2010; and

WHEREAS, in 2011 Delaware exported more than $915,721,767 in pharmaceutical products to Canada; and

WHEREAS, both Canada and Delaware are engaged in partnerships in various fields of innovative technology which are laying the foundation for our economic future and mutual benefit; and

WHEREAS, this year Canada and the United States will commemorate the War of 1812, a war which forged the destiny of our continent and whose greatest legacy is 200 years of peace between Canada and the United States; and

WHEREAS, Canada and Delaware share many deep economic, historical, cultural and familial ties; NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, in recognition of the strong and lasting ties between Canada and the great State of Delaware, that the members join with Governor Jack Markell as he proclaims the twentieth day of March, in the year two-thousand and twelve, “Canada Day in Delaware.”

Representatives Hudson & Schwartzkopf made comments. **HCR 33** was adopted by voice vote and was sent to the Senate for concurrence.
Mr. Speaker Gilligan granted privilege of the floor for Deputy Ambassador Deborah Lyons, representing Canadian Embassy in Washington, D.C, who addressed the House. Mr. Speaker Gilligan introduced Consul and Head of Office David Marshall and Consul Paul Gillis, Canadian Consulate, Philadelphia, Pennsylvania. Representatives Kowalko & Jaques made comments. Representative Schwartzkopf deferred to Representative Ramone. Representative Ramone requested and was granted personal privilege of the floor to introduce guests. Representative Ramone requested and was granted privilege of the floor for himself, Senator Peterson, Senator Ennis & Representative Mitchell to present House and Senate Tributes to George Williamson III in recognition of his ten years of service on the Board of Parole. Senator Ennis introduced members of the Board of Parole. Mr. Williamson addressed the House. Representative Viola requested that he be marked present. Representative Q. Johnson made an announcement and comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:42 p.m. The House reconvened at 4:07 p.m. Representative Schwartzkopf deferred to Representative Hudson. Representative D. Short requested that he be marked present.


HB 265 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE COVERAGE FOR ORAL AND INTRAVENOUS ANTICANCER MEDICATIONS. (F/N)
Representatives Hudson & B. Short made comments. The roll call on HB 265 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 265 was sent to the Senate for concurrence. Representatives Mulrooney & D.P. Williams requested that they be marked present during the roll call.


HJR 11 - PROCLAIMING MARCH 2012 NATIONAL NUTRITION MONTH. Representative Schooley made comments. The roll call on HJR 11 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HJR 11 was sent to the Senate for concurrence.


HB 256 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. Representatives Schwartzkopf & Lavelle made comments. The roll call on HB 256 was taken and revealed:
YES: 40. ABSENT: Representative Kowalko - 1. Therefore, having received a constitutional majority, HB 256 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith brought HB 266, jointly sponsored by Senator Blevins & Representatives J. Johnson, Kenton, Lee, Mitchell, Walker & Wilson & Senators Hall-Long, Henry & Simpson, before the House for consideration.

HB 266 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE REFUND OF FINES UPON REVERSAL OF CONVICTION.

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Representative M. Smith made comments.
The roll call on HB 266 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 266 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative J. Johnson.
Representative J. Johnson brought HB 267, jointly sponsored by Senator Henry & Representatives Bolden, Mitchell & D. Short & Senator Ennis, before the House for consideration.

**HB 267 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO TRAVEL EXPENSES FOR ELECTED COUNTY OFFICIALS.**

Representatives J. Johnson & Lavelle made comments.
The roll call on HB 267 was taken and revealed:
YES: 39.
NOT VOTING: Representatives Blakey & Peterman - 2.
Therefore, having received a constitutional majority, HB 267 was sent to the Senate for concurrence.

Representatives Jaques, B. Short, Brady, Mitchell & M. Smith made announcements. Representative B. Short requested that HB 162 be stricken. Representatives Schwartzkopf & Lavelle made comments.

The Majority Leader moved to recess to the call of the Chair at 4:30 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 21, 2012.
The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.

### 14th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 21, 2012

The Chief Clerk called the roll:
Members Present: 37.
Members Absent: Representatives Hudson, Keeley, B. Short & Viola - 4.
A prayer was offered by Representative Scott, Thirty-first Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

**HB 279 - BRIGGS KING & SENATOR BONINI & SENATOR LAWSON; REPRESENTATIVES LAVELLE, HOCKER, KENTON, LEE, MANOLAKOS, OUTTEN, D. SHORT, PETERMAN, WILSON, CARSON; SENATORS BUNTING, SIMPSON, VENABLES - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Low Emission Vehicle Program.**

**HA 1 to HB 264 - BARBIERI - Placed with the Bill.**

**HA 2 to HB 264 - MANOLAKOS - Placed with the Bill.**

**HA 1 to HB 277 - WILLIS & REPRESENTATIVE BRIGGS KING - Placed with the Bill.**

**HA 2 to HB 277 - LAVELLE - Placed with the Bill.**

**HA 1 to SB 34 - HUDSON - Placed with the Bill.**

The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.
H146-1236  Blakey  1/31/2012  T  Herb Byers - Retirement - Div. of State Service Centers Fiscal Unit
H146-1237  Scott  1/31/2012  T  Abigail Cole - Retirement - DOE
H146-1238  Outten  2/1/2012  T  Carter Kenton - National Fellowship of Christian Athletes V11 Lacrosse Team
H146-1240  Outten  2/6/2012  T  Donald McKnatt - 50 Years - Harrington Fire Co.
H146-1242  D. Short  2/4/2012  T  Douglas Butler - Past President - State Fire Chiefs Assoc.
H146-1243  D. Short  2/4/2012  T  Kenneth Tull - Past President - State Fire Chiefs Assoc.
H146-1247  Bennett  1/19/2012  M  Doris C. Gillis
H146-1248  Q. Johnson  1/28/2012  M  Madeline H. Pat Wilson
H146-1249  Scott  1/29/2012  M  Kimberly Alice Akers
H146-1250  D.P. Williams  1/3/2012  M  Lily Mae Smith
H146-1251  Atkins  1/31/2012  T  Kimberly Minnick - Retirement - DOE
H146-1252  Outten  1/28/2012  M  Catherine May Taylor Smith
H146-1253  Brady; Lavelle  1/28/2012  T  William Dunn, Jr.
H146-1254  D. Short  1/29/2012  M  Eileen Madden Larrimore
H146-1255  Schooley  2/14/2012  T  Syl Woolford - Black History Month Presenter

DATE: March 21, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
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<tr>
<td>H146-1256</td>
<td>Peterman; Reps. Kenton &amp; Wilson</td>
<td>1/30/2012</td>
<td>M</td>
<td>William G. Boyle</td>
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<td>H146-1257</td>
<td>Carson</td>
<td>1/26/2012</td>
<td>M</td>
<td>Raymond Charles Lindhurst</td>
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<td>H146-1258</td>
<td>Hocker</td>
<td>2/5/2012</td>
<td>T</td>
<td>Neva West - 80th Birthday</td>
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<td>H146-1259</td>
<td>Bennett</td>
<td>1/30/2012</td>
<td>M</td>
<td>G. Alma Bole</td>
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<td>H146-1260</td>
<td>Hudson</td>
<td>2/1/2012</td>
<td>M</td>
<td>Dr. John Howard Benge</td>
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<td>H146-1261</td>
<td>Gilligan; Rep. Mitchell Keely</td>
<td>1/10/2012</td>
<td>T</td>
<td>Chief Michael Capriglione - Chairman - Police Chiefs' Council</td>
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<tr>
<td>H146-1262</td>
<td>Jaques; M. Smith Carson</td>
<td>1/30/2012</td>
<td>M</td>
<td>Isaac Lee Kornegay, Sr.</td>
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<tr>
<td>H146-1263</td>
<td>Atkins; Kenton</td>
<td>2/18/2012</td>
<td>T</td>
<td>Catherine Hamill &amp; Shaktulna Bhaya - Civil Union</td>
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<td>H146-1264</td>
<td>Peterman; Atkins</td>
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<td>Zachary Scott Hartfield</td>
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<td>H146-1265</td>
<td>Peterman; Atkins; Mitchell</td>
<td>2/5/2012</td>
<td>T</td>
<td>Norman Reynolds - 50 Years - Music Director - Ellendale United Methodist Church</td>
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<td>H146-1266</td>
<td>Manolakos; Mitchell Lavelle; Mitchell Atkins; Mitchell Schwartzkopf; Mitchell Mitchell</td>
<td>2/11/2012</td>
<td>T</td>
<td>Leolga Wright - Retiremen US AD - USDA - FSA</td>
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<td>William Farra - 50 Years - Five Pts. Fire Co.</td>
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<td>H146-1270</td>
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<td>Arnold Wells - 50 Years - Five Pts. Fire Co.</td>
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<td>2/11/2012</td>
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<td>Honorable Robert Voshell - Rotary Club Honoree</td>
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<td>H146-1273</td>
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<td>2/11/2012</td>
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<td>H146-1276</td>
<td>Manolakos; Mitchell Lavelle; Mitchell Atkins; Mitchell Schwartzkopf; Mitchell Mitchell</td>
<td>2/11/2012</td>
<td>T</td>
<td>Honorable Robert Voshell - Rotary Club Honoree</td>
</tr>
</tbody>
</table>
Representatives Schwartzkopf & Barbieri requested and was granted personal privilege of the floor to introduce guests. Representative Barbieri requested and was granted privilege of the floor for Anne T. Hogan, Chief Executive Officer, Girl Scouts of the Chesapeake Bay, who made comments. Representative Hocker made comments. Representative Schwartzkopf deferred to Representative Blakey. Representative Blakey requested and was granted personal privilege of the floor for the Delaware State University Choir under the direction of Dr. Lloyd Mallory. The Choir performed “The Star-Spangled Banner” and two selections. Representatives Schwartzkopf & Blakey made comments. The Choir performed an additional selection. Representative Blakey made comments and an announcement. Representative D.P. Williams requested that he be marked present. Mr. Speaker Gilligan introduced Dr. Harry Williams, President, Delaware State University, who made comments. Representatives Hocker & Schwartzkopf made comments. Choir members stated their names, hometowns and high schools for the record. Mr. Speaker Gilligan made an announcement.


Representative Longhurst made comments. HCR 35 was adopted by voice vote and was sent to the Senate for concurrence.


HCR 36 - RECOGNIZING WEDNESDAY, MARCH 21, 2012 IS "KICK BUTTS DAY."

Representative Walker made comments. HCR 36 was adopted by voice vote and was sent to the Senate for concurrence.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:49 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:49 p.m. on March 21, 2012: Representative Mulrooney.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 22, 2012: Representative Mulrooney.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 22, 2012.

The Chief Clerk read the following committee reports into the record:

JUDICIARY: HB 277 - 6M.
VETERANS AFFAIRS: HB 275 - 15M.
PUBLIC SAFETY & HOMELAND SECURITY: HS 1 for HB 263 - 9M; HS 1 for HB 258 - 9M.
HOUSE ADMINISTRATION: HB 257 - 5M.
HOUSING & COMMUNITY AFFAIRS: HB 274 - 1F,6M.

Representatives B. Short, Viola & Keeley requested that they be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

15th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 22, 2012

The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representatives Hudson - 1.

A prayer was offered by Representative Miro, Twenty-second Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HS 1 for HB 253 - BARBIERI & SENATOR BLEVINS; REPRESENTATIVES HEFFERNAN, KEELEY, SCHOOLEY, B. SHORT, M. SMITH, WALKER; SENATORS BUSHWELLER, ENNIS,
Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton made comments. Mr. Speaker Gilligan introduced guests. Representatives Lavelle, D.E. Williams, Schwartzkopf & Bolden displayed his award winning science project which was displayed in February at the Presidential Science Fair at the White House in Washington, D.C. Representatives Ramone & Schwartzkopf made comments. Mr. Speaker Gilligan introduced guests. Representatives Lavelle, D.E. Williams, Schwartzkopf & Bolden made comments. Bridget Hylak made a comment. Representative Schwartzkopf made a comment. Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton made comments and an announcement.

Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought HB 264, jointly sponsored by Representative Peterman & Senator Cloutier & Representatives Bolden, Hocker, Q. Johnson, Schooley, M. Smith, Walker & Wilson & Senators Sokola & Sorenson, before the House for consideration.

HB 264 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS.

Representative Barbieri brought HA 1 to HB 264 before the House for consideration. Representative Barbieri made comments. Representative Manolakos requested that he be marked present and made comments. Representative Barbieri made comments. Representative Barbieri requested and was granted privilege of the floor for Dr. Dean Betts, Education Associate, Department of Education. Representatives Manolakos & Barbieri made comments. HA 1 was adopted by voice vote. Representative Manolakos moved to place HA 2 to HB 264 on the Speaker’s Table. The motion was seconded by Representative Ramone and adopted by voice vote. Representative Barbieri made comments.

The roll call on HB 264 w/HA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, HB 264 w/HA 1 was sent to the Senate for concurrence.

Representative D.P. Williams requested that he be marked present during the roll call.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson brought HB 252, jointly sponsored by Representative Barbieri & Senator McDowell & Representatives M. Smith, Heffernan, Keeley, Mitchell & Schooley & Senators Bushweller, Henry, Sokola & Sorenson before the House for consideration.

HB 252 - AN ACT TO AMEND VOLUME 77, CHAPTER 375, LAWS OF DELAWARE, RELATING TO DISPOSITION OF CHILDREN PENDING ADJUDICATION AND PAYMENT FOR CARE.

Representative J. Johnson made comments.

The roll call on HB 252 was taken and revealed:

YES: 40.
ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, HB 252 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Q. Johnson.


HS 1 for HB 263 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES. (3/5 bill)

Representative Q. Johnson introduced and brought HA 1 to HS 1 for HB 263 before the House for consideration. Representative Q. Johnson made comments. HA 1 was adopted by voice vote. Representative Q. Johnson made comments.

The roll call on HS 1 for HB 263 w/HA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HS 1 for HB 263 w/HA 1 was sent to the Senate for concurrence.

Representative Lavelle made comments. Mr. Speaker Gilligan made an announcement.

Representative Schwartzkopf deferred to Representative Bolden.


HB 269 - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES.

Representative Bolden brought HA 1 to HB 269 before the House for consideration. Representative Bolden made comments. HA 1 was adopted by voice vote. Representatives Bolden, Keeley, Miro, J. Johnson, D.P. Williams, Willis, Manolakos, Hocker, D.E. Williams, Lavelle, D.E. Williams, D.P. Williams & Lavelle made comments.

The roll call on HB 269 w/HA 1 was taken and revealed:

YES: 40.
ABSENT: Representative Hudson - 1.
Therefore, having received a constitutional majority, HB 269 w/HA 1 was sent to the Senate for concurrence.

The Majority Leader moved to recess to the call of the Chair at 5:16 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 27, 2012.
Representative Hudson requested that she be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

**16th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session**
**March 27, 2012**

The Chief Clerk called the roll:

Members Present: 41.

A prayer was offered by Representative Bryon H. Short, Seventh Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 285** - BARBIERI & SENATOR BLEVINS; REPRESENTATIVES BOLDEN, HEFFERNAN, HUDSON, J. JOHNSON, KOWALKO, MIRO, MITCHELL, M. SMITH; SENATOR ENNIS - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Expungement.

**SB 173** - BUSHWELLER & REPRESENTATIVE SCOTT - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Dover Related to Financial Affairs - Debt Limit. (2/3 bill)

Representatives Mitchell & Kenton requested that they be marked present.

Representative Schwartzkopf deferred to Representative Longhurst.

Representatives Lee & Lavelle requested that they be marked present.


**HCR 37** - RECOGNIZING APRIL 2012 AS CHILD ABUSE PREVENTION MONTH IN DELAWARE.

WHEREAS, there were approximately 14,000 reports of child abuse in Delaware in 2011; and
WHEREAS, the prevention of child abuse is a matter of concern to citizens, state agencies and community organizations in Delaware; and
WHEREAS, collaborative partnerships among various groups can help make child abuse prevention programs successful; and
WHEREAS, all citizens of the State should encourage parents to raise their children in a safe, nurturing environment and support programs designed to help prevent child abuse;

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives of the 1460 General Assembly of the State of Delaware, the Senate concurring therein, that the month of April 2012 is designated as Child Abuse Prevention Month in Delaware.

BE IT FURTHER RESOLVED that all citizens, community organizations, state and local agencies, religious organizations, businesses and medical facilities are called upon to support efforts to prevent child abuse.

BE IT FURTHER RESOLVED that suitably prepared copies of this Resolution be forwarded to Prevent Child Abuse Delaware, Grassroots Citizens for Children, Children & Families First, Children’s Advocacy Center of Delaware, and the Office of the Child Advocate.

Representative Longhurst made comments. Representatives Briggs King, D. Short, Peterman, Hocker, Miro & Scott requested that they be marked present.

**HCR 37** was adopted by voice vote and was sent to the Senate for concurrence.

Representative Longhurst introduced guests, requested and was granted privilege of the floor for Leslie Newman, Chief Executive Officer, Children & Families First, who addressed the House.

Representative Willis made comments. Representative Barbieri requested and was granted personal privilege of the floor to make comments. Representative Outten requested that he be marked present.

Representatives Lavelle & Hudson made comments. Representative Schwartzkopf introduced a guest.

Representatives Keeley & Mulrooney requested that they be marked present.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:16 p.m.

The House reconvened at 4:34 p.m.

Representatives Manolakos & D.P. Williams requested that they be marked present.

Mr. Speaker Gilligan appointed Representative D.P. Williams as Acting Speaker.

Representative Schwartzkopf deferred to Representative Gilligan.
Representative Gilligan brought HB 257, jointly sponsored by Senator DeLuca & Representative Viola & Senator Ennis & cosponsored by Representative Lavelle, before the House for consideration.

HB 257 - AN ACT TO AMEND TITLE 29 AND TITLE 30 OF THE DELAWARE CODE RELATING TO DENIAL OR SUSPENSION OF PROFESSIONAL AND OCCUPATIONAL LICENSES.

Representative Gilligan brought HA 1 to HB 257 before the House for consideration. Representative Gilligan made comments. HA 1 was adopted by voice vote. Representatives Gilligan & Lavelle made comments.

The roll call on HB 257 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 257 w/HA 1 was sent to the Senate for concurrence.

Representative Atkins requested that he be marked present during the roll call. Mr. Speaker Gilligan resumed the Chair.

Representative Schwartzkopf deferred to Representative Keeley.

Representative Keeley brought HB 9, jointly sponsored by Representative J. Johnson & Representative Scott & Senator Henry & Representatives Bolden, George, Kowalko, Mitchell, Mulrooney, Schooley & D.P. Williams & Senator Venables, before the House for consideration.

HB 9 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 2 OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO QUALIFICATIONS FOR VOTING. (2/3 bill)

Representative Keeley made comments.

The roll call on HB 9 was taken and revealed:

YES: 27.


Therefore, not having received a constitutional majority of at least two-thirds Members of the House, HB 9 was declared defeated.

Representative Schwartzkopf deferred to Representative Bennett.


HS 1 for HB 258 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS.

Representative Bennett introduced and brought HA 1 to HS 1 for HB 258 before the House for consideration. Representatives Willis & Wilson announced that they will not be voting on HS 1 for HB 258 and HA 1 because of possible conflicts of interest. Representative Bennett made comments. HA 1 was adopted by voice vote. Representative Bennett made comments.

The roll call on HS 1 for HB 258 w/HA 1 was taken and revealed:

YES: 39.

NOT VOTING: Representatives Willis & Wilson - 2.

Therefore, having received a constitutional majority, HS 1 for HB 258 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Hudson.

Representative Hudson moved to restore HB 9 and to rescind the roll call. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representatives Keeley & Brady made comments.

Representative Keeley brought HB 9, jointly sponsored by Representative J. Johnson & Representative Scott & Senator Henry & Representatives Bolden, George, Kowalko, Mitchell, Mulrooney, Schooley & D.P. Williams & Senator Venables, before the House for consideration.

HB 9 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 2 OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO QUALIFICATIONS FOR VOTING. (2/3 bill)

Representative Hudson made comments.

The roll call on HB 9 was taken and revealed:

YES: 28.


Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 9 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Jaques.

Representative Jaques brought HB 275, jointly sponsored by Senator Bunting & Representatives Atkins, Barbieri, Bennett, Blakey, Bolden, Brady, Briggs King, Carson, Gilligan, Hefferman, Hocker,
HB 275 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAX CREDITS. (F/N)
  Representative Jaques made comments.
  The roll call on HB 275 was taken and revealed:
  YES: 41.
  Therefore, having received a constitutional majority, HB 275 was sent to the Senate for concurrence.
  Mr. Speaker Gilligan returned HB 274 to the Ready List.
  Representative Schwartzkopf deferred to Representative Bennett.
  HB 240 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FINES, COSTS, PENALTIES AND FORFEITURES.
  Representative Bennett made comments.
  The roll call on HB 240 w/HA 1 & SA 1 was taken and revealed:
  YES: 41.
  Therefore, having received a constitutional majority, HB 240 w/HA 1 & SA 1 was sent to the Governor.
  Representative Schwartzkopf deferred to Representative B. Short.
  Representative B. Short brought SB 85, jointly sponsored by Senator Venables & Senator Henry & Representative Mitchell, before the House for consideration.
  SB 85 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE LEGAL RATE OF INTEREST AND JUDGMENTS.
  Representative B. Short made comments.
  The roll call on SB 85 was taken and revealed:
  YES: 41.
  Therefore, having received a constitutional majority, SB 85 was returned to the Senate.
  Representative Schwartzkopf deferred to Representative Q. Johnson.
  Representative Q. Johnson brought SJR 8 w/SA 1, sponsored by Senator McDowell & Senators Bushweller, Hall-Long, McBride, Peterson, Sokola & Connor, before the House for consideration.
  SJR 8 - CREATING A CARPET RECYCLING STRATEGY COMMITTEE.
  Representative Q. Johnson made comments. Representative Q. Johnson brought HA 1 to SJR 8 before the House for consideration. Representatives Q. Johnson, Lavelle, J. Johnson, Lavelle & Schwartzkopf made comments. HA 1 was adopted by voice vote. Representative Q. Johnson made comments.
  The roll call on SJR 8 w/SA 1 & HA 1 was taken and revealed:
  YES: 40.
  ABSENT: Representative Manolakos - 1.
  Therefore, having received a constitutional majority, SJR 8 w/SA 1 & HA 1 was returned to the Senate.
  Representatives Schwartzkopf & Kowalko made announcements.
  The Reading Clerk read the following communications into the record:
  The Senate wishes to inform the House that it has passed SS 1 for SB 151, SB 162 & SCR 21 w/SA 2 and requests the concurrence of the House and the Senate has passed HB 202 w/SA 2 and is returning the same to the House.

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Joseph E. Miro, do hereby request that my name be removed as co-sponsor of HB 247.
Date: 3/27/12
Signed: Joseph E. Miro

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Colin R.J. Bonini, do hereby request that my name be removed as co-sponsor of HB 290.
Date: 3/27/12
Signed: Colin R.J. Bonini

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Rebecca Walker, do hereby request that my name be removed as co-sponsor of HB 249.
Date: 3/27/12
Signed: Rebecca Walker

Representative Hudson made an announcement.
The Majority Leader moved to recess to the call of the Chair at 5:19 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 28, 2012.

The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

17th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 28, 2012

The Chief Clerk called the roll:

Members Present: 36.

Members Absent: Representatives Carson, Hudson, Schooley, Scott & D.P. Williams - 5.

A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

**HB 286 - HUDSON & SENATOR BUNTING & SENATOR BOOTH & SENATOR CLOUTIER; REPRESENTATIVES HOCKER, BRIGGS KING, LEE, PETERMAN, D. SHORT, CARSON, B. SHORT; SENATORS SIMPSON, SOKOLA, VENABLES - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Public Hearings Pursuant to the Administrative Procedures Act.**

**HA 1 to HB 191 - J. JOHNSON - Placed with the Bill.**

**SB 162 - BLEVINS & SENATOR HENRY & REPRESENTATIVE SCHWARTZKOPF & REPRESENTATIVE BARBIERI; SENATORS ENNIS, HALL-LONG, SOKOLA, SORENSON; REPRESENTATIVES BOLDEN, KEELEY, MITCHELL, OSIENSKI, SCHOOLEY, B. SHORT, M. SMITH - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Sexually Transmitted Diseases, Informed Consent, and Confidentiality.**

**SCR 21 - ENNIS & SENATOR SORENSON & REPRESENTATIVE RAMONE; REPRESENTATIVE BOLDEN - JUDICIARY - A Resolution to Create a Blue Ribbon Task Force to Review Open Family Court Proceedings.**

The Reading Clerk read the following communications into the record:

**HOUSE TRIBUTE ANNOUNCEMENT #63**

**DATE: March 28, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Outten</td>
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<td>Willis</td>
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<td>H146-1280</td>
<td>Schooley</td>
<td>2/4/2012</td>
<td>M</td>
<td>Mary Helen Callahan</td>
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<td>H146-1281</td>
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Briggs King
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<td>T</td>
<td>Honorable William Carson, Jr. - “I Love Smyrna</td>
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<td>Charles Welch - James H. Gilliam, Jr. Award</td>
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<td>Gary Faulkner - Carrow Firefighter of the Year -</td>
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<td>William R. Coverdale</td>
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<td>H146-1321</td>
<td>Wilson</td>
<td>2/24/2012</td>
<td>M</td>
<td>Michael Martin - 80th Birthday</td>
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**DATE: March 28, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<tr>
<td>H146-1322</td>
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<td>John &amp; Karen Shupe - 50th Wedding Anniversary</td>
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<td>3/3/2012</td>
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<td>Blanche L. Kirby</td>
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**HOUSE TRIBUTE ANNOUNCEMENT #66**

**DATE:** March 28, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Thomas Weyant - Retirement - Kent Co. Register of Wills</td>
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<td>H146-1344</td>
<td>Jaques</td>
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<td>National Multiple Sclerosis Society - DE Chapter - MS Awareness Week</td>
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<td>H146-1345</td>
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<td>Cedarfield Ruritan Club - 40 Years</td>
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<td>Wilson W. Walmsley</td>
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T- Tribute
M - Memoriam

Representative Longhurst brought **Consent Calendar #10** before the House for consideration.

**HCR 38 - WILLIS & REPRESENTATIVE MIRO & REPRESENTATIVE SCOTT & REPRESENTATIVE D.P. WILLIAMS & SENATOR LAWSON & REPRESENTATIVES LAVELLE, HUDSON, LEE, PETERMAN, RAMONE, D. SHORT, WILSON, BENNETT, CARSON, KEELEY, MITCHELL, OSIENSKI, SENATORS BOOTH, BUSHWELLER, SOKOLA - Encouraging Conformance with the Prohibition on the Use of Electronic Communication Devices while Operating a Motor Vehicle on the Highways of the State of Delaware.**

**SCR 26 - SOKOLA & SENATOR SORENSON & REPRESENTATIVE KOWALKO & REPRESENTATIVE MIRO - Adding Mountain Bike and Equestrian Groups to the Citizens Advisory Council to White Clay Creek State Park.**
Consent Calendar #10 was adopted by voice vote and HCR 38 was sent to the Senate for concurrence and SCR 26 was returned to the Senate.

Representative Longhurst deferred to Representative Q. Johnson.

Representative Q. Johnson moved to suspend the rules which interfere with introduction of and action on HJR 12. The motion was seconded by Representative Longhurst and adopted by voice vote. Representatives Atkins, Barbieri & Mulrooney requested that they be marked present.

Representative Q. Johnson introduced and brought HJR 12, jointly sponsored on behalf of All Representatives & Senator Sorenson & Senators Connor, Ennis, Hall-Long, Katz, Peterson & Sokola, before the House for consideration.

HJR 12 - RECOGNIZING APRIL 2012 AS AUTISM AWARENESS MONTH.

Representative Q. Johnson made a comment. The roll call on HJR 12 was taken and revealed:

YES: 30.


Therefore, having received a constitutional majority, HJR 12 was sent to the Senate for concurrence.

Representative Viola requested that he be marked present during the roll call. Representative Q. Johnson made comments regarding HJR 12. Representatives Longhurst, Wilson & Briggs King made comments.

The Majority Whip moved to recess for committee meetings and to the call of the Chair at 2:14 p.m. Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:14 p.m. on March 28, 2012:

Representatives Bennett, Manolakos & Keeley.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on March 29, 2012. Representatives Hudson, Schooley & Carson requested that they be marked present for the current Legislative Day.

The Chief Clerk read the following committee reports into the record:

ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: SB 153 w/SA 1 - 9M.

HOUSE ADMINISTRATION: HB 276 - 5M; SB 173 - 5M; HB 280 - 5M.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 157 w/SA 2 & SCR 29 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed HJR 12 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 49 w/HA 1 and is returning the same to the House.

Representative Scott requested that he be marked present for the current Legislative Day.

The Majority Whip moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

18th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
March 29, 2012

The Chief Clerk called the roll:

Members Present: 40.

Members Absent: Representatives Manolakos - 1.

A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


HA 1 to HB 280 - GILLIGAN - Placed with the Bill.
HA 1 to HB 290 - D. SHORT - Placed with the Bill.
SB 157 w/SA 2 - PETERSON & REPRESENTATIVE HUDSON & REPRESENTATIVE SCOTT & REPRESENTATIVE BENNETT; SENATOR SOKOLA - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Public Officers and Employees Healthcare Insurance Program.
 Representative B. Short requested and was granted personal privilege of the floor to introduce guests. Representative Wilson introduced guests. Representatives Lee & Q. Johnson requested that they be marked present. Representative Schwartzkopf deferred to Representative Keeley. Representative Keeley requested and was granted personal privilege of the floor to introduce guests.


SCR 29 - COMMENDING THE WORK OF COMMUNITIES IN SCHOOLS AND CONNECTING GENERATIONS AND DESIGNATING MARCH 28, 2012 AS COMMUNITIES IN SCHOOLS OF DELAWARE AND CONNECTING GENERATIONS DAY.
 Representative Bolden made comments and introduced a guest. Representatives Scott & Bolden made comments. SCR 29 was adopted by voice vote and was returned to the Senate.

The Chief Clerk read the following committee report into the record:
JUDICIARY:

The Reading Clerk read the following communication into the record:
March 29, 2012
The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:
Please be advised that I will be absent from Legislative Session, today March 29, 2012, due to personal/business issues.
Thank you for your understanding.
Sincerely,
Nick T. Manolakos

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:16 p.m.

The roll call on HB 280 w/HA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 280 w/HA 1 was sent to the Senate for concurrence.

The roll call on HB 202 w/SA 2 was taken and revealed:
YES: 40.
ABSENT: Representative Mulrooney & Viola requested that they be marked present during the roll call.

The roll call on HB 202 w/SA 2 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 202 w/SA 2 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques requested and was granted personal privilege of the floor to introduce members of the 436 Airlift Wing from Dover Air Force Base. Col. Mark D. Camerer, Commander, addressed the House. Representative Bennett made comments.

Representative Schwartzkopf deferred to Representative Scott. Representative Scott brought SB 173, jointly sponsored by Senator Bushweller, before the House for consideration.

SB 173 - AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATED TO FINANCIAL AFFAIRS - DEBT LIMIT. (2/3 bill)

Representative Scott made comments.

The roll call on SB 173 was taken and revealed:

YES: 39.

ABSENT: Representatives Lee & Manolakos - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 173 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Lavelle. Representative Lavelle deferred to Representative Miro. Representative Miro made an announcement and comments. Representative Schwartzkopf made comments.

The Chief Clerk read the following committee report into the record:

PUBLIC SAFETY & HOMELAND SECURITY: HB 259 - 7M.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 4:35 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 3, 2012.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 168 and requests the concurrence of the House and Senate has passed HB 251 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 172 w/SA 1, SB 170 w/SA 1 & SB 174 w/SA 1 and requests the concurrence of the House and Senate has passed HCR 37, HCR 38 & HJR 11 and is returning the same to the House.


The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

19th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
April 3, 2012

The Chief Clerk called the roll:
Members Present: 40.

Members Absent: Representative Kenton - 1.

A prayer was offered by Representative Deborah D. Hudson, Twelfth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:


HB 271 - BENNETT & REPRESENTATIVE BRADY & SENATOR HENRY; REPRESENTATIVES HEFFERNAN, JAQUES, LAVELLE, LONGHURST, MITCHELL, OSIENSKI, RAMONE, SCHWARTZKOPF, SCOTT, B. SHORT, VIOLA, D.E. WILLIAMS; SENATORS BONINI, LAWSON, MCDOWELL - HOUSING & COMMUNITY AFFAIRS - An Act to Amend Title 24 of the Delaware Code Relating to Real Estate Services, Brokers, Associate Brokers and Salespersons.


HB 293 - SCHWARTZKOPF & SENATOR ENNIS; REPRESENTATIVES BENNETT,

214


HB 295 - WALKER & SENATOR BUSHWELLER; REPRESENTATIVES BARBIERI, BENNETT, BRIGGS KING, HEFFERNAN, Q. JOHNSON, KEELEY, KENTON, LAVELLE, MIRO, MITCHELL, RAMONE, D. SHORT, WILLIS; SENATORS BUNTING, HALL-LONG - JUDICIARY - An Act to Amend Title 11 Relating to the Registration of Sex Offenders.

HB 296 - WALKER & SENATOR BUSHWELLER & REPRESENTATIVE SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend Title 16 of the Delaware Code Relating to Services for Runaway and Homeless Youth.
Representative B. Short brought **SB 153 w/SA 1**, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 153** - **AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INDEPENDENT HEALTH CARE APPEALS PROGRAMS.**

Representatives B. Short & Ramone made comments.

The roll call on **SB 153 w/SA 1** was taken and revealed:

- **YES:** 36.
- **NOT VOTING:** Representatives Briggs King, Hocker, Lavelle & Wilson - 4.
- **ABSENT:** Representative Kenton - 1.

Therefore, having received a constitutional majority, **SB 153 w/SA 1** was returned to the Senate.

Representatives Manolakos, B. Short, Viola & D.P. Williams requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Kowalko.


**SB 158** - **AN ACT TO REPEAL CERTAIN LAWS RELATING TO VARIOUS BOARDS, COUNCILS, COMMITTEES AND CORPORATIONS.**

Representatives Kowalko & Briggs King made comments.

The roll call on **SB 158** was taken and revealed:

- **YES:** 40.
- **ABSENT:** Representative Kenton - 1.

Therefore, having received a constitutional majority, **SB 158** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Barbieri & Representatives Barbieri, Bennett, Carson, Heffernan, Hocker, Scott, D. Short & D.E. Williams & Senators Cloutier & Sokola, before the House for consideration.

**HB 223** - **AN ACT TO AMEND TITLES 18 AND 21 OF THE DELAWARE CODE TO ALLOW THE TRANSMISSION OF ELECTRONIC NOTICES OR DOCUMENTS RELATED TO INSURANCE AND INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES.**

Representative B. Short made comments.

The roll call on **HB 223** was taken and revealed:

- **YES:** 39.
- **ABSENT:** Representatives Blakey & Kenton - 2.

Therefore, having received a constitutional majority, **HB 223** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought **HS 1 for HB 253**, jointly sponsored by Senator Blevins & Representatives Heffernan, Keeley, Schooley, B. Short, M. Smith & Walker & Senators Bushweller, Ennis, Hall-Long, Sokola & Sorenson, before the House for consideration.

**HS 1 for HB 253** - **AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUVENILE COMPETENCY.**

Representative Barbieri brought **HA 1 to HS 1 for HB 253** before the House for consideration.

Representative Barbieri made comments. **HA 1** was adopted by voice vote. Representatives Barbieri & Lavelle made comments.

The roll call on **HS 1 for HB 253 w/HA 1** was taken and revealed:

- **YES:** 40.

Therefore, having received a constitutional majority, **HS 1 for HB 253 w/HA 1** was sent to the Senate for concurrence.

Representative Barbieri requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative Carson.


**HB 276** - **AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DISPLAY OF THE POW/MIA FLAG.**

Representatives Carson & Blakey made comments.

The roll call on **HB 276** was taken and revealed:

- **YES:** 40.

Therefore, having received a constitutional majority, **HB 276** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Keeley.
Representative Keeley brought HB 259, jointly sponsored by Senator Blevins & Representatives Heffernan, Jaques, Kenton, Sens. Bunting & Sokola, before the House for consideration.

HB 259 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO OFF-HIGHWAY VEHICLES.

Representative Keeley brought HA 1 to HB 259 before the House for consideration. Representative Keeley made comments. HA 1 was adopted by voice vote. Representatives Keeley & Briggs King made comments. Representative Keeley requested and was granted privilege of the floor for Sean Lugg, representing the Department of Justice.

Representative Briggs King made comments.

The roll call on HB 259 w/HA 1 was taken and revealed:
YES: 33.
NO: Representatives Briggs King, Hocker, Lee, Outten & Peterman - 5.
NOT VOTING: Representatives Atkins & Wilson - 2.
ABSENT: Representative Kenton - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 259 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Hudson. Representative Hudson made comments. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith made an announcement. Representative Jaques made an announcement.

The Majority Leader moved to recess to the call of the Chair at 4:34 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 4, 2012.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed HB 265, HB 245 w/HA 1, HB 272 & HCR 40 and is returning the same to the House.

April 13, 2012

LEGISLATIVE ADVISORY #21
Governor Jack A. Markell signed the following legislation on the date indicated:

Representative Kenton requested that he be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

20th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
April 4, 2012

The Chief Clerk called the roll:
Members Present: 36.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.
Mr. Speaker Gilligan invited Caden Popelas, grandson of Representative D. Short, to join him in leading those present in the pledge of allegiance to the American flag.
Representative D. Short introduced guests.

The following prefiled legislation was introduced:

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<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Description</th>
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<tbody>
<tr>
<td>HB 297</td>
<td>M. SMITH &amp; SENTOR BLEVINS &amp; SENATOR SORENSON; REPRESENTATIVES BARBIERI, BRADY, KOWALKO, LONGHURST - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Habitual Criminal Offenders.</td>
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Representative Schwartzkopf deferred to Representative Heffernan. Representative Heffernan requested and was granted personal privilege of the floor to introduce guests. Representatives Miro & Briggs King requested that they be marked present. Representative Hocker requested and was granted personal privilege of the floor to introduce a guest.

The Reading Clerk read the following communications into the record:

HOUSE TRIBUTE ANNOUNCEMENT #67

DATE: April 4, 2012
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
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<tr>
<td>H146-1361</td>
<td>Blakey</td>
<td>3/9/2012</td>
<td>M</td>
<td>Dr. Robert W. Kidd III</td>
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<td>cosponsors: Reps. Bennett &amp; Wilson</td>
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<tr>
<td>H146-1362</td>
<td>D. Short</td>
<td>3/31/2012</td>
<td>T</td>
<td>Vance Kesler - 90th Birthday</td>
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<tr>
<td>H146-1363</td>
<td>Gilligan</td>
<td>3/3/2012</td>
<td>T</td>
<td>George &amp; Nancy Knotts - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-1364</td>
<td>Gilligan; Schooler</td>
<td>3/9/2012</td>
<td>M</td>
<td>Valentino W. Nardo, Sr.</td>
</tr>
<tr>
<td>H146-1368</td>
<td>Schwartzkopf; 5/30/2012</td>
<td>T</td>
<td>Ann Mullen - 100th Birthday</td>
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<tr>
<td>H146-1369</td>
<td>D. Short</td>
<td>3/10/2012</td>
<td>M</td>
<td>Harold Weingard</td>
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<tr>
<td>H146-1370</td>
<td>Gilligan</td>
<td>3/30/2012</td>
<td>T</td>
<td>Mid-County Center - 33 Years</td>
</tr>
<tr>
<td>H146-1371</td>
<td>Mulrooney; M. Smith</td>
<td>3/13/2012</td>
<td>T</td>
<td>Delaware State AFL-CIO - Sam Latham, President</td>
</tr>
<tr>
<td>H146-1372</td>
<td>Mulrooney; M. Smith</td>
<td>3/13/2012</td>
<td>T</td>
<td>Delaware American Postal Workers Union -</td>
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<tr>
<td>H146-1373</td>
<td>Peterman</td>
<td>3/21/2012</td>
<td>T</td>
<td>Dianne Rager - Box Office Manager - DE State Fair</td>
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<tr>
<td>H146-1374</td>
<td>Peterman</td>
<td>3/21/2012</td>
<td>T</td>
<td>Richard Azud, Executive Director - Frederica Senior</td>
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<td>cosponsors: Reps. Kenton, Outten &amp; Wilson</td>
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<tr>
<td>H146-1375</td>
<td>Jaques</td>
<td>3/18/2012</td>
<td>T</td>
<td>Col. Ruth Irwin - Retirement - DANG</td>
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<tr>
<td>H146-1376</td>
<td>Barbieri; Schooler</td>
<td>3/19/2012</td>
<td>T</td>
<td>UD - School of Public Policy &amp; Administration -</td>
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<tr>
<td>H146-1377</td>
<td>Walker</td>
<td>3/24/2012</td>
<td>T</td>
<td>Francis Schoeffler - Life Member - Port Penn Fire Co.</td>
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<tr>
<td>H146-1378</td>
<td>Atkins</td>
<td>3/11/2012</td>
<td>M</td>
<td>Janet Catherine Dutton</td>
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<tr>
<td>H146-1379</td>
<td>Heffman</td>
<td>4/22/2012</td>
<td>T</td>
<td>Kaelen Novak - Eagle Scout</td>
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<tr>
<td>H146-1380</td>
<td>Lavelle</td>
<td>6/10/2012</td>
<td>T</td>
<td>William Graney - Eagle Scout</td>
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<tr>
<td>H146-1381</td>
<td>Briggs King; Atkins</td>
<td>3/17/2012</td>
<td>T</td>
<td>Louise Dorey - 65 Years -</td>
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<td>Organist/Pianist - Zoar United Methodist Church</td>
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<td>HOUSE TRIBUTE ANNOUNCEMENT #68</td>
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Representative B. Short requested that he be marked present. Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell requested and was granted privilege of the floor to present a House Tribute to his son Patrolman John L. Mitchell III and Patrolman Kevin J. Kerrigan whose heroic efforts during a house fire saved the lives of two Elsmere residents. Patrolman Mitchell, Patrolman Kerrigan and Chief of Police Laura M. Giles addressed the House. Representative Mitchell introduced guests. Representatives Schwartzkopf & J. Johnson made comments. Representative Jaques requested that he be marked present.

The Reading Clerk read the following communication into the record:

April 4, 2012

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE  19901
Dear Speaker Gilligan:

Please be advised that I will be absent from Legislative Session, today Wednesday, April 4, 2012 due to personal reasons.

Thank you for your understanding.

Sincerely,
Gregory F. Lavelle
State Representative
11th District

Representative Schwartzkopf deferred to Representative Blakey. Representative Blakey requested and was granted privilege of the floor to present a House Tribute to William D. Carrow, Communications Section Chief, on the occasion of his retirement. Representative Barbieri requested that he be marked present.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:23 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 5, 2012.
Representatives Mulrooney, M. Smith, Atkins, D.P. Williams & Lavelle requested that they be marked present for the current Legislative Day.

The Chief Clerk read the following committee reports into the record:

PUBLIC SAFETY & HOMELAND SECURITY: HB 191 - 1F,5M; SB 174 w/SA 1 - 6M.
HOUSE ADMINISTRATION: HB 201 - 1F,2M,1U; SB 170 w/SA 1 - 4M; HB 286 - 4M.
REVENUE & FINANCE: HB 278 - 4F,5M.
HOUSING & COMMUNITY AFFAIRS: HB 271 - 1F,7M; HB 281 - 1F,8M; HB 283 - 1F,8M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: HB 111 - 10M;
HB 289 - 4F,5M.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

21st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
April 5, 2012

The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representative Longhurst -1.
A prayer was offered by Representative Helene Keeley, Third Representative District.

Mr. Speaker Gilligan invited students from Providence Creek Academy to join him in leading those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HB 301 - BLAKEY & SENATOR BOOTH; REPRESENTATIVES HUDSON, Q. JOHNSON, OUTTEN, WILSON - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Electricians and Electrical Contractors.
HA 2 to HB 191 - J. JOHNSON - Placed with the Bill.
HA 1 to HS 1 for HB 209 - SCOTT - Placed with the Bill.
HA 1 to HB 270 - OSIENSKI - Placed with the Bill.
HA 1 to HB 292 - BRIGGS KING - Placed with the Bill.

SB 180 - DELUCA & REPRESENTATIVE SCHWARTZKOPF; SENATORS BLEVIN, BOOTH, BUNTING, ENNIS, HENRY; REPRESENTATIVES CARSON, HUDSON, Q. JOHNSON, KENTON, LAVELLE, LONGHURST - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 4 of the Delaware Code Relating to Alcoholic Liquors. (3/5 bill.)

HA 2 to SB 34 - Q. JOHNSON - Placed with the Bill.
HA 1 to SB 170 - SCHWARTZKOPF - Placed with the Bill.
HA 2 to SB 170 - SCHWARTZKOPF - Placed with the Bill.

Representative Schwartzkopf deferred to Representative Q. Johnson. Representative Q. Johnson requested and was granted privilege of the floor for Providence Creek Academy Percussion Ensemble, under the direction of Kelly Hanson. The Ensemble performed three selections. Representative Schwartzkopf made comments. Representative Blakey requested and was granted personal privilege of the floor to make comments. Representative Jaques made comments. The students announced their names for the record. Mr. Speaker Gilligan made comments and introduced guests. Representative M. Smith requested and was granted personal privilege of the floor to introduce guests and to make comments. Representatives Bolden, Hudson, Ramone, Briggs King, Viola, Willis & Hocker requested that they be marked present.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 180 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 108 and is returning the same to the House.

Representative Lavelle requested and was granted personal privilege of the floor to make comments and to make a comment. Representatives Briggs King, Bolden & Ramone requested and were granted privilege of the floor to make comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:23 p.m.
The House reconvened at 3:32 p.m.
The Chief Clerk read the following committee report into the record:

JUDICIARY: HB 285 - 1F,5M; HB 295 - 6M.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 186 w/SA 1, SCR 33, SCR 34 & SCR 35 and requests the concurrence of the House and Senate has passed HB 264 w/HA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed SCR 31 and requests the concurrence of the House.

Representative Schooley requested that she be marked present.
Representative Schwartzkopf introduced and brought HCR 41, jointly sponsored by Representative Longhurst & Representative Gilligan & Representative Lavelle & Representative Hocker & Representative Kowalko & Representative Schooley & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson & Senator Peterson & All Representatives & All Senators, before the House for consideration.

HCR 41 - RECOGNIZING THE UNIVERSITY OF DELAWARE WOMEN’S BASKETBALL TEAM AND COMMENDING THEM ON AN EXTRAORDINARY 2011-2012 SEASON.

Representative Schwartzkopf made comments.

HCR 41 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Osienksi.
Representative Osienksi brought HB 270, jointly sponsored by Senator Sokola & Representatives Bolden, Heffernan, Hocker, Hudson, Kenton, Lavelle, Miro, Ramone, Viola & Walker, before the House for consideration.

HB 270 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES.

Representative Osienksi brought HA 1 to HB 270 before the House for consideration.
Representatives Osienksi, Ramone & Brady made comments. HA 1 was adopted by voice vote.

Representatives Osienksi, Lavelle, Blakey, Osienksi & Ramone made comments.
The roll call on HB 270 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Longhurst & Mulrooney - 2.
Therefore, having received a constitutional majority, HB 270 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 111, jointly sponsored by Senator Blevins & Representatives Bennett, Carson, Hocker & Keeley & Senators Bushweller, Sokola & Venables, before the House for consideration.

HB 111 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO ANTITRUST ACTIONS.
Representative B. Short made comments. The roll call on HB 111 was taken and revealed:
YES: 39.
ABSENT: Representatives Longhurst & Mulrooney - 2.
Therefore, having received a constitutional majority, HB 111 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short brought HB 278, jointly sponsored by Senator Bunting, & Senator Lawson & Representatives Lavelle, Hudson, Kenton, Manolakos, Miro, Willis, Wilson & Q. Johnson & Senators Booth & Peterson, before the House for consideration.

HB 278 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO STATE TAXES
Representative D. Short introduced and brought HA 1 to HB 278 before the House for consideration. Representative D. Short made comments. HA 1 was adopted by voice vote. Representative D. Short made comments. The roll call on HB 278 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Longhurst & Mulrooney - 2.
Therefore, having received a constitutional majority, was sent to the Senate for concurrence.
 Representative Keeley requested and was granted personal privilege of the floor to make comments and to make an announcement.

SCR 31 - COMMEMORATING THE OUTSTANDING ACHIEVEMENTS AND CONTRIBUTIONS MADE BY SCOTTISH-AMERICANS TO THE UNITED STATES BY PROCLAIMING APRIL 6, 2012 AS NATIONAL TARTAN DAY.
Representative Bennett made comments. SCR 31 was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf deferred to Representative Wilson. Representative Wilson brought HB 283, jointly sponsored by Senator Booth & Representatives Hocker, Briggs King, Kenton, Outten, Lee, D. Short, Schwartzkopf & Carson & Senators Bunting & Venables, before the House for consideration.

SB 170 w/SA 1, jointly sponsored by Senator Bunting & Representative Schwartzkopf, before the House for consideration.

SB 170 - AN ACT TO AMEND THE CHARTER OF THE TOWN OF DEWEY BEACH RELATING TO ALDERMANS. (2/3 bill) Representative Schwartzkopf brought HA 1 to SB 170 before the House for consideration. Representative Schwartzkopf made comments. HA 1 was adopted by voice vote. Representative Schwartzkopf brought HA 2 to SB 170 before the House for consideration. Representative Schwartzkopf made comments. HA 2 was adopted by voice vote. Representative Hocker made comments. The roll call on SB 170 w/SA 1, HA 1 & HA 2 was taken and revealed:
YES: 39.
ABSENT: Representatives Longhurst & Mulrooney - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 170 w/SA 1, HA 1 & HA 2 was returned to the Senate. Representatives Lavelle & Schwartzkopf made comments. The Majority Leader moved to recess to the call of the Chair at 4:12 p.m. Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 24, 2012. The Reading Clerk read the following communication into the record:
April 10, 2012 LEGISLATIVE ADVISORY #22 Governor Jack A. Markell signed the following legislation on the date indicated: 4/5/12 - HB 49 aab HA 1, HJR 11, SB 85, HB 202 aab SA 2 & HJR 12.
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

22nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
April 24, 2012

The Chief Clerk called the roll:
Members Present: 40.
Member Absent: Representative Bennett - 1.
A prayer was offered by Representative Harvey R. Kenton, Thirty-sixth Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


**HA 3 to HB 191** - J. JOHNSON - Placed with the Bill.

**HA 1 to HB 248** - SCHOOLEY - Placed with the Bill.

**SB 186 w/SA 1** - PETERSON; SENATOR SOKOLA; REPRESENTATIVES GILLIGAN, J. JOHNSON, LONGHURST, MULROONEY, VIOLA, HUDSON, B. SHORT - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Parking in Residence Districts. (2/3 bill)

Representatives Lavelle & Miro requested that they be marked present.

The Reading Clerk read the following communications into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST
I, David L. Wilson, do hereby request that my name be removed as co-sponsor of HB 185.
Date: 2/24/12
Signed: David L. Wilson

April 17, 2012
The Honorable Robert F. Gilligan
Delaware House of Representatives
P.O. Box 1401
Dover, DE 19903
Dear Speaker Gilligan,
As you know from our brief conversation and the subsequent media coverage, I was arrested on a DUI charge on Sunday, April 15, 2012. Being cognizant of the gravity of this charge and my actions, I decided to voluntarily check myself into a treatment facility in the Dover area the following day. Over the course of this past year, I have been dealing with several personal problems that have affected both my business and my family. While these personal concerns are no excuse for my behavior, this incident has crystalized my realization that my problems, actions and the underlying causes, require immediate and long term attention. I am currently in the process of finalizing a transfer to a more long term treatment facility in order to help me address these problems. I anticipate that I will not be present for the business of the House of
Representatives for some time, and I ask that you please inform my colleagues as I will not have access to normal means of communication.

I am very appreciative of the support and encouragement that many people have provided me during these troubled times. It is with your continued thoughts and prayers that I hope to emerge from this ordeal a better person than I am today.

Sincerely,
E. Bradford Bennett
State Representative
32nd District

Representatives Mitchell & M. Smith requested that they be marked present. Representative Blakey requested and was granted privilege of the floor for Joyce Warrington, Liaison, Organization of Adult Alumni and Students in Service, who addressed the House.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:10 p.m.

The House reconvened at 3:52 p.m.

Representatives Lee, Schooley, Mulrooney, Hudson & Longhurst requested that they be marked present. Representative Lee requested and was granted personal privilege of the floor to introduce a guest. Representative Viola requested that he be marked present.

Representative Schwartzkopf deferred to Representative Heffernan.
Representative Heffernan moved to suspend the rules which interfere with action on HB 277. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Heffernan brought HB 277, jointly sponsored by Representative D.E. Williams & Senator McDowell & Representatives Atkins, Bennett, Gilligan, Hudson, Jaques, Q. Johnson, Keeley, Lavelle, Longhurst, Miro, Mitchell, Osien ski, Schooley, Schwartzkopf, B. Short, D. Short, Viola, Willis & Wilson & Senators Ennis & Sokola, before the House for consideration.

HB 277 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO HOME INVASION AND BURGLARY. (F/N)

Representative Willis requested that HA 1 to HB 277 be stricken. Representative Lavelle requested that HA 2 to HB 277 be stricken. Representative Heffernan introduced and brought HB 277 before the House for consideration. Representatives Heffernan, Lavelle & Willis made comments. HA 3 was adopted by voice vote. Representative Heffernan made comments.

The roll call on HB 277 w/HA 3 was taken and revealed:

YES: 40.
ABSENT: Representative Bennett - 1.

Therefore, having received a constitutional majority, HB 277 w/HA 3 was sent to the Senate for concurrence.

Representatives Keeley, Manolakos & D.P. Williams requested that they be marked present during the roll call. Representative Schwartzkopf made comments regarding HB 277 w/HA 3.

Representative Schwartzkopf deferred to Representative Lee.
Representative Lee brought HB 281, jointly sponsored by Senator Booth & Representatives Hocker, Briggs King, Kenton, D. Short, Wilson & Carson & Senators Bunting, Simpson, Sokola & Venables, before the House for consideration.

HB 281 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO CAPITATION TAX.

Representative Lee made comments.

The roll call on HB 281 was taken and revealed:

YES: 40.

ABSENT: Representative Bennett - 1.

Therefore, having received a constitutional majority, HB 281 was sent to the Senate for concurrence.

Mr. Speaker Gilligan made announcements. Representative Lavelle made comments.

Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought HB 285, jointly sponsored by Senator Blevins & Representatives Bolden, Heffernan, Hudson, J. Johnson, Kowalko, Miro, Mitchell & M. Smith & Senator Ennis, before the House for consideration.

HB 285 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO EXPUNGEMENT.

Representatives Barbieri & Briggs King made comments.

The roll call on HB 285 was taken and revealed:

YES: 40.

ABSENT: Representative Bennett - 1.

Therefore, having received a constitutional majority, HB 285 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Walker.
HB 295 - AN ACT TO AMEND TITLE 11 RELATING TO THE REGISTRATION OF SEX OFFENDERS.

Representative Walker made comments.
The roll call on HB 295 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Q. Johnson - 2.

The Majority Leader moved to recess to the call of the Chair at 4:16 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 25, 2012.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SCR 36 and requests the concurrence of the House.
The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

23rd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
April 25, 2012

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Bennett & D. P. Williams - 2.

The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:


HA 2 to HB 292 - PETERMAN - Placed with the Bill.
HA 1 to HB 303 - WILLIS - Placed with the Bill.

Representative Longhurst made comments. Representative M. Smith requested that she be marked present.
Representative Longhurst brought Consent Calendar #11, before the House for consideration.

HCR 39 - SCHOOLY ON BEHALF OF ALL REPRESENTATIVES & SENATOR BLEVINS ON BEHALF OF ALL SENATORS - Proclaiming April 25, 2012 as "Early Childhood Advocacy Day."

SCR 35 - CONNOR & REPRESENTATIVE JAQUES; SENATORS BONINI, BOOTH, BUSHWELLER, CLOUITER, ENNIS, HALL-LONG, HENRY, LAWSON, SIMPSON, SOKOLA, SORENSON; REPRESENTATIVES BENNETT, BOLDEN, BRIGGS KING, HEFFERNAN, HOCKER, HUDSON, KENTON, LEE, MANOLAKOS, MIRO, OUTFIT, PETERMAN, D. SHORT, WILLIS, WILSON - Proclaiming the Week of April 22 through April 28, 2012 as Administrative Professionals Week.

SCR 36 - SOKOLA ON BEHALF OF ALL SENATORS & REPRESENTATIVE SCHOOLY & REPRESENTATIVE RAMONE ON BEHALF OF ALL REPRESENTATIVES - Thanking the Parent Teacher Association (the "PTA") for its 115 Years of Service and Dedication to Our Children, Our Schools and Our Communities.

Consent Calendar #11 was adopted by voice vote and HCR 39 was sent to the Senate for concurrence and SCR 35, SCR 33 & SCR 36 were returned to the Senate.

Representative Schooley made comments regarding HCR 39. Representative Ramone requested and was granted personal privilege of the floor to make comments regarding SCR 36 and to introduce guests. Representative Longhurst deferred to Representative Blakey. Representative Blakey requested and was granted privilege of the floor for himself and Representative Lavelle to present a House Tribute to Mr. William Carrow to acknowledge his service as the President of the Association of Public-Safety Communication Officials - International. Mr. Carrow addressed the House and introduced his family and friends. Representative Keeley requested that she be marked present. Representative Keeley requested and was granted personal privilege of the floor to introduce a guest. Representative Scott requested that he be
marked present. Representative Longhurst deferred to Representative D. Short. Representative D. Short requested and was granted personal privilege of the floor to introduce guests and to make comments. Representative D. Short requested that HB 290 be stricken. Representative Longhurst deferred to Representative Outten. Representative Outten made comments and introduced guests. Representative Outten requested and was granted privilege of the floor for Melanie Jackson, State 4-H President, who addressed the House. Representative Miro requested that he be marked present.

Mr. Speaker Gilligan declared a recess at 2:24 p.m.

The House reconvened at 2:28 p.m.

Representative Longhurst deferred to Representative Walker. Representative Walker requested and was granted personal privilege of the floor to introduce guests and to make comments. Representative Schwartzkopf deferred to Representative Brady. Representative Brady made comments and an announcement. Representative Mulrooney requested and was granted personal privilege of the floor to introduce guests and to make an announcement. Representative Peterman requested and was granted personal privilege of the floor to make comments.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:33 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was marked present by the Chief Clerk after the House recessed at 2:33 p.m. on April 25, 2012: Representative Viola.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on April 26, 2012. Representative D.P. Williams requested that he be marked present for the current Legislative Day.

The Chief Clerk read the following committee report into the record:

TRANSPORTATION/LAND USE AND INFRASTRUCTURE: HB 261 - 4F,1M.

PUBLIC SAFETY & HOMELAND SECURITY: SB 168 - 6M; HB 293 - 6M; HB 294 - 6M.

ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: SB 180 w/SA 1 - 11M.

AGRICULTURE: HB 282 - 5F,1M.

HOUSE ADMINISTRATION: SB 157 w/SA 2 - 5M.

EDUCATION: HS 1 for HB 209 - 2F,6M; HB 248 - 8M; HB 268 - 10M; SB 172 w/SA 1 - 12M.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SCR 37 and requests the concurrence of the House and the Senate has passed HCR 39 and is returning the same to the House.

April 25, 2012

LEGISLATIVE ADVISORY #23

Governor Jack A. Markell signed the following legislation on the date indicated: 4/19/2012 - HB 245 aab HA 1, SB 173, SB 153 aab SA 1, HB 272, HB 264 aab HA 1, SB 158 & HB 108; 4/24/2012 - SJR 8 aab SA 1 & HA 1.

The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

24th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session

April 26, 2012

The Chief Clerk called the roll:

Members Present: 40.

Member Absent: Representatives Bennett - 1.

A prayer was offered by Representative Harold J. Peterman, Thirty-third Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

HS 1 for HB 226 - KOWALKO - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 31 of the Delaware Code Relating to Child Care Facilities.


HB 307 - MULROONEY & REPRESENTATIVE J. JOHNSON & SENATOR CONOR & SENATOR HENRY - HOUSE ADMINISTRATION - An Act to Reincorporate the Charter of the City of New Castle, Chapter 216, Volume 27, Laws of Delaware, as Amended, Entitled “An Act Amending, Revising and Consolidating the Charter of the City of New Castle”.

HB 310 - LONGHURST & SENATOR BLELVINS; REPRESENTATIVES BARBIERI, BRADY, CARSON, GILLIGAN, JAQUES, Q. JOHNSON, KEELEY, KOWALKO, MIRO, MITCHELL, SCHOOLEY, SCHWARTZKOPF, SCOTT, B. SHORT, VIOLA, WALKER, D.E. WILLIAMS, WILLIS; SENATORS CLOUTIER, DELUCA, HENRY, SOKOLA, SORENSON - HOUSE ADMINISTRATION -
An Act to Amend Chapter 80, Title 15 of the Delaware Code Relating to Violations of Campaign Finance Laws.

HA 1 to HB 261 - LONGHURST - Placed with the Bill.
HA 1 to HB 293 - SCHWARTZKOPF - Placed with the Bill.
HA 1 to SB 174 - SCHWARTZKOPF - Placed with the Bill.
Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short requested and was granted personal privilege of the floor to introduce a guest and to make comments.
Representative Schwartzkopf deferred to Representative Brady.
Representative Brady introduced and brought HR 28, jointly sponsored by Representative Kowalko & Representatives Barbieri, Briggs King, Heffernan, Jaques, J. Johnson, Q. Johnson, Keeley, Mitchell, Osinski, B. Short, Viola, Walker & D.E. Williams, before the House for consideration.

HR 28 - RECOGNIZING APRIL 28, 2012 AS "WORKERS' MEMORIAL DAY".
Representative Brady made comments. HR 28 was adopted by voice vote.
Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley introduced and brought SCR 37, sponsored on behalf of All Representatives and jointly sponsored by Senator Sokola on behalf of All Senators, before the House for consideration.

Representative Schooley made comments. SCR 37 was adopted by voice vote and was returned to the Senate.
Representative Schwartzkopf deferred to Representative Briggs King.
Representative Briggs King requested and was granted personal privilege of the floor to make comments. Representative Atkins made comments. The House observed a moment of silence in memory of Mr. John M. Blakely, grandfather in-law of Representative Atkins, at the request of Representative Briggs King. Representative Schwartzkopf made comments.
Representative Schwartzkopf deferred to Representative Bolden.
Representative Bolden introduced and brought HR 27, jointly sponsored by Representative Keeley & Representatives Atkins, Briggs King, Carson, J. Johnson, Q. Johnson, Kenton, Manolakos, Mitchell, Osinski, Ramone, Schwartzkopf & Wilson, before the House for consideration.

HR 27 - JOINING YWCA DELAWARE IN TAKING A “STAND AGAINST RACISM” ON THE 27TH DAY OF APRIL 2012.
Representatives Bolden & Schwartzkopf made comments. HR 27 was adopted by voice vote.
Representative Bolden requested and was granted privilege of the floor for Ginny Marino, Chief Executive Officer, YWCA Delaware, who addressed the House. Representative Brady made comments. Representative Osinski requested that he be marked present.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:26 p.m.
The House reconvened at 3:53 p.m.
Representatives Viola & Mulrooney requested that they be marked present. Representative Schwartzkopf deferred to Representative M. Smith. Representative Keeley requested that she be marked present.

SCR 32 - COMMENDING THE DELAWARE STATE DENTAL SOCIETY ON THE ACHIEVEMENTS OF ITS NINTH ANNUAL GIVE KIDS A SMILE PROGRAM, AND RECOGNIZING ITS CONTINUING EFFORTS.
Representatives M. Smith & Jaques made comments. Representative Keeley requested and was granted personal privilege of the floor to make comments. Representatives Kowalko, Briggs King & Lavelle made comments. SCR 32 was adopted by voice vote and was returned to the Senate. Representative M. Smith requested and was granted personal privilege of the floor to introduce a guest.
Representative Schwartzkopf brought SB 180 w/SA 1, jointly sponsored by Senator DeLuca & Senators Blevins, Booth, Bunting, Ennis & Henry & Representatives Carson, Hudson, Q. Johnson, Kenton, Lavelle & Longhurst, before the House for consideration.

SB 180 - AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (3/5 bill)
Representatives Schwartzkopf & Briggs King made comments.
The roll call on SB 180 w/SA 1 was taken and revealed:
YES: 38.
NO: Representative Jaques - 1.
ABSENT: Representatives Bennett & Manolakos - 2.
Therefore, having received a constitutional majority of at least three-fifths Members of the House,
SB 180 w/SA 1 was returned to the Senate.
Representative Longhurst requested that she be marked present during the roll call.
Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley brought SB 172 w/SA 1, jointly sponsored by Senator Sokola, before the House for consideration.

SB 172 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO P-20 COUNCIL.
Representative Schooley made comments.
The roll call on SB 172 w/SA 1 was taken and revealed:
YES: 37.
NO: Representatives Jaques & Kowalko - 2.
ABSENT: Representatives Bennett & Manolakos - 2.
Therefore, having received a constitutional majority, SB 172 w/SA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Atkins.

SB 168 - AN ACT TO AMEND THE TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES.
Representative Atkins made comments.
The roll call on SB 168 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Manolakos - 2.
Therefore, having received a constitutional majority, SB 168 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Hudson.
Representative Hudson brought SB 157 w/SA 2, jointly sponsored by Senator Peterson & Representative Scott & Representative Bennett & Senator Sokola, before the House for consideration.

SB 157 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PUBLIC OFFICERS AND EMPLOYEES HEALTHCARE INSURANCE PROGRAM.
Representative Hudson made comments.
The roll call on SB 157 w/SA 2 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Manolakos - 2.
Therefore, having received a constitutional majority, SB 157 w/SA 2 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought HB 294, jointly sponsored by Senator Peterson & Representatives Heffernan, Keeley, Outten & Scott & Senators Sokola & Sorenson, before the House for consideration.

HB 294 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES.
Representative Mitchell made comments.
The roll call on HB 294 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Manolakos - 2.
Therefore, having received a constitutional majority, HB 294 was sent to the Senate for concurrence.
The Majority Leader moved to recess to the call of the Chair at 4:21 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 1, 2012.
Mr. Speaker Gilligan reassigned HB 299 to the Health & Human Development Committee.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed HS 1 for HB 263 w/HA 1 and requests the concurrence of the House and the Senate has passed SB 193 & SCR 32 and requests the concurrence of the House.
Representative Scott introduced HB 308, jointly sponsored by Representative Carson & Senator Bushweller & cosponsored by Representative Brady.

HB 308 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO LABOR.
Mr. Speaker Gilligan assigned HB 308 to the Telecommunication, Internet & Technology Committee.
Representative Scott introduced HB 309, jointly sponsored by Representative Carson & Senator Bushweller & cosponsored by Representative Brady.

HB 309 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION.
Mr. Speaker Gilligan assigned HB 309 to the Telecommunication, Internet & Technology Committee.

Representatives Scott and Kowalko made announcements. Representative Miro requested and was granted personal privilege of the floor to make an announcement, to make comments and to introduce guests. Representative Schwartzkopf deferred to Representative Brady. Representative Brady requested and was granted personal privilege of the floor to make comments.

The Majority Leader moved to adjourn at 2:06 p.m., thereby ending the current legislative day. The House reconvened at 2:07 p.m.

25th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
May 1, 2012

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Bennett & Blakey - 2.
A prayer was offered by Representative William J. Carson, Twenty-eighth Representative District.
Mr. Speaker Gilligan invited fourth grade students from Holy Angels School to lead those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

HB 311 - BARBIERI & SENATOR HENRY; REPRESENTATIVES BRADY, HEFFERNAN, HUDSON, J. JOHNSON, Q. JOHNSON, MIRO, RAMONE, WALKER; SENATOR PETERSON - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to the Admission, Maintenance and Discharge of Patients with Mental Conditions.

HB 312 - B. SHORT & SENATOR CLOUTIER - HOUSE ADMINISTRATION - An Act to Amend Volume 60, Chapter 140, Laws of Delaware, as Amended, Entitled “An Act to Incorporate the Village of Ardentown”, Relating to Corporate Limits and Town Meetings. (2/3 bill)

HB 313 - KOWALKO & SENATOR BUNTING - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 31 of the Delaware Code Relating to the Provider Advisory Board.


HB 315 - BARBIERI & SENATOR HENRY; REPRESENTATIVES BENNETT, BRADY, HEFFERNAN, HUDSON, JAQUES, KEELEY, KOWALKO, MITCHELL, SCHWARTZKOPF, M. SMITH, VIOLA, WALKER; SENATORS BUSHWELLER, ENNIS, SOKOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Emergency Medical Services Systems.

HB 316 - BRIGGS KING & SENATOR LAWSON; REPRESENTATIVES MANOLAKOS, D. SHORT, WILLIS; SENATORS BUNTING, ENNIS, SIMPSON, SORENSON, VENABLES - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Relating to Tax Credits for Broadband Services to Underserved and Rural Areas.

HB 317 - SCHOOLEY & SENATOR SOKOLA; REPRESENTATIVES HEFFERNAN, HUDSON, J. JOHNSON, KEELEY, LONGHURST, MITCHELL, SCOTT, B. SHORT, M. SMITH; SENATORS BENVINS, HALL-LONG - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Kindergarten Readiness.

HB 318 - CARSON & SENATOR ENNIS - HOUSE ADMINISTRATION - An Act to Amend Chapter 176, Volume 74 Laws of Delaware, as Amended, Relating to the Charter of the Town of Smyrna. (2/3 bill)


HA 1 to HJR 13 - SCOTT - Placed with the Bill.

HA 1 to HA 1 to HJR 13 - SCOTT - Placed with the Bill.

HCR 42 - D. SHORT & SENATOR SIMPSON & REPRESENTATIVES LAVELLE, HOCKER, BLAKEY, BRIGGS KING, HUDSON, KENTON, LEE, MANOLAKOS, MIRO, OUTFEN, PETERMAN, RAMONE, WILLIS, WILSON, JAQUES, KEELEY, B. SHORT; SENATORS SORENSON, BONINI,
LAWSON, BOOTH, CONNOR, CLOUTIER - HOUSE ADMINISTRATION - Requesting an Opinion from the Justices of the Delaware Supreme Court Regarding Sheriffs’ Power of Arrest.


SB 193 - SOKOLA & SENATOR CLOUTIER & REPRESENTATIVE SCHOOLEY; SENATORS BLEVINS, KATZ, HALL-LONG, ENNIS, BUNTING; REPRESENTATIVES BOLDEN, M. SMITH, HEFFERNAN, Q. JOHNSON, WALKER, HUDSON, - MIRO, OSIENSKI, BENNETT, KENTON, BRIGGS KING, WILSON - EDUCATION - An Act to Amend Titles 14 and 29 of the Delaware Code Relating to the Conduct of Delaware Public School Students

Representative Keeley requested that she be marked present.

The Reading Clerk read the following communication into the record:

Reminder
TO: Richard L. Puffer, Chief Clerk of the House
Bernard Brady, Secretary of the Senate
FROM: Deborah A. Porter
Acting Director
DATE: May 1, 2012
RE: POLICEMEN'S MEMORIAL - APPROVAL HAS BEEN GRANTED TO USE THE WEST SIDE OF LEGISLATIVE HALL PARKING SPACES.

Please make an announcement on the floor reminding everyone of the following: Legislative Avenue will be closed and parking on the west side of Legislative Hall will be interrupted for the annual Policemen’s Memorial scheduled for Wednesday, May 2 2012 at 12:00 until approximately 1:30 PM. To prepare for the event the streets will be closed from 10:00 a.m. to 2:00 p.m.

This event has been approved by both the Chair and Co Chair of the Legislative Council.

Representative Schwartzkopf deferred to Representative Ramone. Representative Ramone requested and was granted personal privilege of the floor to introduce guests. Representative Ramone requested and was granted privilege of the floor for Sarah Sweigart, Delaware Governor, Youth In Government, who addressed the House. Representatives Ramone, Schwartzkopf & Lavelle made comments. Representative Mitchell requested that he be marked present. Representative Schooley made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:20 p.m.

The House reconvened at 4:20 p.m.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 188 & SB 200 and requests the concurrence of the House.

MEMORANDUM
TO: Speaker Robert Gilligan
FROM: Representative Donald Blakey
DATE: May 1, 2012
SUBJECT: Absence from session
I will be absent from session on Tuesday, May 1, 2012 due to personal business.

Representative Viola requested that he be marked present.


SB 174 - AN ACT TO AMEND TITLE 10, CHAPTER 43 OF THE DELAWARE CODE AS IT RELATES TO EVIDENCE AND WITNESSES.

Representative Schwartzkopf requested that HA 1 to SB 174 be stricken. Representative Schwartzkopf introduced and brought HA 2 to SB 174 before the House for consideration. Representative Schwartzkopf made comments. HA 2 was adopted by voice vote. Representatives Schwartzkopf & Mitchell made comments.

The roll call on SB 174 w/SA 1 & HA 2 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Blakey - 2.
Therefore, having received a constitutional majority, SB 174 w/SA 1 & HA 2 was returned to the Senate for concurrence on HA 2.
Representative Mulrooney & D.P. Williams requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson brought HB 191, jointly sponsored by Representative Mulrooney & Senator Connor & Representatives Barbieri, Mitchell & Viola, before the House for consideration.

HB 191 - AN ACT TO AMEND TITLE 21 RELATING TO COMMERCIAL VEHICLES.

Representative J. Johnson requested that HA 1 to HB 191 be stricken. Representative J. Johnson brought HA 2 to HB 191 before the House for consideration. Representative J. Johnson made comments. HA 2 was adopted by voice vote. Representative J. Johnson brought HA 3 to HB 191 before the House for consideration. Representatives J. Johnson & Lee made comments. HA 3 was adopted by voice vote. Representative J. Johnson introduced and brought HA 4 to HB 191 before the House for consideration. Representative J. Johnson made comments. HA 4 was adopted by voice vote. Representatives J. Johnson & Ramone made comments.

The roll call on HB 191 w/HA 2, 3 & 4 was taken and revealed:

YES: 24.


ABSENT: Representatives Bennett, Blakey & Lavelle - 3.

Therefore, not having received a constitutional majority of at least two-thirds Members of the House, HB 191 w/HA 2, 3 & 4 was declared defeated.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott brought HS 1 for HB 209, jointly sponsored by Representative Gilligan & Representative D.E. Williams & Senator McDowell & Representative Keeley, before the House for consideration.

HS 1 for HB 209 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF SCHOOL PROPERTY TAX CREDITS.

Representative Scott brought HA 1 to HS 1 for HB 209 before the House for consideration. Representative Scott made comments. HA 1 was adopted by voice vote. Representative Scott made comments.

The roll call on HS 1 for HB 209 w/HA 1 was taken and revealed:

YES: 38.

ABSENT: Representatives Bennett, Blakey & Lavelle - 3.

Therefore, having received a constitutional majority, HS 1 for HB 209 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott moved to suspend the rules which interfere with action on HJR 13. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Scott brought HJR 13, jointly sponsored by Representative Hudson, before the House for consideration.

HJR 13 - ESTABLISHING NEW REPORTING DATES FOR THE COMMUNICATIONS TAX REVIEW GROUP.

Representative Scott brought HA 1 to HJR 13 before the House for consideration. Representative Scott brought HA 1 to HA 1 to HJR 13 before the House for consideration. Representative Scott made comments. HA 1 to HA 1 was adopted by voice vote. Representative Scott made comments. HA 1 was adopted by voice vote. Representative Scott made comments.

The roll call on HJR 13 w/HA 1 & HA 1 to HA 1 was taken and revealed:

YES: 38.

ABSENT: Representatives Bennett, Blakey & Lavelle - 3.

Therefore, having received a constitutional majority, HJR 13 w/HA 1 & HA 1 to HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Schooley.

Representative Schooley brought HB 248, jointly sponsored by Representative Kowalko & Representative Jaques, before the House for consideration.

HB 248 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATOR LICENSURE AND CERTIFICATION.

Representative Schooley brought HA 1 to HB 248 before the House for consideration.

Representative Schooley made comments. HA 1 was adopted by voice vote. Representative Schooley made comments.

The roll call on HB 248 w/HA 1 was taken and revealed:

YES: 38.

ABSENT: Representatives Bennett, Blakey & Lavelle - 3.

Therefore, having received a constitutional majority, HB 248 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Keeley.
Representative Keeley brought HB 289, jointly sponsored by Representative Hocker & Senator DeLuca & Senator Bonini & Representatives Barbieri, Brady, Heffernan, Peterman & Schooley & Senator Lawson & cosponsored by Representatives Kenton, D.E. Williams & Wilson, before the House for consideration.

HB 289 - AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO LOANS.

Representative Keeley made comments. Representative Keeley introduced and brought HA 1 to HB 289 before the House for consideration. Representative Keeley made comments. HA 1 was adopted by voice vote. Representative Keeley introduced and brought HA 2 to HB 289 before the House for consideration. Representatives Keeley & Ramone made comments. HA 2 was adopted by voice vote. Representative Keeley made comments.

Mr. Speaker Gilligan declared a recess at 5:13 p.m. The House reconvened at 5:15 p.m.

Representative Heffernan made comments. Representative Heffernan introduced and brought HA 3 to HB 289 before the House for consideration. Representatives Briggs King, Keeley, Kowalko, Mulrooney, Heffernan & Keeley made comments.

The roll call on HA 3 to HB 289 was taken and revealed:
NO: 31.
ABSENT: Representatives Bennett, Blakey, Lavelle - 3.
Therefore, not having received a constitutional majority, HA 3 to HB 289 was declared defeated.

Representatives Kowalko, Keeley, Jaques, Ramone, Keeley, Ramone, Keeley, Mulrooney, D.P. Williams & Keeley made comments.

The roll call on HB 289 w/HA 1 & 2 was taken and revealed:
YES: 26.
ABSENT: Representatives Bennett, Blakey & Lavelle - 3.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 289 w/HA 1 & 2 was sent to the Senate for concurrence.

The Majority Leader moved to recess to the call of the Chair at 5:52 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 2, 2012.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:

HB 321 - KENTON & SENATOR BUNTING & REPRESENTATIVES HOCKER, HUDSON, BOLDEN, WILSON; SENATOR VENABLES - AGRICULTURE - An Act to Amend Title 3 of the Delaware Code Relating to Regulation of Sale and Use of Pesticides and Devices. (2/3 bill)


The Chief Clerk called the roll:
Members Present: 38.
Members Absent: Representatives Bennett, M. Smith & D.P. Williams - 3.
A prayer was offered by Representative Clifford G. Lee, Fortieth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

HB 321 - KENTON & SENATOR BUNTING & REPRESENTATIVES HOCKER, HUDSON, BOLDEN, WILSON; SENATOR VENABLES - AGRICULTURE - An Act to Amend Title 3 of the Delaware Code Relating to Regulation of Sale and Use of Pesticides and Devices. (2/3 bill)


The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

26th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
May 2, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:
<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1403</td>
<td>Keeley</td>
<td>4/2/2012</td>
<td>T</td>
<td>Housing Opportunities of Northern DE, Inc. - Fair Housing Ceremony</td>
</tr>
<tr>
<td>H146-1404</td>
<td>Hudson</td>
<td>3/21/2012</td>
<td>T</td>
<td>Anna Flynn - 95th Birthday</td>
</tr>
<tr>
<td>H146-1405</td>
<td>Schoolie</td>
<td>3/24/2012</td>
<td>M</td>
<td>Doris Margaret Billingsley</td>
</tr>
<tr>
<td>H146-1406</td>
<td>Peterman</td>
<td>3/20/2012</td>
<td>M</td>
<td>Phillip B. Van Vors</td>
</tr>
<tr>
<td>H146-1407</td>
<td>Ramone</td>
<td>3/20/2012</td>
<td>M</td>
<td>John Patrick Murphy</td>
</tr>
<tr>
<td>H146-1409</td>
<td>Kenton</td>
<td>3/21/2012</td>
<td>T</td>
<td>Vicky Cooke - Induction - DE Commission for Women - Hall of Fame</td>
</tr>
<tr>
<td>H146-1410</td>
<td>Brady</td>
<td>3/21/2012</td>
<td>T</td>
<td>Micki Edelsohn - Induction - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-1411</td>
<td>Miro</td>
<td>3/21/2012</td>
<td>T</td>
<td>Vivian Rapposelli - Induction - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-1412</td>
<td>D.E. Williams</td>
<td>3/21/2012</td>
<td>T</td>
<td>Frances West - Induction - DE Commission for Women Hall of Fame</td>
</tr>
<tr>
<td>H146-1413</td>
<td>Outten</td>
<td>3/30/2012</td>
<td>T</td>
<td>Felton Hardware - 50 Years</td>
</tr>
<tr>
<td>H146-1414</td>
<td>Schwartzkopf</td>
<td>4/26/2012</td>
<td>M</td>
<td>Allan J. Lynch</td>
</tr>
<tr>
<td>H146-1415</td>
<td>B. Short</td>
<td>3/22/2012</td>
<td>T</td>
<td>Pearl Holzhauser - 112th Birthday</td>
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<tr>
<td>H146-1416</td>
<td>Briggs King</td>
<td>3/24/2012</td>
<td>M</td>
<td>Harold B. Short</td>
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<tr>
<td>H146-1417</td>
<td>D.E. Williams</td>
<td>3/22/2012</td>
<td>M</td>
<td>Walter T. Dixon</td>
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<tr>
<td>H146-1418</td>
<td>B. Short</td>
<td>3/25/2012</td>
<td>T</td>
<td>Lorna Lee - 50th Birthday</td>
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<tr>
<td>H146-1419</td>
<td>Briggs King</td>
<td>5/20/2012</td>
<td>T</td>
<td>Matthew Jenney - Eagle Scout</td>
</tr>
<tr>
<td>H146-1420</td>
<td>Kenton</td>
<td>3/24/2012</td>
<td>M</td>
<td>Walter Summers</td>
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<tr>
<td>H146-1421</td>
<td>Briggs King</td>
<td>3/23/2012</td>
<td>T</td>
<td>Brooks Mears - 90th Birthday</td>
</tr>
<tr>
<td>H146-1422</td>
<td>Scott, Bennett</td>
<td>3/27/2012</td>
<td>M</td>
<td>Ann Harris</td>
</tr>
<tr>
<td>H146-1423</td>
<td>Lavelle;</td>
<td>5/28/2012</td>
<td>T</td>
<td>Julius Todd - Heroic Rescue</td>
</tr>
<tr>
<td>H146-1424</td>
<td>Gilligan;</td>
<td>3/28/2012</td>
<td>T</td>
<td>Arron Varn - Heroic Rescue</td>
</tr>
<tr>
<td>H146-1425</td>
<td>Walker;</td>
<td>3/28/2012</td>
<td>T</td>
<td>Sam Price - Heroic Rescue</td>
</tr>
<tr>
<td>H146-1426</td>
<td>Scott</td>
<td>4/28/2012</td>
<td>M</td>
<td>Hattyte Mae Biddle</td>
</tr>
</tbody>
</table>

**DATE:** May 2, 2012

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<tbody>
<tr>
<td>H146-1427</td>
<td>Kenton</td>
<td>4/02/2012</td>
<td>M</td>
<td>Harry Edward Jarman, Jr.</td>
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<tr>
<td>H146-1428</td>
<td>Peterman</td>
<td>3/28/2012</td>
<td>M</td>
<td>Mary Carey Smalley</td>
</tr>
<tr>
<td>H146-1429</td>
<td>Carson</td>
<td>3/27/2012</td>
<td>M</td>
<td>Jacqueline C. Sampere</td>
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<tr>
<td>H146-1430</td>
<td>Schwartzkopf</td>
<td>3/20/2012</td>
<td>T</td>
<td>Ray &amp; Thelma Brown - 65th Wedding Anniversary</td>
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<tr>
<td>H146-1431</td>
<td>Carson;</td>
<td>3/31/2012</td>
<td>T</td>
<td>Tom Kinkus - Outstanding Coach &amp; Advisor - John B. Moore School</td>
</tr>
<tr>
<td>H146-1432</td>
<td>Carson;</td>
<td>3/31/2012</td>
<td>T</td>
<td>Jenny Farmer - Outstanding Teacher - Smyrna High School</td>
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<tr>
<td>H146-1434</td>
<td>Carson;</td>
<td>3/31/2012</td>
<td>T</td>
<td>Martha Everett - Outstanding Teacher &amp; Coach - Smyrna High School</td>
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<tr>
<td>H146-1435</td>
<td>Carson;</td>
<td>3/31/2012</td>
<td>T</td>
<td>Mary Miemicke - Outstanding Teacher, Advisor &amp; Coach - Smyrna High School</td>
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<tr>
<td>H146-1437</td>
<td>Outten</td>
<td>4/2/2012</td>
<td>M</td>
<td>Grace Marie Clark Welch</td>
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<tr>
<td>H146-1438</td>
<td>Lee</td>
<td>3/22/2012</td>
<td>T</td>
<td>Ruth Hickman &amp; Christopher Walls - Tree Farmer of</td>
</tr>
</tbody>
</table>
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<tr>
<td>H146-1448</td>
<td>Peterman</td>
<td>4/3/2012</td>
<td>T</td>
<td>Kent-Sussex Industries, Inc. - 50 Years</td>
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<tr>
<td>H146-1450</td>
<td>Hudson</td>
<td>3/30/2012</td>
<td>M</td>
<td>Paul T. Dauphin, Jr.</td>
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<tr>
<td>H146-1452</td>
<td>Peterman</td>
<td>4/4/2012</td>
<td>M</td>
<td>Harriett Everett</td>
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<tr>
<td>H146-1453</td>
<td>Briggs King; cosponsor: Rep. Outten</td>
<td>4/16/2012</td>
<td>T</td>
<td>Fort Miles Historical Society - USS Missouri - 16 inch gun</td>
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<tr>
<td>H146-1454</td>
<td>Outten</td>
<td>4/5/2012</td>
<td>M</td>
<td>Paul Cagle</td>
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<tr>
<td>H146-1455</td>
<td>J. Johnson</td>
<td>4/7/2012</td>
<td>T</td>
<td>Robert &amp; Lillian Watson - 70th Wedding Anniversary &amp; 90th Birthdays</td>
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<tr>
<td>H146-1456</td>
<td>Blakey</td>
<td>4/19/2012</td>
<td>T</td>
<td>William Carrow - Manager State Police Communications - Dedicated Service</td>
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<tr>
<td>H146-1457</td>
<td>Ramone</td>
<td>4/14/2012</td>
<td>T</td>
<td>John Agnew - 50 Years - Baseball Coach</td>
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<tr>
<td>H146-1459</td>
<td>Wilson</td>
<td>4/26/2012</td>
<td>T</td>
<td>Sandra Fleetwood - Retirement - DHSS</td>
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<tr>
<td>H146-1460</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Stephanie Hojniki - 50 Years - Minquadale Ladies Auxiliary</td>
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<tr>
<td>H146-1462</td>
<td>Carson</td>
<td>4/3/2012</td>
<td>M</td>
<td>James Richie Truitt</td>
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<tr>
<td>H146-1463</td>
<td>Ramone</td>
<td>4/15/2012</td>
<td>T</td>
<td>Carl Cavanugh - 80th Birthday</td>
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<tr>
<td>H146-1464</td>
<td>Longhurst cosponsors: All Representatives</td>
<td>4/28/2012</td>
<td>T</td>
<td>Kelly Heinz-Grundner Brain Tumor Foundation - 5th Annual Awareness Walk</td>
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<tr>
<td>H146-1465</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Lena Damiano - 55 Years - Minquadale Ladies Auxiliary</td>
</tr>
<tr>
<td>H146-1466</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Virginia Houck - 60 Years - Minquadale Ladies Auxiliary</td>
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<tr>
<td>H146-1467</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Ryan Mohr - 20 Years/Life Membership - Minquadale Fire Co.</td>
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<tr>
<td>H146-1468</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Charlotte Gingerich - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
</tbody>
</table>

DATE: May 2, 2012

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</thead>
<tbody>
<tr>
<td>H146-1469</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Alan Thompson - Chiefs Award - 55 Years - Minquadale Fire Co.</td>
</tr>
</tbody>
</table>
House reconvened at 2:02 p.m.

The Senate wishes to inform the House that it has passed the same to the House.

Honorable Alan Davis, Chief Magistrate, Justice of the Peace Court, addressed the House. Judge Hopkins is recognized as the longest serving judge in the history of Delaware’s Justice of the Peace Court having served for 46 years. The Honorable Alan Davis, Chief Magistrate, Justice of the Peace Court, addressed the House. Judge Hopkins addressed the House and introduced guests. Representatives Lavelle, Miro & Viola requested that they be granted privilege of the floor to mark present. Representative Keeley, J. Johnson, D. Short, Atkins, Schwartzkopf & Mitchell made comments.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:34 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 3, 2012. Representative D.P. Williams requested that he be marked present for the current Legislative Day. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 185 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 238 w/HA 1 & HB 167 w/HA 1 and is returning the same to the House.

The Chief Clerk read the following committee reports into the record:

- **HB 304 - 6M**: State Police
- **HB 186 w/SA 1 - 6M, HB 288 - 6M**: Uniformed Services
- **HB 303 - 5F,2M**: Delaware National Guard
- **HB 162 - 8M**: Civil Air Patrol
- **SS 1 for SB 151 - 70th Wedding Anniversary**: Robert Scott, (Volleyball)
- **HB 288 - 6M**: Delaware National Guard
- **HB 227 - 1F,6M**: Remodeling Barns
- **HB 310 - 5M**: MV 100th Anniversary
- **HB 300 - 2F,2M**: Delaware National Guard

The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

**27th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session**

May 3, 2012

The Chief Clerk called the roll:

Members Present: 40.
A prayer was offered by Representative Gregory F. Lavelle, Eleventh Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag. The minutes of the previous legislative day were approved as posted. The following prefiling legislation was introduced:

**HB 323** - BRIGGS KING & SENATOR SIMPSON; REPRESENTATIVE KENTON - HOUSE ADMINISTRATION - An Act to Amend Volume 57, Chapter 170 of the Laws of Delaware, as Amended, the Charter of the City of Lewes, to Make Voter Qualifications Consistent with the New Senatorial District Created in Response to the 2010 Census, and Further to Amend the Process by Which the City Awards Certain Contracts for the Purchase of Materials or for the Furnishing of Services Authorized or Permitted by the Charter for the City of Lewes. (2/3 bill)

HA 1 to **HB 268** - SCHOOLEY - Placed with the Bill.

HA 1 to **HB 273** - BRIGGS KING - Placed with the Bill.

HA 1 to **HB 288** - B. SHORT - Placed with the Bill.

HA 2 to **HB 303** - WILLIS - Placed with the Bill.

HA 1 to **HB 304** - CARSON - Placed with the Bill.

**SB 185** w/SA 1 - DELUCA & REPRESENTATIVE GILLIGAN; SENATORS BLEVINS, BUSHWELLER, CLOUGHTER, ENNIS, HALL-LONG, HENRY, SOKOLA, SORENSON; REPRESENTATIVES BENNETT, BLAKEY, HUDSON, KEELEY, LAVELLE, LEE, LONGHURST, MIRO, MITCHELL, RAMONE, SCHWARTZKOPF, B. SHORT, D. SHORT, VIOLA, WILSON, KOWALKO - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to the Registration of Lobbyists.


**SB 199** w/SA 1 - PETERSON & REPRESENTATIVE MITCHELL; SENATORS BUNTING; REPRESENTATIVES BENNETT, KEELEY, HUDSON, OUTTEN, D. SHORT - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Taxicab and Limousine Drivers.

**SB 200** - BLEVINS & REPRESENTATIVE BARBIERI & SENATOR SORENSON & REPRESENTATIVE HUDSON - JUDICIARY - An Act to Amend Title 13 of the Delaware Code Relating to the Fatal Incident Review Team.

HA 1 to **SB 185** - LAVELLE - Placed with the Bill.

Representative Bolden requested that she be marked present.

The Chief Clerk read the following committee report into the record:

POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: **HS 1 for HB 226** - IF,3M;

**HB 313** - IF,3M.

Representative Schwartzkopf made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:07 p.m. The House reconvened at 3:43 p.m.

Representative Schwartzkopf deferred to Mr. Speaker Gilligan. Mr. Speaker Gilligan introduced and congratulated University of Delaware’s Championship Women’s Basketball Team and Head Coach Tina Martin. Coach Martin stated team members’ names and hometowns for the record. Representative Schwartzkopf made comments.

The Reading Clerk read **HCR 41**, sponsored by All Representatives and All Senators and previously adopted by the House and the Senate.

**HCR 41** - RECOGNIZING THE UNIVERSITY OF DELAWARE WOMEN’S BASKETBALL TEAM AND COMMENDING THEM ON AN EXTRAORDINARY 2011-2012 SEASON.

WHEREAS, the University of Delaware Women’s Basketball Team recently completed a record-breaking and inspiring season, setting a school record for wins in a season, with 31 wins and two losses; and

WHEREAS, the Team earned its first ever national ranking, captured the Colonial Athletic Association title and won an NCAA tournament game for the first time; and

WHEREAS, Elena Delle Donne has been a tremendous team leader, earning numerous national awards, including first team John Wooden All-American; and

WHEREAS, the team members exhibited tremendous skill, strength of character, teamwork and sportsmanship throughout the season, providing inspiration and role models for young Delawareans; and

WHEREAS, the team and coaching staff have been commendable ambassadors for the State of Delaware throughout the season;

NOW, THEREFORE:

BE IT RESOLVED, by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that the University of Delaware Women’s Basketball Team is hereby commended and congratulated on an outstanding season and the members join with the citizens of Delaware in thanking the team for a tremendous experience.
BE IT FURTHER RESOLVED, that Head Coach Tina Martin, Colonial Athletic Association Coach of the Year, and the coaching staff and managers, are hereby acknowledged and commended for their dedication and leadership.

Team members were presented copies of HCR 41. Mr. Speaker Gilligan made comments. Representatives Longhurst, Kowalko, Lavelle, Brady, Jaques, J. Johnson, Keeley & Hudson made comments.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 189 & SS 1 for SB 176 and requests the concurrence of the House and the Senate has passed HB 280 w/SA 1 and is returning the same to the House.

The Chief Clerk read the following committee report into the record:

TELECOMMUNICATIONS, INTERNET & TECHNOLOGY: HB 309 - 1F;4M.

Representatives Peterman, Outten, Mulrooney, D.P. Williams & Schooley requested that they be marked present. Representative Scott requested and was granted personal privilege of the floor to introduce a guest.

Representative Longhurst deferred to Representative Schooley.


HB 268 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL BULLYING.

Representative Schooley brought HA 1 to HB 268 before the House for consideration. Representative Schooley made comments. HA 1 was adopted by voice vote. Representatives Schooley, Hudson & Blakey made comments.

The roll call on HB 268 w/HA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Bennett - 1.
Therefore, having received a constitutional majority, HB 268 w/HA 1 was sent to the Senate for concurrence.

Representative Keeley requested that she be marked present during the roll call. Representative Schooley made comments regarding HB 268. Representative Longhurst deferred to Representative Atkins. Representative Atkins made an announcement.

Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short brought HB 288, jointly sponsored by Senator McDowell & Senators Cloutier, Ennis & Venables, before the House for consideration.

HB 288 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATION.

Representative B. Short brought HA 1 to HB 288 before the House for consideration. Representative B. Short made comments. HA 1 was adopted by voice vote. Representatives B. Short & Blakey made comments.

The roll call on HB 288 w/HA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennett, Lavelle, Miro - 3.
Therefore, having received a constitutional majority, HB 288 w/HA 1 was sent to the Senate for concurrence.

Mr. Speaker Gilligan made an announcement. Representative Schwartzkopf deferred to Representative J. Johnson. Representative J. Johnson brought SB 186 w/SA 1, jointly sponsored by Senator Peterson & Senator Sokola & Representatives Gilligan, Longhurst, Mulrooney, Viola & Hudson, before the House for consideration.

SB 186 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PARKING IN RESIDENCE DISTRICTS. (2/3 bill)

Representatives J. Johnson, Kowalko, Hudson & Brady made comments. The roll call on SB 186 w/SA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Bolden - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 186 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst brought HB 261, jointly sponsored by Senator Hall-Long & Representatives Briggs King, Carson, Hudson, Jaques, Osinski & D. Short, before the House for consideration.
HB 261 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO TERMINATION OF UTILITY SERVICE OR SALE.
Representative Longhurst brought HA 1 to HB 261 before the House for consideration.
Representatives Longhurst, Kowalko, Hudson, Kowalko, Longhurst & Kowalko made comments.

HA 1 was adopted by voice vote. Representative Longhurst made comments.
The roll call on HB 261 w/HA 1 was taken and revealed:
YES: 36.
NO: Representative Kowalko - 1.
ABSENT: Representatives Bennett, Bolden, Heffernan & Keeley - 4.
Therefore, having received a constitutional majority, HB 261 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Wilson.
Representative Wilson brought HB 282, jointly sponsored by Representative Carson & Senator Booth & Representatives Hocker, Briggs King, Hudson, Kenton, Lee, Outten, D. Short, Willis, Keeley & Mulrooney & Senators Ennis, Simpson & Sokola, before the House for consideration.

HB 282 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO THE NUTRIENT MANAGEMENT COMMISSION.
Representatives Wilson & Jaques made comments.
The roll call on HB 282 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennett, Bolden & Lavelle - 3.
Therefore, having received a constitutional majority, HB 282 was sent to the Senate for concurrence.

HB 325 - AN ACT TO AMEND TITLES 3, 5, 6, 7, 9, 10, 11, 16, 23, 29 AND 30 OF THE DELAWARE CODE RELATING TO SHERIFFS AND SHERIFF DEPUTIES.
Mr. Speaker Gilligan assigned HB 325 to the House Administration Committee.
Representative Schwartzkopf made an announcement. Representative Schwartzkopf deferred to Representative Brady. Representative Brady made an announcement.
The Majority Leader moved to recess to the call of the Chair at 4:53 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 8, 2012.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SCR 38 & SCR 39 and is returning the same to the House and the Senate has passed SB 203 & SB 207 w/SA 1 & HB 265 & SB 172 aab SA 1 & HB 263 aab HA 1; 5/1/12 - SB 170 aab SA 1 & HA 1 & 2 & HB 265; 5/3/12 - SB 172 aab SA 1.
The Senate wishes to inform the House that it has passed SCR 38 & SCR 39 and is returning the same to the House and the Senate has passed SB 203 & SB 207 w/SA 1 and is returning the same to the House.

May 3, 2012

The Chief Clerk called the roll:

Members Present: 39.

The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:

HB 324 - JAQUES & SENATOR VENABLES; REPRESENTATIVES HOCKER, KOWALKO, MIRO, MITCHELL, MULROONEY, OSIENSKI, B. SHORT, M. SMITH; SENATORS BLEVINS, CLOUTIER, CONNOR, PETERSON, SOKOLA, SORENSON - NATURAL RESOURCES - An Act to Amend title 7 of the Delaware Code Relating to Finfish.

HB 326 - KOWALKO & SENATOR BUNTING; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT; SENATORS KATZ, LAWSON, MARSHALL, SORENSON, VENABLES - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 16 of the Delaware Code Relating to Health Planning and Resources Management.

HB 327 - KOWALKO & SENATOR BUNTING; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT; SENATORS KATZ, LAWSON, MARSHALL, SORENSON - POLICY
I, Lincoln Willis, do hereby request that my name be removed as co-requested that they be marked present.

Representative Mitchell made an announcement. Representatives Hocker & D.E. requested and was granted personal privilege of the floor to introduce guests. Mr. Speaker Gilligan made an announcement.

Representative Richard C. Cathcart. Representative Schwartzkopf made comments. Representative Blakey requested that he be marked present. Representative Mulrooney requested that he be marked present. Representative Carson introduced and brought HR 30, sponsored on behalf of All Representatives, before the House for consideration.

HR 30 - DESIGNATING THE MONTH OF MAY 2012 AS "OLDER AMERICANS MONTH". Representative Carson made comments and introduced guests.

HR 30 was adopted by voice vote. Representative Kowalko requested and was granted personal privilege of the floor to make comments. Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell made announcements. Representative Mulrooney requested that he be marked present. Representative Mulrooney requested and was granted personal privilege of the floor to introduce guests. Mr. Speaker Gilligan made an announcement.

The Majority Leader moved to recess for caucus at 2:12 p.m. The House reconvened at 4:09 p.m.

Representatives Lavelle, Barbieri, Manolakos, Q. Johnson & Hudson requested that they be marked present. Representative Mitchell made an announcement. Representatives Hocker & D.E. Williams requested that they be marked present.

The Reading Clerk read the following communications into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Lincoln Willis, do hereby request that my name be removed as co-sponsor of HB 300.

Date: 5/8/12

Signed: Lincoln Willis
The Senate wishes to inform the House that it has passed SB 196 and requests the concurrence of the House.

Representative Walker requested that she be marked present. Representative Jaques made an announcement.

Representative Schwartzkopf deferred to Representative Mulrooney.

Representative Mulrooney brought HB 307, jointly sponsored by Representative J. Johnson & Senator Connor & Senator Henry, before the House for consideration.

**HB 307 - AN ACT TO REINCORPORATE THE CHARTER OF THE CITY OF NEW CASTLE, CHAPTER 216, VOLUME 27, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF NEW CASTLE". (2/3 bill)**

Representative Mulrooney made comments.
The roll call on HB 307 was taken and revealed:

YES: 39.

ABSENT: Representatives Bennett & D.P. Williams - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 307 was sent to the Senate for concurrence.

Representatives B. Short & M. Smith requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought SS 1 for SB 151, jointly sponsored by Representative J. Johnson & Senator Connor & Senator Henry, before the House for consideration.

**SS 1 for SB 151 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LOTTERY FACILITIES AND DELINQUENT CHILD SUPPORTERS. (F/N)**

Representative Barbieri requested and was granted privilege of the floor for David Gregor, Deputy Secretary of Finance. Representative Lee made comments.
The roll call on SS 1 for SB 151 w/HA 1 was taken and revealed:

YES: 30.


ABSENT: Representatives Bennett & D.P. Williams - 2.

Therefore, having received a constitutional majority, SS 1 for SB 151 w/HA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Carson.

Representative Carson brought HB 304, jointly sponsored by Representative J. Johnson & Senator Connor & Senator Henry, before the House for consideration.

**HB 304 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES.**

Representative Carson brought HA 1 to HB 304 before the House for consideration. Representative Barbieri made comments. HA 1 was adopted by voice vote. Representative Barbieri brought HA 2 to HB 304 before the House for consideration. Representative Carson made comments. HA 2 was adopted by voice vote. Representative Carson made comments.
The roll call on HB 304 w/HA 1 & 2 was taken and revealed:

YES: 39.

ABSENT: Representatives Bennett & D.P. Williams - 2.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 304 w/HA 1 & 2 was sent to the Senate for concurrence.

Representative Schwartzkopf brought HB 293, jointly sponsored by Senator Ennis & Representatives Bennett, Briggs King, Carson, Heffernan, Hocker, Jaques, Keeley, Kenton, Longhurst, Mitchell, Viola & Wilson & Senators Blevins & Bushweller, before the House for consideration.

**HB 293 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES.**

Representative Schwartzkopf brought HA 1 to HB 293 before the House for consideration. Representative Schwartzkopf made comments. HA 1 was adopted by voice vote. Representative Schwartzkopf made comments.
The roll call on HB 293 w/HA 1 was taken and revealed:

YES: 39.

ABSENT: Representatives Bennett & D.P. Williams - 2.

Therefore, having received a constitutional majority, HB 293 w/HA 1 was sent to the Senate for concurrence.

Mr. Speaker Gilligan appointed Representative Keeley as Acting Speaker.
Representative Schwartzkopf deferred to Representative Gilligan.

Representative Gilligan brought HB 280 w/HA 1 & SA 1, jointly sponsored by Senator Blevins & Senator Peterson, before the House for concurrence on SA 1.

HB 280 - AN ACT TO AMEND CHAPTER 214, VOLUME 65 OF THE LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE TOWN OF NEWPORT. (2/3 bill)

Representative Gilligan made comments.
The roll call on HB 280 w/HA 1 & SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennet, Manolakos, D.P. Williams - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 280 w/HA 1 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Gilligan.


HB 300 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ENHANCED DISCLOSURE, REPORTING AND DISCLAIMER REQUIREMENTS IN DELAWARE'S CAMPAIGN FINANCE LAWS.

Representative Lavelle brought HA 1 to HB 300 before the House for consideration.

Representatives Lavelle & Gilligan made comments.
The roll call on HA 1 to HB 300 was taken and revealed:
NO: 24.
ABSENT: Representatives Bennett, Hudson, Manolakos & D.P. Williams - 4.
Therefore, not having received a constitutional majority, HA 1 to HB 300 was declared defeated.

The Reading Clerk read the following communication into the record:
WITHDRAWAL OF SPONSORSHIP REQUEST
I, Joseph E. Miro, do hereby request that my name be removed as co-sponsor of HB 300.
Date: 5/8/12
Signed: Joseph Miro

Representative Gilligan brought HA 2 to HB 300 before the House for consideration.


HB 310 - AN ACT TO AMEND CHAPTER 80, TITLE 15 OF THE DELAWARE CODE RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAWS.

Representative Lavelle brought HA 1 to HB 310 before the House for consideration.

Representatives Lavelle & Gilligan made comments.
The roll call on HB 300 w/HA 2, HA 1 to HB 300 was taken and revealed:
YES: 24.
ABSENT: Representatives Bennett, Hudson, Manolakos & D.P. Williams - 4.
Therefore, having received a constitutional majority, HB 300 w/HA 2, HA 1 to HB 2 & HA 3 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Longhurst.


HB 310 - AN ACT TO AMEND CHAPTER 80, TITLE 15 OF THE DELAWARE CODE RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAWS.

Representative Longhurst introduced and brought HB 1 to HB 310 before the House for consideration. Representatives B. Short & Lavelle made comments. HA 1 was adopted by voice vote.

Representatives Longhurst & Briggs King made comments. Representative Longhurst requested and was granted privilege of the floor for Andrew Lippstone, representing the Office of the Governor. Representatives Briggs King, Longhurst, Ramone, Blakey & Schwartzkopf made comments. Madam Acting Speaker Keeley granted privilege of the floor for Elaine Manlove, Commissioner of Elections.

Representatives Schwartzkopf, J. Johnson, Ramone & Lavelle made comments.
The roll call on HB 310 w/HA 1 was taken and revealed:
YES: 30.
ABSENT: Representatives Bennett, Hudson, Manolakos, Miro, D. Short, D.P. Williams & Willis - 7.

Therefore, having received a constitutional majority, HB 310 w/HA 1 was sent to the Senate for concurrence.

Mr. Speaker Gilligan resumed the Chair. Representative Schwartzkopf deferred to Representative Kowalko. Representative Kowalko made an announcement.

The Majority Leader moved to recess to the call of the Chair at 5:51 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 9, 2012.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 187 w/SA 1 and requests the concurrence of the House.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 9, 2012.

The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

29th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
May 9, 2012

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representative Bennett & D.P. Williams - 2.

A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.

Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefiled legislation was introduced:


HB 333 - VIOLA & SENATOR BUSHWELLER; REPRESENTATIVES BARBIERI, CARSON, J. JOHNSON, KOWALKO, MITCHELL, MULROONEY, SCOTT, D. SHORT; SENATOR DELUCA - GAMING & PARI-MUTUELS - An Act to Amend Titles 4 and 29 of the Delaware Code Relating to the State Lottery. (3/5 bill)

Representatives Lee, D.E. Williams & Hudson requested that they be marked present. Mr. Speaker Gilligan introduced a guest and made comments. Representatives B. Short, Miro & Ramone introduced guests and made comments. Representative Lavelle made comments. Representative Miro requested that he be marked present. Representative Wilson introduced a guest. Representative Schwartzkopf requested that he be marked present. Representatives D. Short & Lee introduced guests. Representative Q. Johnson requested that he be marked present. Representative Longhurst deferred to Representative Peterman.

Representative Peterman requested and was granted privilege of the floor for Rachel Gutshall who sang “Mother” and introduced her family. Representative Peterman presented a commendation certificate to Mrs. Gutshall. Representative Peterman read a poem. Representative Hocker introduced a guest. Representatives Q. Johnson & Mr. Speaker Gilligan made announcements.

Representative Longhurst deferred to Representative Carson.

Representative Carson introduced and brought SCR 39, jointly sponsored by Senator DeLuca on behalf of All Senators & Representative Gilligan & Representative Scott on behalf of All Representatives, before the House for consideration.

SCR 39 - COMMENDING THE RECIPIENTS AND NOMINEES OF THE 2012 DELAWARE AWARD FOR EXCELLENCE AND COMMITMENT IN STATE SERVICE.

Representative Carson made comments.

SCR 39 was adopted by voice vote and was returned to the Senate. Representative Scott requested that he be marked present.

Representative Longhurst deferred to Representative D.E. Williams.

Representative D.E. Williams introduced and brought HR 29, jointly sponsored by Representative Heffernan & Representative B. Short & Representative Lavelle, before the House for consideration.
HR 29 - RECOGNIZING BRANDYWINE SCHOOL DISTRICT'S HANBY ELEMENTARY SCHOOL AND BUSH EARLY EDUCATION CENTER AS THE FIRST SCHOOL IN DELAWARE TO BE LEED-CERTIFIED.
Representative D.E. Williams made comments.
HR 29 was adopted by voice vote.
The Majority Whip moved to recess for committee meetings and to the call of the Chair at 2:21 p.m. Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:21 p.m. on May 9, 2012: Representatives Mulrooney, Heffernan & Atkins.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 10, 2012.
The Chief Clerk read the following committee report into the record:
JUDICIARY: SB 200 - 7M.
HOUSING & COMMUNITY AFFAIRS: HB 322 - 1F.8M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: HCR 43 - 10F.
EDUCATION: HB 314 - 1F.10M; SB 193 - 12M; HB 317 - 14M.
PUBLIC SAFETY & HOMELAND SECURITY: HB 330 - 7M.
AGRICULTURE: HB 321 - 6F.
HOUSE ADMINISTRATION: SB 185 w/SA 1 - 4M; HB 319 - 5F; HB 325 - 4M.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 171 w/SA1 and request the concurrence of the House and the Senate has passed HB 145 w/HA 1 & 2 & SA 2, HS 1 for HB 253 w/HA 1 & HB 256 and is returning the same to the House.
WITHDRAWAL OF SPONSORSHIP REQUEST
I, Michael Ramone, do hereby request that my name be removed as co-sponsor of HB 333.
Date: 5/9/12
Signed: Michael Ramone
WITHDRAWAL OF SPONSORSHIP REQUEST
I, James Johnson, do hereby request that my name be removed as co-sponsor of HB 310.
Date: 5/9/12
Signed: James Johnson
The Majority Leader moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

30th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session May 10, 2012
The Chief Clerk called the roll:
Members Present: 40.
Member Absent: Representative Bennett - 1.
A prayer was offered by Representative John C. Atkins, Forty-first Representative District.
Mr. Speaker Gilligan invited students from three Delaware Charter Schools to lead those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:
HB 334 - PETERMAN & REPRESENTATIVE WILSON & SENATOR BUNTING; REPRESENTATIVES HOCKER, BRIGGS KING, WILLIS; SENATORS BOOTH, SORENSON, VENABLES - HOUSE ADMINISTRATION - An Act to Amend Title 29 Relating to the Adoption of Regulations.
HB 338 - M. SMITH & SENATOR BLEVINS; REPRESENTATIVES CARSON, HUDSON, J. JOHNSON, LEE, MITCHELL, WALKER, D.P. WILLIAMS, WILLIS, WILSON; SENATOR DELUCA, HENRY, MCDOWELL, SIMPSON, SORENSON - JUDICIARY - An Act to Amend Title 6 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Limited Liability Companies and the Registration and Regulation of Foreign Limited Liability Companies.
HB 339 - M. SMITH & SENATOR BLEVINS; REPRESENTATIVES CARSON, HUDSON, J. JOHNSON, LEE, MITCHELL, WALKER, D.P. WILLIAMS, WILLIS, WILSON; SENATORS DELUCA, HENRY, MCDOWELL, SIMPSON, SORENSON - JUDICIARY - An Act to Amend Title 6 of
the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Partnerships and the Registration and Regulation of Foreign Limited Liability Partnerships.


**HB 341** - SCHWARTZKOPF & SENATOR BUNTING; REPRESENTATIVES BRADY, HEFFERNAN, OSIENSKI, B. SHORT; SENATORS ENNIS, HALL-LONG, SOKOLA - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Relating to the Use Tax on Leases of Tangible Personal Property.

**HB 342** - M. SMITH & SENATOR BLEVINS; REPRESENTATIVES CARSON, HUDSON, J. JOHNSON, LEE, MITCHELL, WALKER, D.P. WILLIAMS, WILLIS, WILSON; SENATORS DELUCA, HENRY, MCDOWELL, SIMPSON, SORENSON - JUDICIARY - An Act to Amend Title 8 of the Delaware Code Relating to the General Corporation Law.

**HB 343** - CARSON & SENATOR ENNIS & SENATOR SIMPSON; REPRESENTATIVES GILLIGAN, HOCKER, Q. JOHNSON, LONGHURST, MITCHELL, WILSON; SENATOR MCBRIDE - NATURAL RESOURCES - An Act to Amend Title 7 Relating to the Transfer of Finfish, Eel Fishing and Shellfish Permits and Licenses.


**HA 1 to HS 1 for HB 212** - LEE - Placed with the Bill.

**HA 1 to HB 299** - RAMONE - Placed with the Bill.

**HA 1 to HB 317** - SCOOLEY - Placed with the Bill.

**HA 1 to HB 325** - SCHWARTZKOPF - Placed with the Bill.

**HJR 14** - M. SMITH & SENATOR HALL-LONG; REPRESENTATIVES HOCKER, MITCHELL, WALKER, WILLIS; SENATORS SOKOLA, SORENSON - JUDICIARY - Establishing an Alternative Disputer Resolution (“ADR”) Study Group to Study and Make Recommendations for Improving Delaware’s ADR Processes.

**SB 171 w/SA 1** - BUNTING & REPRESENTATIVE ATKINS - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Frankford Relating to Elections. (2/3 bill)

**SB 187 w/SA 1** - HENRY & REPRESENTATIVE J. JOHNSON & REPRESENTATIVE D.P. WILLIAMS; SENATOR MCDOWELL; REPRESENTATIVES LAVELLE, CARSON, LEE - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Accident Reports and Statistics.

**SB 196** - BUSHWELLER & SENATOR DELUCA & REPRESENTATIVE SCOTT & REPRESENTATIVE MITCHELL; SENATOR CLOUTIER - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 16 of the Delaware Code Relating to 9-1-1 Services.

The House observed a moment of silence in memory of Thomas Gilligan at the request of Representative Osienksi. Representative Jaques requested and was granted personal privilege of the floor to introduce guests. Representative Kowalko requested and was granted personal privilege of the floor to make comments. Representative M. Smith requested that she be marked present. Representative Hocker requested and was granted personal privilege of the floor to introduce a guest. Representative Schwartzkopf deferred to Representative Lavelle. Representative Lavelle requested and was granted privilege of the floor to present a House Tribute to Josephine Conaty, Minority Head Page, on the occasion of her eightyieth birthday. The Members sang “Happy Birthday.” Ms. Conaty addressed the House. Representative Brady made comments. Representative Keeley requested and was granted personal privilege of the floor to make comments. Representative Lavelle made comments.

Representative Schwartzkopf deferred to Representative Hudson.

Representative Hudson introduced and brought **HR 33**, sponsored on behalf of All Representatives, before the House for consideration.

**HR 33** - COMMENDING THE EFFORTS OF DELAWARE’S PUBLIC CHARTER SCHOOLS IN EDUCATING DELAWARE STUDENTS.

Representative Hudson made comments.

**HR 33** was adopted by voice vote.

Representative Hudson requested and was granted privilege of the floor for Kendall Massett, Executive Director, Delaware Charter Schools Network, who addressed the House. Representative Scott & Mr. Speaker Gilligan made announcements.

Representative Schwartzkopf deferred to Representative Miro.

Representative Miro introduced and brought **HR 32**, sponsored on behalf of All Representatives, before the House for consideration.
HR 32 - RESPECTING AND HONORING ALL DELAWARE MOTHERS ON MAY 13, 2012, MOTHER'S DAY.
Representative Miro made comments.

HR 32 was adopted by voice vote.
The Majority Leader moved to recess for caucus and to the call of the Chair at 2:27 p.m.
The House reconvened at 3:56 p.m.
The Chief Clerk read the following committee report into the record:
POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: HB 326 - 1F,4M; HB 327 - 5M;
HB 328 - 5M; HB 329 - 5M.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SCR 34 and requests the concurrence of
the House.

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Representative Harvey Kenton, do hereby request that my name be removed as cosponsor of HS 1 for
HB 212.
Date: 5/10/12
Signed: Harvey Kenton
Representative Schwartzkopf brought HB 325, jointly sponsored by Senator Sokola &
Representatives Barbieri, Bolden, Brady, Carson, Gilligan, Heffernan, Hudson, Jaques, J. Johnson,
Q. Johnson, Keeley, Lavelle, Lee, Longhurst, Miro, Mitchell, Mulrooney, Ramone, Schooley, Walker,
M. Smith, Scott, B. Short, Viola & D.E. Williams & cosponsored by Senator Bushweller, before the House
for consideration.

HB 325 - AN ACT TO AMEND TITLES 3, 5, 6, 7, 9, 10, 11, 16, 23, 29 AND 30 OF THE
DELAWARE CODE RELATING TO SHERIFFS AND SHERIFF DEPUTIES.
Representative Schwartzkopf brought HA 1 to HB 325 before the House for consideration.
Representative Schwartzkopf made comments. HA 1 was adopted by voice vote. Representatives
Schwartzkopf & Briggs King made comments.
The roll call on HB 325 w/HA 1 was taken and revealed:
YES: 36.
NO: Representatives Atkins, Hocker - 2.
NOT VOTING: Representative Wilson - 1.
ABSENT: Representatives Bennett & Longhurst - 2.
Therefore, having received a constitutional majority, HB 325 w/HA 1 was sent to the Senate for
concurrence.
Representative D.P. Williams requested that he be marked present during the roll call.
Representative Wilson made comments regarding HB 325 w/HA 1.
Representative Schwartzkopf deferred to Representative Carson.
Representative Briggs King requested that HB 298 be stricken.
Representative Carson brought HB 140, jointly sponsored by Senator Ennis & Representatives
Bennett, Bolden, Hocker, J. Johnson, Q. Johnson, Miro, Mitchell, Scott, D. Short & Willis & Senator
Bushweller, before the House for consideration.

HB 140 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO RULES
OF THE ROAD. (2/3 bill)
Representative Carson brought HA 1 to HB 140 before the House for consideration. Representative
Carson made comments. HA 1 was adopted by voice vote. Representative Carson brought HA 2 to HB 140
before the House for consideration. Representative Carson made comments. HA 2 was adopted by voice
vote. Representative Carson brought HA 3 to HB 140 before the House for consideration. Representative
M. Smith introduced and brought HA 1 to HA 3 to HB 140 before the House for consideration.
Representative M. Smith made comments. HA 1 to HA 3 was adopted by voice vote. Representatives
Carson & Lee made comments. Representative Carson requested and was granted privilege of the floor for
Aaron Stewart, Majority House Attorney. Representative Lee made comments. HA 3 w/HA 1 was adopted
by voice vote. Representatives Carson, Lavelle, Ramone, Mitchell & Lee made comments. Mr. Speaker
Gilligan granted privilege of the floor for Chief Jeffrey Horvath, Chairman, Police Chiefs Council.
Representatives Kowalko, M. Smith & Lee made comments. Representative Carson moved to place HB 140
w/HA 1, HA 2 & HA 3 w/HA 1 on the Speaker's Table. The motion was seconded by Representative
J. Johnson and adopted by voice vote.
Representative Schwartzkopf deferred to Representative Schooley.
Representative Schooley brought HB 317, jointly sponsored by Senator Sokola & Representatives
Heffernan, Hudson, J. Johnson, Keeley, Longhurst, Mitchell, Scott, B. Short & M. Smith & Senators
Blevins & Hall-Long, before the House for consideration.

HB 317 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO
KINDERGARTEN READINESS.
Representative Schooley brought HA 1 to HB 317 before the House for consideration.
Representative Schooley made comments. HA 1 was adopted by voice vote. Representatives Schooley,
Miro, Kowalko & Heffernan made comments.
The roll call on HB 317 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Longhurst - 2.
Therefore, having received a constitutional majority, HB 317 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Kenton.
Representative Kenton brought HB 321, jointly sponsored by Senator Bunting & Representatives Hocker, Hudson & Bolden & Senator Venables & cosponsored by Representative Wilson, before the House for consideration.

HB 321 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO REGULATION OF SALE AND USE OF PESTICIDES AND DEVICES. (2/3 bill) (F/I)
Representatives Kenton & Keeley made comments.
The roll call on HB 321 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Longhurst - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 321 was sent to the Senate for concurrence.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 15, 2012.
The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

31st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
May 15, 2012

The Chief Clerk called the roll:
Members Present: 40.
Member Absent: Representative Bennett - 1.
A prayer was offered by Representative Ruth Briggs King, Thirty-seventh Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:


HB 347 - OSIENSKI & SENATOR PETERSON; REPRESENTATIVES CARSON, KENTON, LONGHURST, WALKER; SENATORS BLEVINS, HENRY, MARSHALL, SOKOLA - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Limitation of Actions.

HB 348 - JAQUES & SENATOR KATZ; REPRESENTATIVE B. SHORT; SENATOR SORENSON - HOUSE ADMINISTRATION - An Act to Amend Title 15 of the Delaware Code Relating to Elections.


HA 1 to HB 315 - BARBIERI - Placed with the Bill.

HA 1 to HB 319 - HEFFERNAN - Placed with the Bill.

HJR 15 - M. SMITH & SENATOR HALL-LONG; REPRESENTATIVES HOCKER, MITCHELL, WALKER, WILLIS; SENATORS SOKOLA, SORENSON - JUDICIARY - Establishing an Alternative Dispute Resolution (“ADR”) Study Group to Study and Make Recommendations for Improving Delaware’s ADR Processes.

HA 2 to SB 185 - KOWALKO - Placed with the Bill.
Representative Viola requested that he be marked present. Representative M. Smith made an announcement. Representatives D.E. Williams & D. Short requested that they be marked present.
Representative Longhurst introduced and brought HCR 45, jointly sponsored by Representative Gilligan & Representative Schwartzkopf & Representative Lavelle & Representative Hocker on behalf of All Representatives & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson on behalf of All Senators, before the House for consideration.

HCR 45 - EXTENDING SINCERE THANKS TO THE CAREER AND TECHNICAL STUDENT ORGANIZATIONS OF DELAWARE FOR THE PRESENTATION OF THE BEAUTIFUL GERANIUMS AND EXTENDING BEST WISHES FOR MUCH SUCCESS TO EACH OF THESE EXEMPLARY STUDENTS.
Representative Longhurst made comments. Frank Ingram, State Advisor, Delaware DECA, An Association of Marketing Students, addressed the House. Anthony Brooks, representing Sussex Central High School and the Future Farmers of America (FFA); Samantha Rogers, representing Caesar Rodney High School and Family, Career & Community Leaders of America (FCCLA); Christina Gottfried, representing PolyTech High School and SkillsUSA; Davey McGinnis, representing Concord High School and Technology Student Association (TSA); Carrisa Anderson, representing Pencader Charter School and Business Professionals of America (BPA); and Bomani Crompton, representing St. George’s Technical High School and Health Occupations Students of America (HOSA) addressed the House. Members of the student organizations distributed geraniums grown in Delaware high school agribusiness programs. Representative Longhurst made comments. Representative Manolakos requested and was granted personal privilege of the floor to make comments. Representative Willis requested and was granted personal privilege of the floor to introduce a guest. Representative Longhurst made comments.

HCR 45 was adopted by voice vote and was sent to the Senate for concurrence. The students stated their names and schools for the record.

Representative Longhurst deferred to Representative Mitchell. Representative Mitchell requested and was granted privilege of the floor for himself, Representative Jaques & Representative Barbieri to present a House Tribute to Dr. Carl Wyche on the occasion of his retirement from Delaware Technical & Community College. Dr. Wyche addressed the House and introduced guests. Representative Longhurst deferred to Representative Lavelle. Representative Lavelle requested and was granted privilege of the floor to present a House Tribute to Joseph Gioffre on the occasion of his retirement from Joe’s Barber Shop. Mr. Gioffre addressed the House. Representatives Lavelle and Longhurst made comments.

Representative Longhurst deferred to Representative Briggs King. Representative Briggs King introduced and brought HR 31, jointly sponsored by Representative J. Johnson & Representatives Lavelle, Hocker, Kenton, Lee, Peterman, D. Short, Wilson, Bolden, Carson, Q. Johnson, Keeley, Longhurst & Viola, before the House for consideration.

HR 31 - PROCLAIMING THE MONTH OF MAY AS COMMUNITY ACTION MONTH.

Representatives Briggs King & J. Johnson made comments.

HR 31 was adopted by voice vote.

Representative Briggs King requested and was granted privilege of the floor for Bernice Edwards, Executive Director, First State Community Action Agency, who addressed the House.

Representative Longhurst deferred to Representative Atkins.


HB 350 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.

Mr. Speaker Gilligan assigned HB 350 to the Revenue & Finance Committee.

Representative Longhurst deferred to Representative Hefferman. Representative Hefferman requested and was granted personal privilege of the floor to introduce a guest. Representative Longhurst deferred to Representative Hocker. Representative Hocker introduced Ellen Magee, representing Magee Farms, who addressed the House and distributed strawberries to the Members.

The Majority Whip moved to recess for caucus and to the call of the Chair at 2:48 p.m.

The House reconvened at 5:02 p.m.

Representatives Mulrooney, Osienksi & D.P. Williams requested that they be marked present.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 205 w/SA 1 & 2 & SB 161 w/SA 3 & and requests the concurrence of the House and the Senate has passed HB 223 & HB 277 w/HA 3 & SA 2 and is returning the same to the House and the Senate has passed HCR 45 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Osienksi.

Representative Osienksi brought HB 314, jointly sponsored by Senator DeLuca & Representatives Briggs King, Hefferman, Hudson, Jaques, Q. Johnson, Mitchell & Walker & Senators Hall-Long & Sokola, before the House for consideration.

HB 314 - AN ACT TO AMEND TITLE 14 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATEWIDE PROGRAMS FOR THE DEAF, HARD OF HEARING AND DEAF-BLIND INCLUDING THE DELAWARE SCHOOL FOR THE DEAF.

Representative Osienksi made comments.

The roll call on HB 314 was taken and revealed:

YES: 40.

ABSENT: Representative Bennett - 1.

Therefore, having received a constitutional majority, HB 314 was sent to the Senate for concurrence.
Representative Osienski requested and was granted personal privilege of the floor to introduce a guest.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought HB 303, jointly sponsored by Senator Bushweller & Representatives Barbieri, Bolden, Hudson, Jaques, Keeley, Kowalko, Manolakos, Miro, Osienski, Ramone & Walker & Senator Sokola & cosponsored by Representatives D.E. Williams & Viola, before the House for consideration.

HB 303 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SCHOOL BASED HEALTH CENTERS AND INSURANCE.

Representative Willis requested that HA 1 to HB 303 be stricken. Representative Willis brought HA 2 to HB 303 before the House for consideration. Representatives Willis, B. Short & D.E. Williams made comments.

The roll call on HA 2 to HB 303 was taken and revealed:
NO: 20.
NOT VOTING: Representative Manolakos - 1.

Therefore, not having received a constitutional majority, HA 2 to HB 303 was declared defeated.

Representative Q. Johnson requested that HA 3 to HB 303 be stricken. Representatives B. Short, Lavelle, Ramone, D.E. Williams & Briggs King made comments. Representative B. Short requested and was granted privilege of the floor for Dr. Karyl T. Rattay, Director, Division of Public Health. Representatives Briggs King, B. Short, Heffernan, Schwartzkopf, Lavelle, Hocker, Barbieri & Willis made comments. Representative B. Short requested and was granted privilege of the floor for William G. Bush IV, Majority House Attorney. Representative Willis made comments. Representatives D.E. Williams, B. Short & D. Short made comments.

The roll call on HB 303 was taken and revealed:
YES: 25.
NOT VOTING: Representatives Hudson, Manolakos, Miro & Ramone - 4.
ABSENT: Representative Bennett - 1.

Therefore, having received a constitutional majority, HB 303 was sent to the Senate for concurrence.

Representative Q. Johnson deferred to Representative Carson.

Representative Carson moved to suspend the rules which interfere with action on HB 140 w/HA 1, 2, 3 & HA 1 to HA 3. The motion was seconded by Representative Brady and adopted by voice vote.

Representative Carson moved to lift HB 140 w/HA 1, HA 2, HA 3 & HA 1 to HA 3 from the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Carson brought HB 140 w/HA 1, HA 2, HA 3 & HA 1 to HA 3, jointly sponsored by Senator Ennis & Representatives Bennett, Bolden, Hocker, J. Johnson, Q. Johnson, Miro, Mitchell, Scott, D. Short & Willis & Senator Bushweller, before the House for consideration.

HB 140 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO RULES OF THE ROAD. (2/3 bill) Representative M. Smith introduced and brought HA 4 to HB 140 before the House for consideration. Representatives M. Smith & Lavelle made comments. HA 4 was adopted by voice vote. Representatives Carson & Hudson made comments. Representative Carson requested and was granted privilege of the floor for William E. Bryson, representing Delaware Police Chiefs Council. Representative Hudson made comments.

The roll call on HB 140 w/HA 1, 2, 3, HA 1 to HA 3 & HA 4 was taken and revealed:
YES: 39.
ABSENT: Representatives Bennett & Lavelle - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 140 w/HA 1, 2, 3, HA 1 to HA 3 & HA 4 was sent to the Senate for concurrence.


The Majority Leader moved to recess to the call of the Chair at 6:07 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 16, 2012.
The Reading Clerk read the following communication into the record:
May 15, 2012

LEGISLATIVE ADVISORY #25
Governor Jack A. Markell signed the following legislation on the date indicated: 5/10/2012 - SB 168, SB 174 aab SA 1, SB 186 aab SA 1. HB 167 aab HA 2 & HB 240 aab HA 1 & SA 1.
The Majority Whip moved to adjourn at 2:01 p.m., thereby ending the current legislative day. The House reconvened at 2:02 p.m.

32nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
May 16, 2012

The Chief Clerk called the roll:
Members Present: 36.
Member Absent: Representatives Bennet, Briggs King, Hudson, Keeley & D.P. Williams - 5.
A prayer was offered by Representative Teresa L. Schooley, Twenty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:

HJR 16 - BRADY & SENATOR MCDOWELL; REPRESENTATIVES BARBIERI, JACUES, J. JOHNSON, KENTON, PETERMAN, D. SHORT, WALKER, WILLIS, WILSON; SENATORS BUNTING, SORENSON, VENABLES - VETERANS AFFAIRS - Supporting the Creation of a National POW/MIA Trailway System and Recommending that the Segment of the Abandoned Pennsylvania Railroad Running from South Market Street in Wilmington to Battery Park in New Castle be Designated as the First Segment Thereof.

SB 161 w/SA 3 & 4 - LAWSON & SENATOR BUNTING & REPRESENTATIVE WILLIS & REPRESENTATIVE WILSON & REPRESENTATIVE MIRO & REPRESENTATIVE ATKINS & REPRESENTATIVE D. SHORT; SENATORS BONINI, BOOTH, ENNIS, SIMPSON, VENABLES, CLOUTIER; REPRESENTATIVES BENNETT, HOCKER, HUDSON, JAQUES, Q. JOHNSON, LAVELLE, LEE, PETERMAN, CARSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Home Invasion.

SB 205 w/SA 1 & 2 - ENNIS & REPRESENTATIVE LONGHURST; SENATORS SOKOLA, BUSHWELLER, BUNTING; REPRESENTATIVES SCHWARTZKOPF, KOWALKO, CARSON - MANUFACTURED HOUSING - An Act to Amend Title 25 of the Delaware Code Relating to Manufactured Homes and Manufactured Home Communities.

The Reading Clerk read the following communications into the record:

HOUSE TRIBUTE ANNOUNCEMENT #73
DATE: May 16, 2012
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1491</td>
<td>Hocker</td>
<td>4/20/2012</td>
<td>M</td>
<td>Richard L. Thomas</td>
</tr>
<tr>
<td>H146-1492</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Diana Smith - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
<tr>
<td>H146-1493</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Betty Jo Wood - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
<tr>
<td>H146-1494</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Jean Rawding - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
<tr>
<td>H146-1495</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Evelyn Moore - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
<tr>
<td>H146-1496</td>
<td>Outten</td>
<td>4/21/2012</td>
<td>T</td>
<td>Joyce Sipple - 50 Years - Felton Community Fire Co. Auxiliary</td>
</tr>
<tr>
<td>H146-1500</td>
<td>Briggs</td>
<td>4/26/2012</td>
<td>T</td>
<td>Rosalie Walls - Mother of the Year</td>
</tr>
<tr>
<td>H146-1501</td>
<td>Keeley</td>
<td>4/21/2012</td>
<td>M</td>
<td>Manuel Enrique Oliveras</td>
</tr>
<tr>
<td>H146-1502</td>
<td>M. Smith</td>
<td>4/24/2012</td>
<td>M</td>
<td>Merle Jones</td>
</tr>
<tr>
<td>H146-1503</td>
<td>Heffner</td>
<td>5/20/2012</td>
<td>M</td>
<td>Carolyn Irving Handy Letts</td>
</tr>
<tr>
<td>H146-1504</td>
<td>Lavelle;</td>
<td>4/20/2012</td>
<td>T</td>
<td>John Thompson - President - Delaware State Sportsmen's Assoc.</td>
</tr>
<tr>
<td></td>
<td>Hocker;</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>cosponsors: Reps. Lee, Short, Briggs King, Kenton, Wilson, Blakey, Peterman, Outten, Willis, Carson, Miro, Ramone, Hudson, Manolakos, Walker, Q. Johnson &amp; Atkins</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>H146-1505</td>
<td>Willis</td>
<td>4/21/2012</td>
<td>M</td>
<td>Mary V. Morgan</td>
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<tr>
<td>H146-1506</td>
<td>Wilson</td>
<td>4/24/2012</td>
<td>M</td>
<td>Robert Martin Messick</td>
</tr>
<tr>
<td>H146-1507</td>
<td>Kenton</td>
<td>4/24/2012</td>
<td>T</td>
<td>Vivian Ginn - Elks Distinguished Citizenship Award</td>
</tr>
</tbody>
</table>
H146-1508  Lavelle  4/24/2012  T  Joe Gioffre - Retirement - Joe's Barber Shop

DATE: May 16, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tr>
<td>H146-1510</td>
<td>Osienski</td>
<td>4/13/2012</td>
<td>T</td>
<td>Mazie Hayden - USASA National Champion - Skiercross</td>
</tr>
<tr>
<td>H146-1511</td>
<td>B. Short</td>
<td>5/7/2012</td>
<td>T</td>
<td>Patrick Reilly - JFK Profile In Courage Essay Contest Winner</td>
</tr>
<tr>
<td>H146-1512</td>
<td>Blakey</td>
<td>4/28/2012</td>
<td>T</td>
<td>Dr. Reginald Weaver - Past President - National Education Assoc.</td>
</tr>
<tr>
<td>H146-1513</td>
<td>Kenton</td>
<td>5/12/2012</td>
<td>T</td>
<td>Doris Millman - 85th Birthday</td>
</tr>
<tr>
<td>H146-1514</td>
<td>Atkins</td>
<td>5/5/2012</td>
<td>T</td>
<td>Baker's Hardware - 50 Years</td>
</tr>
<tr>
<td>H146-1515</td>
<td>Walker; Brady</td>
<td>5/12/2012</td>
<td>T</td>
<td>Col. Robert Legg - Retirement - DANG</td>
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<tr>
<td>H146-1516</td>
<td>Gilligan</td>
<td>5/5/2012</td>
<td>T</td>
<td>Mill Creek Fire Co. - 85 Years</td>
</tr>
<tr>
<td>H146-1518</td>
<td>J. Johnson</td>
<td>4/28/2012</td>
<td>T</td>
<td>Richard Dougherty - Chief's Award - Minquadale Fire Co.</td>
</tr>
<tr>
<td>H146-1519</td>
<td>Carson</td>
<td>3/9/2012</td>
<td>T</td>
<td>George Wright, Jr. - 80th Birthday</td>
</tr>
<tr>
<td>H146-1520</td>
<td>Wilson</td>
<td>4/26/2012</td>
<td>M</td>
<td>Kathryn Callaway McCumbers</td>
</tr>
<tr>
<td>H146-1521</td>
<td>Lee; Schwartzkopf</td>
<td>5/2/2012</td>
<td>T</td>
<td>Honorable William Hopkins, Jr. - Retirement - Sussex Co. Justice of the Peace Court</td>
</tr>
<tr>
<td>H146-1522</td>
<td>Peterman</td>
<td>3/16/2012</td>
<td>M</td>
<td>William Scott Gray</td>
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<tr>
<td>H146-1523</td>
<td>Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Rick Garloff - Water Operator of the Year</td>
</tr>
<tr>
<td>H146-1524</td>
<td>Hocker; Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Bettina Stern - Wastewater Operator of the Year</td>
</tr>
<tr>
<td>H146-1525</td>
<td>Hocker; Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Kenneth Walsh - On-Site Professional of the Year</td>
</tr>
<tr>
<td>H146-1526</td>
<td>Kenton; Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Robert Bower - Environmental Lifetime Achievement Award</td>
</tr>
<tr>
<td>H146-1527</td>
<td>Miro; Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Sid Sharma - Environmental Lifetime Achievement Award</td>
</tr>
<tr>
<td>H146-1528</td>
<td>D. Short; Briggs King</td>
<td>5/3/2012</td>
<td>T</td>
<td>Charles White - Environmental Lifetime Achievement Award</td>
</tr>
<tr>
<td>H146-1529</td>
<td>Lee; Wilson</td>
<td>4/27/2012</td>
<td>T</td>
<td>Barbara Messick - Retirement - Office of Sussex Co. Register of Wills</td>
</tr>
</tbody>
</table>

T- Tribute
M - Memoriam

Representative Schwartzkopf requested and was granted privilege of the floor for himself and Representative Kenton to present a House Tribute to Ms. Vivian Ginn in recognition of her community service and the Elks Distinguished Citizen Award. Ms. Ginn and Representative Kenton addressed the House. Mr. Speaker Gilligan introduced a guest. The House observed a moment of silence in memory of Robert H. “Bobby” Romspert at the request of Mr. Speaker Gilligan. Representatives Scott, B. Short & M. Smith requested that they be marked present.

Representative Longhurst deferred to Representative Viola.

Representative Viola introduced and brought HCR 47, jointly sponsored by Representative Schooley & Senator DeLuca & Representatives Barbieri, Brady, Briggs King, Heffernan, Hocker, Hudson, Jaques, Keeley, Kenton, Kowalko, Lavelle, Manolakos, Miro, Osienski, Outten, Peterman, B. Short, D. Short, Walker & Willis & Senators Bushweller, Simpson, Sokola & Sorenson, before the House for consideration.

HCR 47 - PROCLAIMING THE WEEK OF MAY 20 TO MAY 26, 2012 AS “TEEN FINANCIAL AWARENESS WEEK” IN DELAWARE.

Representative Viola made comments.

HCR 47 was adopted by voice vote and was sent to the Senate for concurrence.
Representative Viola requested and was granted privilege of the floor for Patty Knapp, representing the Brennen School at Christiana High School. Representative Longhurst made comments. Students and staff members stated their names for the record. Representative Carson requested that he be marked present. Representative Longhurst deferred to Representative Schooley. Representative Schooley introduced guests and made comments.

The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:24 p.m.

Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Members were marked present by the Chief Clerk after the House recessed at 2:24 p.m. on May 16, 2012: Representatives Heffernan & Q. Johnson.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on May 17, 2012.

The Chief Clerk read the following committee reports into the record:

- **JUDICIARY**: HB 347 - 7M; HB 340 - 8M; HB 339 - 8M; HB 342 - 7M; HB 338 - 8M; HJR 15 - 7M.

- **PUBLIC SAFETY & HOMELAND SECURITY**: SB 196 - 6M; SB 199 w/SA 1 - 6M.

- **HOUSE ADMINISTRATION**: SB 171 w/SA 1 - 4M; HB 312 - 4M; HB 318 - 4M; SS 1 for SB 176 - 4M; HB 323 - 4M.

- **ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE**: SB 203 - 8M; HB 335 - 8M.

- **HEALTH & HUMAN DEVELOPMENT**: HB 315 - 9M.

- **NATURAL RESOURCES**: HB 324 - 1F,7M; HB 343 - 9F.

- **POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY**: HB 332 - 1F,4M.

The Reading Clerk read the following communications into the record:

- The Senate wishes to inform the House that it has passed SB 206 w/SA 2 and requests the concurrence of the House and the Senate has passed HB 170 w/HA 1 & HB 193 w/HA 1 and is returning the same to the House. The Senate wishes to inform the House that the Senate has passed SB 143, SB 213, SB 178 & SCR 41 and is returning the same to the House and the Senate has passed HB 230 w/HA 1 & SA 1, HB 266 & HCR 47 and is returning the same to the House.

- Representative Briggs King requested that she be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

### 33rd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session

May 17, 2012

The Chief Clerk called the roll:

Members Present: 38.

Member Absent: Representatives Bennett, Hudson & Keeley - 3.

A prayer was offered by Representative Darryl M. Scott, Thirty-first Representative District.

Mr. Speaker Gilligan invited the students from St. Ann’s School in Wilmington to lead those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

- **HB 351** – SCHOOLEY & REPRESENTATIVE KOWALKO & REPRESENTATIVE MIRO & SENATOR HALL-LONG & SENATOR SORENSON - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Newark Relating to The Alderman.

- **HB 352** - WILLIS & SENATOR ENNIS; REPRESENTATIVES KENTON, D. SHORT, Q. JOHNSON, B. SHORT - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 and Title 30 of the Delaware Code Relating to Recreational Vehicles. (3/5 bill)

- **HB 353** - M. SMITH & SENATOR BLEVINS; REPRESENTATIVES BOLDEN, JAQUES, KEELEY, MITCHELL, Schooley, VIOLA, WALKER, SENATORS BUNTING, BUSHWELLER, HENRY - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Sexual Offenses.

- **HA 1 to HB 297** - M. SMITH - Placed with the Bill.

- **HA 1 to HB 308** - SCOTT - Placed with the Bill.

- **HA 1 to HB 309** - SCOTT - Placed with the Bill.

- **HA 1 to HB 335** - B. SHORT - Placed with the Bill.

- **SB 143** - KATZ & REPRESENTATIVE JAQUES - HOUSE ADMINISTRATION - An Act Proposing an Amendment to Article V of the Delaware Constitution of 1897, as Amended, Relating to Voting. (2/3 bill)

- **SB 178** - BOOTH & SENATOR MARSHALL & REPRESENTATIVE CARSON; SENATORS BONINI, CLOUTIER, CONNOR, LAWSON, SIMPSON, SORENSON, VENABLES; REPRESENTATIVES BRIGGS KING, HOCKER, KENTON, LAVELLE, WILLIS - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Public Hearings.

- **SB 206 w/SA 2** - SORENSON & SENATOR CLOUTIER & SENATOR BLEVINS & REPRESENTATIVE BARBIERI & REPRESENTATIVE HUDSON; SENATORS CONNOR, ENNIS,

**SB 213 - BUNTING & REPRESENTATIVE KOWALKO - MANUFACTURED HOUSING - An Act to Amend Title 25 of the Delaware Code Relating to Manufactured Homes.**

May 17, 2012

The Honorable Robert F. Gilligan Speaker of the House Legislative Hall Dover, DE 19901

Dear Speaker Gilligan:

Please be advised that I will be absent for Legislative Session, today Thursday, May 17, 2012 due to personal reasons.

Thank you for your understanding.

Sincerely,

Deborah D. Hudson
State Representative
12th District

May 17, 2012

Dear Speaker Gilligan

Please be advised that due to personal business I will not be present today, May 17, 2012.

Thank you for your understanding.

Sincerely,

Helene M. Keeley
State Representative
Third District

Mr. Speaker Gilligan reassigned HB 349 to the Health & Human Development Committee.

Representatives Heffernan & Mitchell requested that they be marked present.

Representative Schwartzkopf deferred to Representative Atkins.

Representative Atkins introduced and brought HCR 50, sponsored by on behalf of All Representatives & Senator Bunting on behalf of All Senators, before the House for consideration.

**HCR 50 - RECOGNIZING THE MONTH OF MAY 2012 AS "POPPY MONTH" IN THE STATE OF DELAWARE.**

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, hundreds of thousands who have answered the call to arms have died on the field of battle; and

WHEREAS, a nation of peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, the red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, the American Legion Auxiliary has pledged to remind America annually of the debt through the distribution of the memorial flower;

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware, the Senate concurring therein, that the month of May 2012 be recognized as “Poppies Month” in the State of Delaware and that all citizens are asked to wear the Memorial Poppy in tribute to those who have made the ultimate sacrifice in the name of freedom.

BE IT FURTHER RESOLVED that a suitably prepared copy of this resolution be delivered to The American Legion Auxiliary Unit #28 in Millsboro, Delaware.

Representative Atkins made comments and introduced guests.

**HCR 50** was adopted by voice vote and was sent to the Senate for concurrence.

Representative Atkins made comments and introduced guests.

Representative Miro requested and was granted privilege of the floor to make comments.

Representative Miro requested comments. Representative Schwartzkopf deferred to Representative Miro.

Representative Miro requested and was granted personal privilege of the floor to introduce guests.

Representative Miro requested and was granted privilege of the floor for Dr. Merv Daugherty, Superintendent, Red Clay Consolidated School District, who addressed the House. Representative Brady made comments. Representative Schwartzkopf deferred to Representative Hacker. Representative Hacker requested and was granted personal privilege of the floor to introduce a guest. Representative Schwartzkopf deferred to Representative Briggs King. Representative Briggs King requested and was granted personal privilege of the floor to make an announcement and to introduce guests.

Representative Schwartzkopf deferred to Representative Osienski.

Representative Osienski introduced and brought **HCR 49**, jointly sponsored by Representative M. Smith & Representative Miro & Senator DeLuca & Senator Hall-Long & Representatives Brady, Carson, Heffernan, Hacker, Hudson, Jaques, J. Johnson, Q. Johnson, Kenton, Kowalko, Lavelle, Mitchell,
HCR 49 - COMMENDING THE FOOD BANK OF DELAWARE FOR ITS CONTRIBUTIONS TO THE STATE OF DELAWARE.
Representative Osienski made comments.
HCR 49 was adopted by voice vote and was sent to the Senate for concurrence.
Representative Osienski requested and was granted privilege of the floor for Patricia Beebe, Chief Executive Officer, Food Bank of Delaware, who addressed the House. Representatives Kowalko, Osienski, Ramone & Miro made comments.
Representative Schwartzkopf deferred to Representative Manolakos.
Representative Manolakos introduced and brought HR 34, sponsored on behalf of All Representatives, before the House for consideration.

HR 34 - PROCLAIMING MAY, 2012 CYSTIC FIBROSIS AWARENESS MONTH IN DELAWARE.
Representative Manolakos made comments.
HR 34 was adopted by voice vote.
Representative Manolakos requested and was granted privilege of the floor for Patricia Beebe, Chief Executive Officer, Food Bank of Delaware, who addressed the House. Representatives Kowalko, Osienski, Ramone & Miro made comments.
Representative Osienski requested and was granted privilege of the floor for Katrina & Mallory Holloway, who addressed the House. Representative Schwartzkopf deferred to Representative Brady. Representative Brady requested and was granted personal privilege of the floor to introduce Ms. Sheila O’Callaghan, Teacher, St. Ann’s Catholic School, and to recognize her fifty-eight years of teaching. Students, including Oliver Conaty, sang “Happy Birthday” to Josephine Conaty, Minority Head Page and grandmother of Oliver. Representatives Brady & Lavelle made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:43 p.m.
The House reconvened at 3:48 p.m.
Representative Longhurst deferred to Representative Bolden. Representative Bolden requested and was granted privilege of the floor to present a House Tribute to the Delmarva Black Chamber of Commerce. Representative Bolden introduced guests. Annie Young, President, Alpha Kappa Alpha Sorority and Lorraine Dryden, Executive Assistant to the Director of Housing, City of Wilmington, addressed the House. Representative J. Johnson made comments.

Consent Calendar #12 was adopted by voice vote and SCR 38 & SCR 41 were returned to the Senate.

Mr. Speaker Gilligan & Representative Schwartzkopf made comments regarding SCR 38. Representative Schwartzkopf deferred to Representative Heffernan.
Representative Heffernan brought HB 277 w/HA 3 & SA 2, jointly sponsored by Representative D.E. Williams & Senator McDowell & Representatives Atkins, Bennett, Gilligan, Hudson, Jaques, Q. Johnson, Keeley, Lavelle, Longhurst, Miro, Mitchell, Osienski, Schooley, Schwartzkopf, B. Short, D. Short, Viola, Willis & Wilson & Senators Ennis & Sokola before the House for concurrence on SA 2.

HB 277 - AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO HOME INVASION AND BURGLARY. (F/N)
Representatives Heffernan & Blakey made comments.
The roll call on HB 277 w/HA 3 & SA 2 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennett, Hudson & Keeley - 3.
Therefore, having received a constitutional majority, HB 277 w/HA 3 & SA 2 was sent to the Governor.

Representatives Mulrooney, Schooley, M. Smith & D.P. Williams requested that they be marked present during the roll call.
Representative Schwartzkopf deferred to Representative Carson.

HB 343 - AN ACT TO AMEND TITLE 7 RELATING TO THE TRANSFER OF FINFISH, EEL FISHING AND SHELLFISH PERMITS AND LICENSES.

Representative Carson made comments.
The roll call on HB 343 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennett, Hudson & Keeley - 3.
Therefore, having received a constitutional majority, HB 343 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Heffernan.
Representative Heffernan brought HB 319, jointly sponsored by Senator McDowell & Representatives Brady, Hocker, Hudson, Q. Johnson, Osienski, M. Smith & Walker & Senators Bunting, Ennis & Sokola, before the House for consideration.

HB 319 - AN ACT TO AMEND TITLES 19 AND 29 OF THE DELAWARE CODE RELATING TO AN EMPLOYMENT FIRST PRIORITY POLICY FOR PERSONS WITH DISABILITIES.

Representative Heffernan brought HA 1 to HB 319 before the House for consideration.
Representative Heffernan made comments.

The roll call on HB 319 w/HA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Bennett, Hudson, Keeley & Manolakos - 4.
Therefore, having received a constitutional majority, HB 319 w/HA 1 was sent to the Senate for concurrence.
Representative Heffernan made comments regarding HB 319 w/HA 1.
Representative Schwartzkopf deferred to Representative J. Johnson. Representative J. Johnson requested and was granted personal privilege of the floor to introduce a guest.
Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson brought HS 1 for HB 227 before the House for consideration.

HS 1 for HB 227 - AN ACT TO AMEND TITLE 9, TITLE 22 AND TITLE 31 RELATING TO HOUSING.

Representative Q. Johnson made comments.
The roll call on HS 1 for HB 227 was taken and revealed:
YES: 28.
NO: Representative Kenton - 1.
NOT VOTING: Representatives Hocker, Lavelle, Miro, Outten, Peterman, Ramone & Wilson - 7.
ABSENT: Representatives Bennett, Blakey, Hudson, Keeley & Manolakos - 5.
Therefore, having received a constitutional majority, HS 1 for HB 227 was sent to the Senate for concurrence.
Mr. Speaker Gilligan made an announcement. Representatives Longhurst & Q. Johnson made comments regarding HS 1 for HB 227.

Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought HB 230 w/HA 1 & SA 1, jointly sponsored by Senator Katz, before the House for concurrence on SA 1.

HB 230 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS, (2/3 bill)

The roll call on HB 230 w/HA 1 & SA 1 was taken and revealed:
YES: 37.
ABSENT: Representatives Bennett, Hudson, Keeley & Manolakos - 4.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 230 w/HA 1 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative M. Smith.

HB 338 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES.

Representative M. Smith made comments.
The roll call on HB 338 was taken and revealed:
YES: 38.
ABSENT: Representatives Bennett, Hudson & Keeley - 3.
Therefore, having received a constitutional majority, HB 338 was sent to the Senate for concurrence. Representative Schwartzkopf brought SB 185 w/SA 1, jointly sponsored by Representative Gilligan & Senators Blevins, Bushweller, Cloutier, Ennis, Hall-Long, Henry, Sokola & Sorenson & Representatives Bennett, Blakey, Hudson, Keeley, Lavelle, Lee, Longhurst, Miro, Mitchell, Ramone, Schwartzkopf, B. Short, D. Short, Viola, Wilson & Kowalko, before the House for consideration.

SB 185 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF LOBBYISTS.

Representative Lavelle brought HA 1 to SB 185 before the House for consideration. Representative Lavelle introduced and brought HA 1 to HA 1 to SB 185 before the House for consideration.

Representative Lavelle made comments.

The roll call on HA 1 to HA 1 was taken and revealed:

NO: 16.

NOT VOTING: Representatives Brady & B. Short - 2.

ABSENT: Representatives Bennett, Hudson & Keeley - 3.

Therefore, not having received a constitutional majority, HA 1 to HA 1 to SB 185 was declared defeated.

Representatives Lavelle, Schwartzkopf & D.E. Williams made comments.

The roll call on HA 1 was taken and revealed:

NO: 23.

NOT VOTING: Representative Kowalko - 1.

ABSENT: Representatives Bennett, Hudson & Keeley - 3.

Therefore, not having received a constitutional majority, HA 1 to SB 185 was declared defeated.

Representative Kowalko brought HA 2 to SB 185 before the House for consideration.

Representative Kowalko made comments. Representative Kowalko requested that HA 2 to SB 185 be stricken. Representative Schwartzkopf made comments. Representative M. Smith requested and was granted privilege of the floor for Michael Barlow, Chief Legal Counsel, Office of the Governor. Representatives M. Smith, Kowalko, Willis, Ramone, D. Short made comments. Mr. Speaker Gilligan granted privilege of the floor for Russell Larson, Controller General. Representatives D. Short & Ramone made comments. Representative Blakey made comments. Mr. Speaker Gilligan granted privilege of the floor for Janet Wright, representing the Public Integrity Commission. Representatives Blakey & Lavelle made comments.

The roll call on SB 185 w/SA 1 was taken and revealed:

NO: 23.

ABSENT: Representatives Bennett, Hudson & Keeley - 3.

Therefore, having received a constitutional majority, SB 185 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative M. Smith.


HB 339 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS.

Representative M. Smith made comments.

The roll call on HB 339 was taken and revealed:

YES: 37.

ABSENT: Representatives Bennett, Briggs King, Hudson & Keeley - 4.

Therefore, having received a constitutional majority, HB 339 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative M. Smith.


HB 340 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED PARTNERSHIPS.

Representative M. Smith made comments.
The roll call on HB 340 was taken and revealed:
YES: 36.
ABSENT: Representatives Bennett, Briggs King, Hudson, Keeley & Manolakos - 5.
Therefore, having received a constitutional majority, HB 340 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative M. Smith.
HB 342 - AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (2/3 bill)
Representative M. Smith made comments.
The roll call on HB 342 was taken and revealed:
YES: 36.
ABSENT: Representatives Bennett, Briggs King, Hudson, Keeley & Manolakos - 5.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 342 was sent to the Senate for concurrence.
Representative Schwartzkopf made an announcement.
The Majority Leader moved to recess to the call of the Chair at 5:36 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 5, 2012.
The Chief Clerk read the following committee report into the record:
TELECOMMUNICATIONS, INTERNET & TECHNOLOGY: HB 308 – 1F,3M.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 194 w/SA 2 & SB 190 w/S/A 1 & 2 and requests the concurrence of the House and the Senate has passed HB 259 w/HA 1, HCR 49 & HCR 50 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 209 and requests the concurrence of the House and the Senate has passed HB 267 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 268 w/HA 1 & HJR 13 w/HA 1 aab HA 1 to HA 1 and is returning the same to the House.
May 22, 2012
LEGISLATIVE ADVISORY #26
Governor Jack A. Markell signed the following legislation on the date indicated: 5/21/2012 - HB 193 aab HA 1; HS 1 for HB 253 aab HA 1; HB 256; HB 266; HB 280 aab HA 1 & SA 1 & SS 1 for SB 151 aab HA 1.
May 31, 2012
LEGISLATIVE ADVISORY #27
Governor Jack A. Markell signed the following legislation on the date indicated: 5/22/2012 - HB 170 aab HA 1 & HB 223.
Representative Lee requested that HS 1 for HB 212 be stricken. Representatives Hudson & Keeley requested that they be marked present for the current Legislative Day.
The Majority Leader moved to adjourn at 2:04 p.m., thereby ending the current legislative day. The House reconvened at 2:05 p.m.
34th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 5, 2012
The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Harvey R. Kenton, Thirty-sixth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 356 - KOWALKO & SENATOR BUNTING; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT; SENATORS KATZ, LAWSON, MARSHALL, SORENSON - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 28 of the Delaware Code Relating to Charitable Gaming. (3/5 bill)
HB 357 - KOWALKO & SENATOR BUNTING; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT; SENATORS KATZ, LAWSON, MARSHALL, SORENSON - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Massage and Bodywork.

HB 359 - LAVELLE & SENATOR KATZ; REPRESENTATIVES HOCKER, BRIGGS KING, HUDSON, MIRO, OUTTEN, RAMONE, BENNETT - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to Pleadings and Practice.


HB 361 - LEE; REPRESENTATIVES LAVALLE, HOCKER, HUDSON, MANOLAKOS, PETERMAN, RAMONE, D. SHORT, BOLDEN, CARSON, MITCHELL, MULROONEY - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Creating the Delaware Auction and Auctioneers Licensing Act and to Real Estate Services, Brokers, Associate Brokers, and Salespersons. (3/5 bill)

HB 362 - BOLDEN & SENATOR HENRY; REPRESENTATIVES J. JOHNSON, KEELEY, MITCHELL; SENATORS MARSHALL, SORENSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Related to Reorganization of School Districts. (2/3 bill)


HB 367 - ATKINS & SENATOR BOOTH; REPRESENTATIVES BRIGGS KING, MITCHELL, LAVALLE, MULROONEY - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to the Prohibition on Sunday Hunting.

HB 368 - WILLIS & REPRESENTATIVE JAQUES & REPRESENTATIVE CARSON & SENATOR BOOTH & SENATOR VENABLES; REPRESENTATIVES LAVALLE, HOCKER, BRIGGS KING, HUDSON, KENTON, RAMONE, D. SHORT, WILSON, KEELEY; SENATOR SIMPSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Parental or Guardian Consent Forms for School-Based Health Centers.

HB 369 - LONGHURST & REPRESENTATIVE VIOLA & SENATOR ENNIS; REPRESENTATIVE BRADY; SENATOR CONNOR - REVENUE & FINANCE - An Act to Amend Chapter 29, Title 30 of the Delaware Code Pertaining to Wholesalers Gross Receipts Taxes.


HB 371 - M. SMITH & SENATOR BLEVINS; REPRESENTATIVES BOLDEN, GILLIGAN, HEFFERNAN, JAQUES, KOWALCO, SCOLOEY, B. SHORT, WALKER, WILLIS, WILSON; SENATORS ENNIS, HENRY, SOKOLA, VENABLES - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Investigating the Abuse of Children.

HA 1 to HB 159 - LAVALLE - Placed with the Bill.

HA 1 to HJR 15 - M. SMITH - Placed with the Bill.

SB 190 w/SA 1 & 2 - PETERSON & SENATOR BLEVINS; SENATORS ENNIS, HENRY, SOKOLA, SORENSON; REPRESENTATIVES BRADY, HEFFERNAN, J. JOHNSON, KOWALCO, LONGHURST, SCOLOEY - CORRECTIONS - An Act to Amend Title 11 of the Delaware Code Relating to the Healthy Pregnancies for Incarcerated Women Act.

SB 194 w/SA 2 - HENRY & REPRESENTATIVE WALKER; SENATORS BLEVINS, ENNIS, HALL-LONG, MARSHALL, CLOUTIER, CONNOR, SORENSON; REPRESENTATIVES BENNETT, BOLDEN, KEELEY, MITCHELL, MULROONEY, VIOLA, HUDSON, LAVALLE - HEALTH &
HUMAN DEVELOPMENT - An Act to Amend Title 24 of the Delaware Code Relating to PolySomnographers. (3/5 bill) (F/II)


The House observed a moment of silence in memory of Robert F. "Bob" Rider at the request of Representative D. Short. Representative M. Smith made an announcement and requested that HB 262 be stricken. Representatives Viola, Kowalko & Schooley made announcements. The House observed a moment of silence in memory of James W. "Jimmy" Ford, Chief (Ret.), Wilmington Fire Department, at the request of Representative Brady. Representative Jaques made an announcement.

The Chief Clerk read the following committee report into the record:

GAMING & PARI-MUTUELS: HB 333 - 3F,4M.

Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton requested privilege of the floor for himself, Representative Peterman, Representative Wilson & former Representative Robert Walls to present a House Tribute to Richard Sames in recognition of his 70 Years of Service to the Boy Scouts of America. Representative Peterman made comments. Mr. Speaker Gilligan reassigned HB 371 to the Judiciary Committee. Representative Schwartzkopf deferred to Representative Bennett. Representative Bennett requested and was granted privilege of the floor to read a statement. The Majority Leader moved to recess for caucus and to the call of the Chair at 2:22 p.m. The House reconvened at 4:58 p.m.

SS 1 FOR SB 176 - AN ACT TO AMEND THE CHARTER OF THE MUNICIPAL SERVICE COMMISSION OF THE CITY OF NEW CASTLE RELATING TO REDESIGNATING THE GOVERNING BODY OF THE MUNICIPAL SERVICES COMMISSION OF THE CITY OF NEW CASTLE FROM "BOARD" TO "COMMISSION", CLARIFYING THAT THE COMMISSION CAN OBTAIN PRIVATE PROPERTY WITHIN CITY LIMITS FOR SUPPLYING AND DISTRIBUTING ELECTRICITY, REMOVING THE POSITION OF SUPERINTENDENT AND REPLACING IT WITH ONE OR MORE SUPERVISORS, DELINEATING THE POWER OF THE COMMISSION TO BORROW MONEY THROUGH THE ISSUANCE OF REVENUE BONDS OR OTHER DEBT OBLIGATIONS WITH A RESOLUTION OF CITY COUNCIL AND TO HAVE CONTROL OVER SUCH MONEY, CHANGING THE DATE OF THE REQUIREMENT TO PUBLISH FINANCIAL REPORTS FROM JULY TO DECEMBER AND HANDING OVER POSSESSION OF MONEY TO BE USED FOR THE CITY'S WATER AND LIGHT SYSTEMS FROM THE CITY TREASURER TO THE TREASURER OF THE COMMISSION. (2/3 bill)

The roll call on SS 1 for SB 176 was taken and revealed:

YES: 39.
ABSENT: Representatives Bolden & Peterman - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, SS 1 for SB 176 was returned to the Senate.

Representatives Mitchell, Walker & D.P. Williams requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton brought HB 322, jointly sponsored by Representative Hocker & Representative Lee & Representative D. Short & Representative Wilson & Senator Booth & Representatives Blakey, Briggs King, Hudson, Manolakos, Outten, Peterman, Ramone, Atkins, Keeley & Mitchell & Senators Peterson, Simpson, Bunting & Venable's, before the House for consideration.

HB 322 - AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT OF PROPERTY.

The roll call on HB 322 was taken and revealed:

YES: 39.
ABSENT: Representatives Bolden & Peterman - 2.

Therefore, having received a constitutional majority, HB 322 was sent to the Senate for concurrence. Mr. Speaker Gilligan made an announcement.

Representative Schwartzkopf deferred to Representative Atkins.

Representative Atkins brought SB 171 w/SA 1, jointly sponsored by Senator Bunting, before the House for consideration.
SB 171 - AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKFORD RELATING TO ELECTIONS. (2/3 bill)

Representative Atkins made comments.
The roll call on SB 171 w/SA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Bolden & Peterman - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 171 w/SA 1 was returned to the Senate.

Representative Schwartzkopf deferred to Representative M. Smith.
Representative M. Smith brought HB 145 w/HA 1 & 2 & SA 2, jointly sponsored by Representative Barbieri & Representative Keeley & Representatives J. Johnson, Ramone & Scott & Senators Blevins, Bonini, Ennis, Henry, Sokola & Sorenson, before the House for concurrence on SA 2.

HB 145 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO EXPUNGEMENTS.

Representative M. Smith made comments.
The roll call on HB 145 w/HA 1, HA 2 & SA 2 was taken and revealed:
YES: 38.
ABSENT: Representatives Bolden, Peterman & Viola - 3.
Therefore, having received a constitutional majority, HB 145 w/HA 1, HA 2 & SA 2 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought HB 309, jointly sponsored by Representative Carson & Senator Bushweller & cosponsored by Representatives Brady & Schooley & Senator Sokola, before the House for consideration.

HB 309 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION.

Representative Scott brought HA 1 to HB 309 before the House for consideration. Representative Scott made comments. HA 1 was adopted by voice vote. Representatives Scott & Lavelle made comments.
The roll call on HB 309 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Bolden & Peterman - 2.
Therefore, having received a constitutional majority, HB 309 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 312, jointly sponsored by Senator Cloutier, before the House for consideration.

HB 312 - AN ACT TO AMEND VOLUME 60, CHAPTER 140, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF ARDENTOWN", RELATING TO CORPORATE LIMITS AND TOWN MEETINGS. (2/3 bill)

Representative B. Short made comments.
The roll call on HB 312 was taken and revealed:
YES: 38.
ABSENT: Representatives Bolden, Keeley & Peterman - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 312 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 335, jointly sponsored by Senator Bushweller & Representatives Hudson & Q. Johnson, before the House for consideration.

HB 335 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO PORTABLE ELECTRONIC LIMITED LINES PRODUCER AND ADJUSTER LICENSURE. (3/5 bill)

Representative B. Short made comments. HA 1 was adopted by voice vote. Representatives B. Short & Lavelle made comments.
The roll call on HB 335 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Bolden & Peterman - 2.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 335 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought HB 243, jointly sponsored by Representative Scott & Senator Sokola & Representatives Bolden, Heffernan, Hudson, Jaques, Longhurst, Osinski, Schooley, M. Smith & Walker & Senators Bunting & Ennis, before the House for consideration.

HB 243 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO REPORTING SCHOOL CRIMES.
Representative Briggs King brought **HA 1 to HB 243** before the House for consideration. Representatives Briggs King & Barbieri made comments. **HA 1** was adopted by voice vote. Representative Barbieri made comments **HA 2** to **HB 243** before the House for consideration. Representative Barbieri made comments. **HA 2** was adopted by voice vote. Representatives Barbieri, Lavelle & Manolakos made comments. The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence.

Representatives M. Smith, Mitchell & Barbieri made announcements.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence.

Representatives M. Smith, Mitchell & Barbieri made announcements.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence.

Representatives M. Smith, Mitchell & Barbieri made announcements.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence.

Representatives M. Smith, Mitchell & Barbieri made announcements.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.

The roll call on **HB 243 w/HA 1 & 2** was taken and revealed:

YES: 34.
NO: Representatives Lee, Manolakos & Wilson - 3.
NOT VOTING: Representatives Lavelle & D. Short - 2.

Therefore, having received a constitutional majority, **HB 243 w/HA 1 & 2** was sent to the Senate for concurrence. Representatives Barbieri, Lavelle & Manolakos made comments.
Act to Amend Chapter 38, Title 12 of the Delaware Code Relating to the Creation, Regulation, Operation and Dissolution of Domestic Statutory Trusts.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed **HB 111** and is returning the same to the House. The Senate wishes to inform the House that it has passed **HB 109 w/HA 2 & SA 1** and is returning the same to the House.

June 6, 2012

The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901

Dear Speaker Gilligan:

Please be advised that I will be absent for Legislative Session, today Wednesday June 6, 2012 due to personal family business.

Thank you for your understanding.

Sincerely,

Gregory F. Lavelle
State Representative
11th District

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Senator George Bunting, do hereby request that my name be removed as Prime Sponsor of **HB 361**.

Date: 6/6/12

Signed: George H. Bunting

Mr. Speaker Gilligan introduced guests.

**HOUSE TRIBUTE ANNOUNCEMENT #75**

DATE: June 6, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tbody>
<tr>
<td>H146-1530</td>
<td>Barbieri</td>
<td>4/27/2012</td>
<td>T</td>
<td>Betty Gooden - 80th Birthday</td>
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<tr>
<td>H146-1531</td>
<td>Carson</td>
<td>4/26/2012</td>
<td>T</td>
<td>Tyler Carney - All-American High School National Wrestling Tournament</td>
</tr>
<tr>
<td>H146-1532</td>
<td>Carson</td>
<td>4/26/2012</td>
<td>T</td>
<td>Brent Fleetwood - All-American High School National Wrestling Tournament</td>
</tr>
<tr>
<td>H146-1533</td>
<td>Hudson; Brady</td>
<td>4/28/2012</td>
<td>T</td>
<td>Priscilla Rakestraw - Republican National Committee Woman - 37 Years</td>
</tr>
<tr>
<td>H146-1534</td>
<td>Peterman</td>
<td>4/29/2012</td>
<td>M</td>
<td>Raymond Thomas Stoops</td>
</tr>
<tr>
<td>H146-1535</td>
<td>D.E. Williams</td>
<td>4/30/2012</td>
<td>T</td>
<td>Darley House - Grand Opening</td>
</tr>
<tr>
<td>H146-1536</td>
<td>Peterman</td>
<td>4/28/2012</td>
<td>M</td>
<td>Alexander Aubrey</td>
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<tr>
<td>H146-1537</td>
<td>Brady</td>
<td>4/28/2012</td>
<td>T</td>
<td>Sadie Brunson - 65th Birthday</td>
</tr>
<tr>
<td>H146-1538</td>
<td>Bolden</td>
<td>5/1/2012</td>
<td>M</td>
<td>Annie Darby</td>
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<tr>
<td>H146-1539</td>
<td>Briggs King</td>
<td>5/2/2012</td>
<td>M</td>
<td>Forney Jacob Ricker</td>
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<tr>
<td>H146-1540</td>
<td>Schwartzkopf</td>
<td>5/3/2012</td>
<td>T</td>
<td>Cpl. LeRoy LeKites - DSP - Public Service</td>
</tr>
<tr>
<td>H146-1541</td>
<td>Gilligan</td>
<td>5/5/2012</td>
<td>T</td>
<td>Kristina Kreutzer - Vol. of the Year - Mill Creek Fire Co.</td>
</tr>
<tr>
<td>H146-1542</td>
<td>Lee</td>
<td>5/2/2012</td>
<td>M</td>
<td>Juanita Bounds Cathell</td>
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</table>

**DATE: June 6, 2012**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
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<tr>
<td>H146-1544</td>
<td>Manolakos; Hudson</td>
<td>5/12/2012</td>
<td>T</td>
<td>Paul Paret - Retirement - A. I. DuPont High School</td>
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<tr>
<td>H146-1545</td>
<td>Outten</td>
<td>5/2/2012</td>
<td>M</td>
<td>Albert Silbereisen Sr.</td>
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</tbody>
</table>
HB 357
Mulrooney.
marked present by the Chief Clerk
p.m.
delayed to Representative Briggs King. Representative Briggs King
requested to Representative Mitchell. Representative Mitchell
introduced guests. Representative Schwartzkopf
CHANGE COALITION'S ANNUAL CONFERENCE.
consideration.
Representatives Brady, Briggs King, Mitchell, Osienski & Walker & Senator Bunting, before the House for
introduced guests.

T- Tribute
M - Memoriam
Representative Heffernan requested and was granted personal privilege of the floor to introduce
guests. Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short
introduced guests.
Representative Schwartzkopf deferred to Representative Longhurst.
Representative B. Short requested that he be marked present.
Representative Longhurst brought HCR 44, jointly sponsored by Senator Hall-Long &
Representatives Brady, Briggs King, Mitchell, Osienski & Walker & Senator Bunting, before the House for
consideration.
HCR 44 - RECOGNIZING JULY 18, 2012, AS THE INAUGURAL DELAWARE CULTURE
CHANGE COALITION'S ANNUAL CONFERENCE.
Representative Longhurst made comments.
HCR 44 was adopted by voice vote and was sent to the Senate for concurrence.
Representative Keeley requested that she be marked present. Representative Schwartzkopf deferred
to Representative Mitchell. Representative Mitchell introduced guests. Representative Schwartzkopf
deferred to Representative Briggs King. Representative Briggs King requested that HB 316 be stricken.
The Majority Leader moved to recess for committee meetings and to the call of the Chair at 2:20
p.m.
Pursuant to a procedure authorized by Speaker Robert F. Gilligan, the following Member was
marked present by the Chief Clerk after the House recessed at 2:20 p.m. on June 6, 2012: Representative
Mulrooney.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 7, 2012.
The Chief Clerk read the following committee reports into the record:
VETERANS AFFAIRS: HB 370 - 1F,12M; HJR 16 - 13M.
POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: SB 189 - 5M; HB 361 - 4M;
HB 357 - 2F,3M; HB 356 - 5M.
MANUFACTURED HOUSING: SB 205 w/SA 1, SA 2 - 4F.
PUBLIC SAFETY & HOMELAND SECURITY: HB 352 - 7M; HB 366 - 4F,2M.
EDUCATION: HB 198 - 8M; SB 206 w/SA 2 - 8M; HB 365 - 11M.
HOUSE ADMINISTRATION: HB 351 - 3F; HB 348 - 1F,2M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE/COMMERCE: HB 363 - 10M; HB 345
- 10F; HB 346 - 10M.
REVENUE & FINANCE: HB 350 - 5F,5M; HB 341 - 3F,7M; HB 369 -1F,4M,2U.
HEALTH & HUMAN DEVELOPMENT: HB 349 - 7M.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 211 w/SA 2 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed HB 300 w/HA 2, HA 1 to HA 2 & HA 3, HB 310 w/HA 1 & HB 319 w/HA 1 and is returning the same to the House.

Representatives M. Smith & Manolakos requested that they be marked present for the current Legislative Day.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

36th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 7, 2012

The Chief Clerk called the roll:
Members Present: 40.
Members Absent: Representative D.P. Williams - 1.

A prayer was offered by Representative Michael Ramone, Twenty-first Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:

**HB 376** - J. JOHNSON & SENATOR BLEVINS; REPRESENTATIVES GILLIGAN, ATKINS, LEE, WILSON; SENATORS BUSHWELLER, ENNIS - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Titles 18 & 29 of the Delaware Code Relating to Insurance Fees and Taxes and to Establish a Medical Insurance Component for Retired Delaware County and Municipal Police and Firefighters Pension Plan. (3/5 bill)

**HB 377** - SCHWARTZKOPF & REPRESENTATIVE HOCKER & SENATOR BUNTING - HOUSE ADMINISTRATION - An Act to Amend the Laws of Delaware Relating to the Charter of the Town of Dewey Beach. (2/3 bill)

**SB 211 w/SA 2** - BLEVINS & REPRESENTATIVE M. SMITH & REPRESENTATIVE JAQUES; SENATOR PETERSON - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Cruelty to Animals.

**HA 1 to SB 213** - KOWALKO - Placed with the Bill.
Representative Schwartzkopf welcomed Lieutenant Governor Matt Denn to the House Chamber.
Mr. Speaker Gilligan invited Lieutenant Governor Denn to join him on the podium. Representative Schwartzkopf welcomed participants in the Law Enforcement Torch Run for the Special Olympics of Delaware. Representative Schwartzkopf made comments and introduced John Miller, Chairman, who addressed the House and introduced Police Chiefs representing various Delaware law enforcement agencies. Torch Runners announced their names and agencies for the record. Representative Lavelle made comments.

Representative Atkins requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins requested and was granted privilege of the floor to introduce a guest and to make comments. Representative D.E. Williams requested and was granted personal privilege of the floor to introduce guests. Representative Mitchell, Osienski, Outten, Schooley, Schwartzkopf, Walker & Willis & Senators Ennis, Hall-Long, Sokola & Sorenson, before the House for consideration.

**HCR 48** - RECOGNIZING JUNE 7, 2012 AS "NON-PROFIT AWARENESS DAY".
Representative Longhurst introduced guests and made comments.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:57 p.m.
The House reconvened at 5:10 p.m.
Representative Schwartzkopf deferred to Representative Jaques.

HB 380 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS.

Mr. Speaker Gilligan assigned HB 380 to the Education Committee.

Mr. Speaker Gilligan introduced Dr. Jack P. Varsalona, President, Wilmington University.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst moved to suspend the rules which interfere with action on HB 369. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Longhurst brought HB 369, jointly sponsored by Representative Viola & Senator Ennis & Representative Brady & Senator Connor, before the House for consideration.

HB 369 - AN ACT TO AMEND CHAPTER 29, TITLE 30 OF THE DELAWARE CODE PERTAINING TO WHOLESALERS GROSS RECEIPTS TAXES. (F/N)

Representative Longhurst made comments.

The roll call on HB 369 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority, HB 369 was sent to the Senate for concurrence.

Representative Schwartzkopf made an announcement.

Representative Schwartzkopf deferred to Representative Q. Johnson.


HB 365 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION AND EXCEPTIONAL CHILDREN. (F/N)

Representative Q. Johnson & Briggs King made comments.

The roll call on HB 365 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority, HB 365 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Carson.

Representative Carson made comments.

The roll call on HB 365 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 365 was sent to the Senate for concurrence.

Representative Carson brought HB 318, jointly sponsored by Senator Ennis, before the House for consideration.

HB 318 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF DELAWARE PUBLIC SCHOOL STUDENTS. (2/3 bill)

Representative Carson made comments.

The roll call on HB 318 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 318 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Schooley.


SB 193 - AN ACT TO AMEND TITLES 14 AND 29 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF DELAWARE PUBLIC SCHOOL STUDENTS.

Representative Schooley made comments.

The roll call on SB 193 was taken and revealed:

YES: 39.

ABSENT: Representatives Manolakos & D.P. Williams - 2.

Therefore, having received a constitutional majority, SB 193 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Briggs King.

Representative Briggs King brought HB 323, jointly sponsored by Senator Simpson & Representative Kenton, before the House for consideration.

HB 323 - AN ACT TO AMEND VOLUME 57, CHAPTER 170 OF THE LAWS OF DELAWARE, AS AMENDED, THE CHARTER OF THE CITY OF LEWES, TO MAKE VOTER QUALIFICATIONS CONSISTENT WITH THE NEW SENATORIAL DISTRICT CREATED IN RESPONSE TO THE 2010 CENSUS, AND FURTHER TO AMEND THE PROCESS BY WHICH THE CITY AWARDS CERTAIN CONTRACTS FOR THE PURCHASE OF MATERIALS OR FOR THE FURNISHING OF SERVICES AUTHORIZED OR PERMITTED BY THE CHARTER FOR THE CITY OF LEWES. (2/3 bill)
Representative Briggs King made comments.
The roll call on HB 323 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & D.P. Williams - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 323 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Keeley.
Representative Keeley introduced HB 378, jointly sponsored by Representative Mitchell & Senator Blevins & cosponsored by Representative Wilson.

HB 378 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING A VEHICLE WHILE UNDER THE INFLUENCE.
Mr. Speaker Gilligan assigned HB 378 to the Public Safety & Homeland Security Committee.
Representative Keeley made comments. Representative Briggs King made comments and requested that HB 316 be stricken.

Representative Schwartzkopf brought HB 341, jointly sponsored by Senator Bunting & Representatives Brady, Hefferman, Osienski & B. Short & Senators Ennis, Hall-Long & Sokola, before the House for consideration.

HB 341 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE USE TAX ON LEASES OF TANGIBLE PERSONAL PROPERTY. (F/N)
Representative Schwartzkopf introduced and brought HA 1 to HB 341 before the House for consideration. Representative Schwartzkopf made comments. Representative Schwartzkopf & Lavelle made comments.

The roll call on HB 341 w/HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & D.P. Williams - 2.
Therefore, having received a constitutional majority, HB 341 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Jaques.


HB 370 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE DELAWARE NATIONAL GUARD AND RESERVE EMERGENCY ASSISTANCE FUND.
Representative Jaques made comments.
The roll call on HB 370 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Manolakos & D.P. Williams - 3.
Therefore, having received a constitutional majority, HB 370 was sent to the Senate for concurrence.
Representative Jaques made comments regarding HB 370.
Representative Schwartzkopf deferred to Representative Brady.
Representative Brady brought HJR 16, jointly sponsored by Senator McDowell & Representatives Barbieri, J. Johnson, Kenton, Peterman, D. Short, Walker, Willis & Wilson & Senators Bunting, Sorenson & Venables & cosponsored by Representative Jaques, before the House for consideration.

HJR 16 - SUPPORTING THE CREATION OF A NATIONAL POW/MIA TRAILWAY SYSTEM AND RECOMMENDING THAT THE SEGMENT OF THE ABANDONED PENNSYLVANIA RAILROAD RUNNING FROM SOUTH MARKET STREET IN WILMINGTON TO BATTERY PARK IN NEW CASTLE BE DESIGNATED AS THE FIRST SEGMENT THEREOF.
Representative Brady made comments.
The roll call on HJR 16 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & D.P. Williams - 2.
Therefore, having received a constitutional majority, HJR 16 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought SB 199 w/SA 1, jointly sponsored by Senator Peterson & Senator Bunting & Representatives Bennett, Keeley, Hudson, Outten & D. Short, before the House for consideration.

SB 199 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TAXICAB AND LIMOUSINE DRIVERS.
Representatives Mitchell & Lavelle made comments.
The roll call on SB 199 w/SA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & D.P. Williams - 2.
Therefore, having received a constitutional majority, SB 199 w/SA 1 was returned to the Senate. Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought SB 162, jointly sponsored by Senator Blevins & Senator Henry & Representative Schwartzkopf & Representative Barbieri & Senators Ennis, Hall-Long, Sokola & Sorenson & Representatives Bolden, Keeley, Mitchell, Osienksi, Schooley, B. Short, & M. Smith, before the House for consideration.

SB 162 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO SEXUALLY TRANSMITTED DISEASES, INFORMED CONSENT, AND CONFIDENTIALITY.
Representative Barbieri made comments.
The roll call on SB 162 was taken and revealed:
YES: 36.
NOT VOTING: Representatives Lavelle & Peterman - 2.
ABSENT: Representatives Manolakos, Scott & D.P. Williams - 3.
Therefore, having received a constitutional majority, SB 162 was returned to the Senate.
Representative Viola introduced a guest. Representative Barbieri made comments regarding SB 162.
The Majority Leader moved to recess to the call of the Chair at 5:56 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 12, 2012.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 214 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 289 w/HA 1 & 2, HB 343 & HCR 48 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 227 and requests the concurrence of the House and the Senate has passed HB 257 w/HA 1 and is returning the same to the House. The Senate wished to inform the House that it has passed SB 233, HB 222 w/SA 1 & SB 22 w/SA 1 & 3 and requests the concurrence of the House.

June 7, 2012

LEGISLATIVE ADVISORY # 28
Governor Jack A. Markell signed the following legislation on the date indicated: 6/5/2012 – HB 230 aab HA 1 & SA 1, HB 267, HB 259 aab HA 1, HJR 13 aab HA 1 aab HA 1 to HA 1, SB 180 aab SA 1; 6/1/2012 – HB 277 aab SA 2; 5/28/2012 – HB 238 aab HA 1.
Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell made an announcement.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

37th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 12, 2012

The Chief Clerk called the roll:
Members Present: 41.
A prayer was offered by Representative Harold J. Peterman, Thirty-third Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:


HB 384 - Q. JOHNSON & SENATOR HALL-LONG; REPRESENTATIVES HUDSON, JAQUES, KEELEY, LONGHURST, MIRO, MITCHELL, OSIENSKI, M. SMITH, WALKER; SENATORS ENNIS, SOKOLA - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Universal Hearing Screening, Tracking, and Intervention.

HB 385 - MITCHELL & SENATOR ENNIS; REPRESENTATIVES BENNETT, CARSON, HOCKER, HUDSON, Q. JOHNSON, KEELEY, KENTON, LEE, MIRO, WALKER, WILSON; SENATORS BUSHEWELLER, HENRY - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Chapter 85, Title 11, of the Delaware Code Relating to Missing Persons.

HA 1 to HB 242 - D. SHORT - Placed with the Bill.
HA 1 to HB 333 - BRADY & REPRESENTATIVE LEE; REPRESENTATIVES Q. JOHNSON, D. SHORT - Placed with the Bill.
HA 2 to HB 333 - VIOLA - Placed with the Bill.
HA 3 to HB 333 - BARBIERI - Placed with the Bill.
HA 1 to HB 349 - WALKER - Placed with the Bill.
HA 1 to HB 351 - SCHOOLEY - Placed with the Bill.
HA 1 to HB 366 - MITCHELL - Placed with the Bill.

SB 22 w/SA 1 & 3 - SORENSON & REPRESENTATIVE Q. JOHNSON & SENATOR CLOUTIER; SENATORS BLEVINS, BUNTING, CONNOR, ENNIS, HALL-LONG, HENRY, PETERSON, SOKOLA, VENABLES, KATZ, MCDOWELL; REPRESENTATIVES BARBIERI, BENNETT, CARSON, GEORGE, HEFFERNAN, JAQUES, J. JOHNSON, KEELEY, KOWALKO, MITCHELL, OSIENSKI, RAMONE, SCHOOLEY, VIOLA, WALKER - ECONOMIC DEVELOPMENT/BANKING/ INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Autism Spectrum Disorders Coverage. (F/N)

SB 214 w/SA 1 - BUNTING & REPRESENTATIVE RAMONE; SENATORS SOKOLA, SORENSON, BLEVINS, PETERSON, HENRY, HALL-LONG; REPRESENTATIVES WILLIS, BOLDEN, JAQUES, KOWALKO, OSIENSKI, HOCKER, WILSON, D. SHORT, KENTON, MIRO, M. SMITH, KEELEY, WALKER, BRADY - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Physical Activity for Students in Delaware Public Elementary Schools.


SB 227 - MCDOWELL & SENATOR SORENSON & REPRESENTATIVE BARBIERI & REPRESENTATIVE HUDSON & REPRESENTATIVE BRADY; SENATORS BLEVINS, BUSHWELLER, CLOUTIER, CONNOR, KATZ, LAWSON, MCBRIDE; REPRESENTATIVES BRIGGS KING, HEFFERNAN, HOCKER, KEELEY, KENTON, MANOLAKOS, MIRO, MULROONEY, RAMONE, SCHOOLEY, SCHWARTZKOPF, B. SHORT, D. SHORT, D.P. WILLIAMS, WILLIS - HEALTH & HUMAN DEVELOPMENT - An Act to Amend the Delaware Code by Creating a New Chapter 65 of Title 30 of the Delaware Code to Impose Quality Assessment Fees on Nursing Facilities and by Creating a New Chapter 105 of Title 16 Establishing the Nursing Facility Quality Assessment Fund. (3/5 bill) (F/I)


HA 1 to SB 129 - WILSON - Placed with the Bill.

Representative Longhurst made comments and invited Maria Cahill, Miss Delaware 2011, to the podium. Miss Cahill addressed the House and presented her official portrait. Miss Delaware 2012 contestants announced their names, schools, and platforms for the record. Representative Longhurst made comments. Representative Atkins requested and was granted personal privilege of the floor to introduce guests and to make comments. Mr. Speaker Gilligan introduced Boys’ State participants Darnell Jones and Danny Coburn who accompanied him on the podium. Representatives Heffernan, Manolakos, Hocker & Wilson requested that they be marked present.

Representative Jaques introduced HJR 17, jointly sponsored by Senator Henry & cosponsored by Representatives Bolden, Heffernan & Schwartzkopf.

HJR 17 - ESTABLISHING A STUDY GROUP TO ASSESS DELAWARE'S CIVIL MENTAL HEALTH LAWS.

Mr. Speaker Gilligan assigned HJR 17 to the Health & Human Development Committee.

Representative Barbieri made an announcement.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst introduced and brought HCR 46, jointly sponsored by Senator Hall-Long, before the House for consideration.

HCR 46 - RECOGNIZING JUNE 15, 2012 AS "DELAWARE ELDER ABUSE AWARENESS DAY."

Representative Longhurst made comments.

HCR 46 was adopted by voice vote and was sent to the Senate for concurrence.

Representative D.P. Williams made an announcement. Representative Brady requested and was granted personal privilege of the floor to introduce a guest. Representative Kenton requested and was
granted personal privilege of the floor to introduce guests. Representative Briggs King requested and was granted personal privilege of the floor to introduce guests. Representative Longhurst requested and was granted personal privilege of the floor to make comments and an announcement. Representative Scott made comments.

The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SCR 42 and requests the concurrence of the House.

Representative Schwartzkopf deferred to Representative Kenton.
Representative Kenton introduced and brought SCR 42, jointly sponsored by Senator Sorenson & Senator DeLuca on behalf of All Senators & Representative Schwartzkopf on behalf of All Representatives, before the House for consideration.

SCR 42 - COMMENDING THE CLASS OF 2011-2012 EAGLE SCOUTS FOR HAVING ATTAINED THE HIGHEST RANK ONE CAN EARN IN THE BOY SCOUTS OF AMERICA. Representative Kenton made comments. The Eagle Scouts announced their names and described their Eagle Scout projects for the record.

SCR 42 was adopted by voice vote and was returned to the Senate.
Representative Schwartzkopf deferred to Representative B. Short. Representative B. Short made an announcement.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:42 p.m.

The House reconvened at 4:40 p.m.

The Chief Clerk read the following committee report into the record:

HOUSE ADMINISTRATION:

HB 164 - 1F,2M; HB 360 - 4M; HB 377 - 4M.

The Reading Clerk read the following communications into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST

I, Representative Rebecca Walker, do hereby request that my name be removed as a co-sponsor of HB 360.

Date: 6/12/12
Signed: Rebecca Walker

The Senate wishes to inform the House that it has passed HB 192 w/SA 1 and is returning the same to the House and the Senate has passed SB 215 & SB 221 and requests the concurrence of the House.
Representatives Schooley, Viola, Mulrooney & Keeley requested that they be marked present.
Representative Briggs King requested and was granted personal privilege of the floor to make comments. The House observed a moment of silence in memory of Dr. James Beebe, Jr. at the request of Representative Briggs King.

Representative Schwartzkopf deferred to Representative Mitchell.

HB 366 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE CHIEF DUE PROCESS.

Representative Mitchell brought HA 1 to HB 366 before the House for consideration.
Representative Mitchell moved to place HA 1 on the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Mitchell moved to place HB 366 on the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought HB 204, jointly sponsored by Senator Venables & Representatives Hocker & Keeley & Senator Ennis, before the House for consideration.

HB 204 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE AUDITOR OF ACCOUNTS.

Representative Scott made comments.
The roll call on HB 204 was taken and revealed:
YES: 38.
NOT VOTING: Representative Lavelle - 1.
ABSENT: Representatives Bolden & Ramone - 2.
Therefore, having received a constitutional majority, HB 204 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell moved to lift HB 366 from the Speaker's Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.

HB 366 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE CHIEF DUE PROCESS.

Representative Mitchell moved to lift HB 366 from the Speaker’s Table. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Mitchell moved to lift HA 1 to
HB 366 from the Speaker’s Table. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Walker introduced and brought HA 1 to HA 1 to HB 366 before the House for consideration. Representative Walker made comments. HA 1 to HA 1 was adopted by voice vote. Representative Mitchell made comments. HA 1 was adopted by voice vote. Representative Mitchell made comments.

The roll call on HB 366 w/HA 1 & HA 1 to HA 1 was taken and revealed:
YES: 39.
ABSENT: Representatives Manolakos & Ramone - 2.
Therefore, having received a constitutional majority, HB 366 w/HA 1 & HA 1 to HA 1 was sent to the Senate for concurrence.
Representative Longhurst deferred to Representative Schooley.
Representative Schooley brought HB 351, jointly sponsored by Representative Kowalko & Representative Miro & Senator Hall-Long & Senator Sorenson, before the House for consideration.
HB 351 - AN ACT TO AMEND THE CHARTER OF THE CITY OF NEWARK RELATING TO THE ALDERMAN. (2/3 bill)
Representative Schooley brought HA 1 to HB 351 before the House for consideration. Representative Schooley made comments.
HA 1 to HA 1 was adopted by voice vote.
Representative Mitchell made comments.
HA 1 was adopted by voice vote. Representative Mitchell made comments.

The roll call on HB 351 w/HA 1 was taken and revealed:
YES: 41.
ABSENT: Representatives Manolakos & Ramone - 2.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 351 w/HA 1 was sent to the Senate for concurrence.
Representative Longhurst deferred to Representative Willis.
Representative Willis brought HB 352, jointly sponsored by Senator Ennis & Representatives Kenton, D. Short, Q. Johnson & B. Short, before the House for consideration.
HB 352 - AN ACT TO AMEND TITLE 21 AND TITLE 30 OF THE DELAWARE CODE RELATING TO RECREATIONAL VEHICLES.
Representative Willis introduced and brought HA 1 to HB 352 before the House for consideration. Representative Willis made comments.
HA 1 was adopted by voice vote. Representative Willis made comments.

The roll call on HB 352 w/HA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Ramone - 1.
Therefore, having received a constitutional majority, HB 352 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Viola.
Representative Viola brought HB 333, jointly sponsored by Senator Bushweller & Representatives Barbieri, Carson, J. Johnson, Kowalko, Mulrooney, Scott & D. Short & Senator DeLuca, before the House for consideration.
HB 333 - AN ACT TO AMEND TITLES 4 AND 29 OF THE DELAWARE CODE RELATING TO THE STATE LOTTERY. (3/5 bill)
Representative Brady brought HA 1 to HB 333, jointly sponsored by Representative Lee & Representatives Q. Johnson & D. Short, before the House for consideration. Representatives Brady, Hudson, Viola & Scott made comments. HA 1 was defeated by voice vote. Representative Viola brought HA 2 to HB 333 before the House for consideration. Representative Viola introduced and brought HA 1 to HA 2 to HB 333 before the House for consideration. Representatives Viola, Blakey & Lavelle made comments. Representative Viola requested and was granted privilege of the floor for William G. Bush IV, Majority House Attorney. Representative Lavelle made comments. Representatives Viola, Blakey & Kowalko made comments. HA 1 to HA 2 was adopted by voice vote. Representatives Viola, Blakey & Kowalko made comments. HA 2 was adopted by voice vote. Representative Barbieri brought HA 3 to HB 333 before the House for consideration. Representatives Barbieri, Viola & Hudson made comments. Mr. Speaker Gilligan granted privilege of the floor for Thomas J. Cook, Secretary of Finance. Representatives Hudson & Schwartzkopf made comments. HA 3 was defeated by voice vote. Representatives Viola & Hudson made comments. Representative Viola requested and was granted privilege of the floor for Michael Barlow, Chief Counsel, Office of the Governor. Representatives Hudson, Ramone, Viola & Blakey made comments. Representative Blakey requested and was granted privilege of the floor for Edward Sutor, Chairman, Video Lottery Council. Representatives Blakey & Willis made comments. Representatives Kenton, Wilson & Outten announced that they will not be voting on HB 333 w/HA 2 & HA 1 to HA 2 because of possible conflicts of interest. Representative Lavelle made comments.

The roll call on HB 333 w/HA 2 & HA 1 to HA 2 was taken and revealed:
YES: 29.
NO: Representatives Atkins, Briggs King, Hocker, Hudson, Keeley, Lavelle, Schwartzkopf & B. Short - 8.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 333 w/HA 2 & HA 1 to HA 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Mitchell.

HB 387 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SPECIAL FUNDS.

HS 1 for HB 371 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO INVESTIGATING THE ABUSE OF CHILDREN.
Mr. Speaker Gilligan assigned HS 1 for HB 371 to the Judiciary Committee. Representative M. Smith made an announcement and requested that HB 262 be stricken.

Rep Bolden introduced HS 1 for HB 379.

HS 1 for HB 379 - AN ACT TO AMEND TITLES 29 AND 31 OF THE DELAWARE CODE DESIGNATING SERVICES FOR RUNAWAY AND HOMELESS YOUTH.
Mr. Speaker Gilligan assigned HS 1 for HB 379 to the Health & Human Development Committee. Representative Barbieri & Mr. Speaker Gilligan made announcements. The Majority Leader moved to recess to the call of the Chair at 5:55 p.m.

Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 13, 2012.

The Reading Clerk read the following corrected communications into the record:
The Senate wishes to inform the House that it has passed SB 192 w/SA 1, SB 215 & SB 221 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 226 w/SA 1, SB 232 & SB 236 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 229 w/SA1 and requests the concurrence of the House.

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Catherine L. Cloutier, do hereby request that my name be removed as co-sponsor of HB 199.
Date: 6/12/12
Signed: Catherine L. Cloutier

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Catherine L. Cloutier, do hereby request that my name be removed as co-sponsor of HB 200.
Date: 6/12/12
Signed: Catherine L. Cloutier

Representative Barbieri introduced HJR 18, jointly sponsored by Senator Henry.

HJR 18 - DIRECTING THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES TO SUBMIT AN ANALYSIS AND RECOMMENDATIONS FOR CREATING A DEVELOPMENTALLY APPROPRIATE FOSTER CARE PROGRAM FOR YOUTH/YOUNG ADULTS UP TO AGE 21.
Mr. Speaker Gilligan assigned HJR 18 to the Health & Human Development Committee. Representative Barbieri made an announcement. Representative Barbieri introduced HB 390, jointly sponsored by Senator Henry.

HB 390 - AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ESTATES AND FIDUCIARY RELATIONS.
Mr. Speaker Gilligan assigned HB 390 to the Health & Human Development Committee. Representative Barbieri made an announcement. Representative Scott introduced HB 391, jointly sponsored by Senator Henry & Representatives J. Johnson, Viola & Willis.

HB 391 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO THE OCCUPANT PROTECTION SYSTEM SAFETY ACT.
Mr. Speaker Gilligan assigned HB 391 to the Public Safety & Homeland Security Committee. Representative Mitchell made an announcement. Representative Bolden introduced HB 389, jointly sponsored by Senator Ennis.

HB 389 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO RUNAWAY AND HOMELESS YOUTH.
Mr. Speaker Gilligan assigned HB 389 to the Health & Human Development Committee. Representative Bolden requested that HS 1 for HB 379 be stricken. Representative Barbieri made an announcement. Representative Kowalko requested that HB 358 be stricken. Representative Lavelle made comments.
The Majority Leader moved to adjourn at 2:09 p.m., thereby ending the current legislative day. The House reconvened at 2:10 p.m.

38th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 13, 2012

The Chief Clerk called the roll:
Members Present: 39.
Members Absent: Representatives Heffernan & Longhurst - 2.
A prayer was offered by Representative William J. Carson, Twenty-eighth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiling legislation was introduced:

**HB 388** - KOWALKO & SENATOR BUSHWELLER; REPRESENTATIVES OSIENSKI, D. SHORT - POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY - An Act to Amend Title 24 of the Delaware Code Relating to Dentistry and Dental Hygiene.

**HB 400** - GILLIGAN & SENATOR CLOUTIER & SENATOR HALL-LONG; REPRESENTATIVES SCHWARTZKOPF, LONGHURST, BARBIERI, IAQUES, M. SMITH, MIRO, SCHOOLEY, BENNETT, D.P. WILLIAMS, MITCHELL, HEFFERMAN, SCOTT; SENATORS SOKOLA, PETERSON - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Tanning Facilities.

**HA 1 to HB 356** - KOWALKO - Placed with the Bill.

**SB 192 w/SA 1** - MARSHALL & REPRESENTATIVE MITCHELL; REPRESENTATIVES M. SMITH, WILSON - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 11 of the Delaware Code Relating to the County and Municipal Police/Firefighter Pension Plan.


**SB 221** - BLEVINS & REPRESENTATIVE M. SMITH - JUDICIARY - An Act Proposing an Amendment to Article IV, Section 11 of the Delaware Constitution of 1897, as Amended Relating to Certification of Questions of Law to the Supreme Court. (2/3 bill)

**SB 226 w/SA 1** - BLEVINS & SENATOR SORENSON & REPRESENTATIVE M. SMITH & REPRESENTATIVE LAVELLE; SENATORS BUSHWELLER, SOKOLA; REPRESENTATIVES BARBIERI, CARSON, HEFFERMAN, HUDSON, KEELEY, MIRO, B. SHORT, D. SHORT, WILLIS - JUDICIARY - An Act to Amend Title 11 Relating to Pre-Trial Release on Bail or Recognizance, Criminal Sentencing, Sentence Calculation, Rehabilitation, Probation Supervision and Data Collection.


**SB 232** - BLEVINS & REPRESENTATIVE M. SMITH; SENATORS BUNTING, SOKOLA; REPRESENTATIVES BARBIERI, CARSON, HUDSON, KEELEY, MIRO, MITCHELL, RAMONE, VIOLA, WALKER - JUDICIARY - An Act to Amend Title 10 of the Delaware Code Relating to the Assignment of Retired Commissioners:

**SB 236** - PETERSON; REPRESENTATIVES KEELEY, BENNETT, KENTON - AGRICULTURE - An Act to Amend Title 3 of the Delaware Code Relating to Rabies Vaccination.

Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri requested and was granted personal privilege of the floor to introduce a guest.

The Reading Clerk read the following communications into the record:

June 13, 2012
Dear Speaker Gilligan:
I regret to inform you that due to personal business I will not be present today, June 13th, 2012. Thank you for your understanding.
Sincerely,
Valerie J. Longhurst
House Majority Whip
Representative, 15th District

**HOUSE TRIBUTE ANNOUNCEMENT #77**

**DATE:** June 13, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1564</td>
<td>Outten</td>
<td>5/22/2012</td>
<td>T</td>
<td>Herbert Mears - Retirement - Lake Forest School District</td>
</tr>
<tr>
<td>H146-1565</td>
<td>Outten</td>
<td>5/22/2012</td>
<td>T</td>
<td>Frank Miller - Retirement - Lake Forest School District</td>
</tr>
</tbody>
</table>
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

**Number**  **Sponsor**  **Date**  **Type**  **Description**
H146-1584  Osinski; Q. Johnson  6/7/2012  T  Kiona Drayton - Graduation - Sterck School
H146-1585  Osinski; Q. Johnson  6/7/2012  T  Robert LaCourt - Graduation - Sterck School
H146-1586  Osinski; Q. Johnson  6/7/2012  T  Unique Ross - Graduation - Sterck School
H146-1587  Osinski; Q. Johnson  6/7/2012  T  Rianna White - Graduation - Sterck School
H146-1588  Osinski; Q. Johnson  6/7/2012  T  Christopher Wright-Queen - Graduation - Sterck School
H146-1589  Osinski; Q. Johnson  6/7/2012  T  Johnny Wu - Graduation - Sterck School
H146-1590  Osinski; Q. Johnson  6/7/2012  T  Brandon Casson - Graduation - Sterck School
H146-1591  Osinski; Q. Johnson  6/7/2012  T  Alexandra Domzalski - Graduation - Sterck School
H146-1592  Brady  5/14/2012  M  Carol Hane Schofield
H146-1593  Bolden  5/14/2012  T  United Baptist Convention of DE, Inc. - 80 Years
H146-1594  Bennett  5/27/2012  T  Pastor Art Kringel - Retirement
H146-1595  Schooley  5/22/2012  T  Jeffrey Raffel, PhD - Retirement - UD
H146-1596  Q. Johnson  5/24/2012  T  MOT Charter School - 10 Years
H146-1597  Briggs King  5/15/2012  M  Grace E. Tonge
H146-1598  Wilson  5/15/2012  M  Ryan Andrew Russell
H146-1599  Blakey  6/4/2012  T  Carrie Abrams - 90th Birthday
H146-1600  Kenton  5/17/2012  M  Sarah Delores White
cosponsor: Rep. Wilson
H146-1601  Atkins  6/2/2012  T  Parker Thoroughgood - Eagle Scout
H146-1602  Kowalko  6/7/2012  T  Luke Szrama - Christ the Teacher Catholic School - Blue Ribbon Excellence & Leadership Award
H146-1603  D.E. Williams; Hudson  5/21/2012  M  Frank W. Diver, Jr.
cosponsor: Rep. Wilson
H146-1604  Kowalko; Walker  5/20/2012  T  William Craven, Jr. - Retirement - Fort Delaware Society Board of Directors
H146-1605  Scott  5/19/2012  T  Miss Mable Morrison - Honorary Doctorate - DSU
H146-1606  Schwartzkopf  5/16/2012  M  Joan Bennett Tease
Mr. Speaker Gilligan called the House to order at 2:02 p.m. on June 14, 2012.

Representatives Heffernan & Longhurst requested that they be marked present for the current Legislative Day.

The Majority Leader moved the adjourn at 2:06 p.m., thereby ending the current legislative day. The House reconvened at 2:07 p.m.

39th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 14, 2012

The Chief Clerk called the roll:
Members Present: 38.
Members Absent: Representatives Kleeley, Schooley & Viola - 3.

A prayer was offered by Representative Earl G. Jaques, Jr., Twenty-seventh Representative District. Representative Jaques read a commentary regarding the Pledge of Allegiance in recognition of Flag Day.

Mr. Speaker Gilligan invited the Boys’ State participants to lead those present in the pledge of allegiance to the American flag.

The minutes of the previous legislative day were approved as posted.

The following prefilled legislation was introduced:
HA 1 to HB 327 - KOWALKO - Placed with the Bill.
SB 212 w/SA 1 - DELUCA & REPRESENTATIVE ATKINS; SENATORS BUNTING, ENNIS, HENRY, SORENSON, VENABLES; REPRESENTATIVES BRADY, KEELEY, MITCHELL, OSIENSKI, D. SHORT, VIOLA - HOUSE ADMINISTRATION - An Act to Amend Titles 9, 22, and 29 of the Delaware Code Relating to State and Local Governments and Legal Notices.
SB 228 w/SA 2 - MCBRIDE; SENATORS BUNTING, CONNOR, LAWSON, PETERSON, SIMPSON, VENABLES; REPRESENTATIVES ATKINS, CARSON, KENTON, OUTTEN, WILSON - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Prohibition Against the Use of Lights for Hunting.

SB 237 - BUNTING & REPRESENTATIVE HOCKER - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Bethany Beach Relating to Aldermen. (2/3 bill)

Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell made an announcement.

Representative Schwartzkopf introduced and brought HR 35, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Representative Hocker on behalf of All Representatives, before the House for consideration.

HR 35 - RECOGNIZING JUNE 14, 2012, AS STAFF APPRECIATION DAY IN THE HOUSE OF REPRESENTATIVES.

WHEREAS, it is well-known that without the dedicated, hard-working staff of the Delaware House of Representatives, Legislative Hall would not run smoothly or efficiently; and
WHEREAS, although often working late only to come in the next morning and do it all again, our dedicated legislative staff are always willing to go the extra mile for the House of Representatives and the citizens of Delaware; and
WHEREAS, our legislative staff often handle difficult behind-the-scenes work with skill, optimism and enthusiasm, providing necessary support without complaint; and
WHEREAS, whether it be bill-stampers, pages, secretaries, legal staff, or full-time staffers, our legislative employees each serve a unique role; and their teamwork is what makes this very fine institution run; and
WHEREAS, our legislative staff is such an integral part of the legislative process that this Resolution would not be possible without them;

NOW, THEREFORE:
BE IT RESOLVED by the House of Representatives of the 146th General Assembly of the State of Delaware that we hereby recognize the greatness of our legislative staff and extend from the bottom of our hearts, the deepest, most sincere gratitude for all of their hard work and dedication.

Representatives Lavelle, Schwartzkopf & Longhurst made comments.

HR 35 was adopted by voice vote.

Representatives Peterman, Bennett & Atkins requested that they be marked present. Representative Atkins requested and was granted personal privilege of the floor to introduce a guest and to make comments. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith requested and was granted personal privilege of the floor to introduce guests and to make comments.

Representative Schwartzkopf introduced and brought HCR 51, jointly sponsored by Representative Gilligan & Representative Longhurst & Representative Lavelle & Representative Hocker on behalf of All Representatives & Senator DeLuca & Senator Blevins & Senator Henry & Senator Simpson & Senator Sorenson on behalf of All Senators, before the House for consideration.

HCR 51 - HONORING THE YOUNG MEN FROM ACROSS THE STATE OF DELAWARE PARTICIPATING IN THE 2012 SESSION OF DELAWARE'S BOYS STATE.

Representative Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative Willis. Representative Willis made comments and introduced a guest. Representative Schwartzkopf made comments.

HCR 51 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Kenton. Representative Kenton requested and was granted privilege of the floor to present a House Tribute to Terry Gorlich on the occasion of her retirement from DelDOT. Representative Kenton invited Representatives Wilson, Peterman, Outten & Schwartzkopf to join him at the podium to sing “Happy Retirement” to Ms. Gorlich. Representative Schwartzkopf made comments. Ms. Gorlich addressed the House. Representatives Carson, Miro & Wilson made comments. Representative Lavelle requested and was granted personal privilege of the floor to introduce former Representative Tim Boulden.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:35 p.m.

The House reconvened at 4:14 p.m.

The Chief Clerk read the following committee reports into the record:
LABOR: HB 337 - 5F,3M
AGRICULTURE: SB 188 - 6F.

Representatives Bolden, Manolakos & Hudson requested that they be marked present.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought SB 206 w/SA 2, jointly sponsored by Senator Sorenson & Senator Cloutier & Senator Blevins & Representative Hudson & Senators Connor, Ennis, Henry & Sokola & Representatives Bennett, Briggs King, Hocker, Jaques, Peterman, Walker & Manolakos, before the House for consideration.
SB 206 - AN ACT AMENDING TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL TEEN DATING VIOLENCE AND SEXUAL ASSAULT.
Representative Barbieri brought HA 1 to SB 206, jointly sponsored by Representative Hudson, before the House for consideration. Representatives Barbieri & Hudson made comments. HA 1 was adopted by voice vote. Representatives Hudson made comments.

The roll call on SB 206 w/SA 2 & HA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, SB 206 w/SA 2 & HA 1 was returned to the Senate.

Representatives B. Short & D.P. Williams requested that they be marked present during the roll call. Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 109 w/HA 2 & SA 1, jointly sponsored by Senator Blevins & Representatives Q. Johnson, Lavelle, Mitchell & Osienski & Senator Ennis & cosponsored by Representative Peterman, before the House for concurrence on SA 1.

HB 109 - AN ACT TO AMEND TITLE 6 RELATING TO BUILDING CONSTRUCTION AND PAYMENT.

Representative B. Short made comments.
The roll call on HB 109 w/HA 2 & SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, HB 109 w/HA 2 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought HB 324, jointly sponsored by Senator Venables & Representatives Hocker, Kowalko, Miro, Mitchell, Mulrooney, Osienski, Short & M. Smith & Senators Blevins, Cloutier, Connor, Peterson, Sokola & Sorenson, before the House for consideration.

HB 324 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FINFISH. (2/3 bill)
Representative Jaques made comments.
The roll call on HB 324 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 324 was sent to the Senate for concurrence.

Mr. Speaker Gilligan made an announcement. Representative Briggs King requested and was granted personal privilege of the floor to make comments and an announcement.

Representative Schwartzkopf deferred to Representative Atkins.

HB 350 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.
Representative Atkins made comments.
The roll call on HB 350 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, HB 350 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

SB 227 - AN ACT TO AMEND THE DELAWARE CODE BY CREATING A NEW CHAPTER 65 OF TITLE 30 OF THE DELAWARE CODE TO IMPOSE QUALITY ASSESSMENT FEES ON NURSING FACILITIES AND BY CREATING A NEW CHAPTER 105 OF TITLE 16 ESTABLISHING THE NURSING FACILITY QUALITY ASSESSMENT FUND. (3/5 bill) (F/N)
Representative Barbieri made comments.
The roll call on SB 227 was taken and revealed:
YES: 36.
NO: Representative Wilson - 1.
NOT VOTING: Representative Peterman - 1.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority of at least three-fifths Members of the House,
SB 227 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought HB 378, jointly sponsored by Representative Keeley & Senator Blevins & Representative Wilson, before the House for consideration.
HB 378 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO 
DRIVING A VEHICLE WHILE UNDER THE INFLUENCE.
Representative Kowalko made comments. Representative Mitchell requested and was granted privilege of the floor for Sean P. Lugg, representing the Office of the Attorney General. Representative Kowalko made comments.
The roll call on HB 378 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, HB 378 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought HB 348, jointly sponsored by Senator Katz & Representative B. Short & Senator Sorenson, before the House for consideration.
HB 348 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO 
ELECTIONS.
Representative Jaques made comments.
The roll call on HB 348 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, HB 348 was sent to the Senate for concurrence.
Representative Brady brought HB 87 w/HA 1 & SA 1, jointly sponsored by Senator McDowell, before the House for concurrence on SA 1.
HB 87 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES 
AND SPECIFIC OFFENSES AGAINST THE PERSON.
Representative Brady made comments.
The roll call on HB 87 w/HA 1 & SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Schooley & Viola - 3.
Therefore, having received a constitutional majority, HB 87 w/HA 1 & SA 1 was sent to the Governor.
Mr. Speaker Gilligan & Representative D.P. Williams made announcements.
The Majority Leader moved to recess to the call of the Chair at 4:57 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 19, 2012.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 230, SB 235 & SJR 9 and requests the concurrence of the House and the Senate has passed HB 293 w/HA 1, HB 275 w/SA 2, HB 303, HCR 46
& HCR 44 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 241 and requests the concurrence of the House and the Senate has passed HB 325 w/HA 1, HB 307 & HCR 51 and is returning the same to the House.
June 14, 2012
Dear Speaker Gilligan:
Please be advised that due to personal business I will not be present today, June 14, 2012.
Thank you for your understanding.
Sincerely,
Helene M. Keeley
State Representative
Third District
June 14, 2012
The Honorable Robert F. Gilligan
Speaker of the House
Legislative Hall
Dover, DE 19901
Dear Speaker Gilligan:
Please be advised that I will be absent for Legislative Session on Thursday, June 14, 2012, due to personal family business.
Thank you for your understanding.
Sincerely,
Teresa L. Schooley
State Representative
23rd District
June 14, 2012

Dear Speaker Gilligan:
Please be advised that due to personal business I will not be present today, June 14, 2012.
Thank you for your understanding.

Sincerely,
John J. Viola
State Representative
26th District

Representative Schwartzkopf made an announcement.
The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

40th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 19, 2012

The Chief Clerk called the roll.
Members Present: 41.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:
HA 1 to HA 1 to HB 242 - D. SHORT - Placed with the Bill.
HA 1 to HS 1 for HB 311 - Q. JOHNSON & REPRESENTATIVE KOWALKO & REPRESENTATIVE BLAKEY - Placed with the Bill.
HA 2 to HS 1 for HB 311 - BRIGGS KING - Placed with the Bill.
HA 1 to HB 361 - LEE - Placed with the Bill.
HA 2 to HB 361 - LEE - Placed with the Bill.
HA 3 to HB 361 - LEE - Placed with the Bill.
HA 4 to HB 361 - D. SHORT - Placed with the Bill.
HA 5 to HB 361 - D. SHORT - Placed with the Bill.
HA 6 to HB 361 - D. SHORT - Placed with the Bill.
SB 230 - BUSHWELLER & REPRESENTATIVE B. SHORT - ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE - An Act to Amend Title 18 of the Delaware Code Relating to Risk-Based Capital (RBC) for Insurers.
SJR 9 - BUSHWELLER & REPRESENTATIVE SCOTT; SENATORS SOKOLA, BUNTING, ENNIS, LAWSON, SIMPSON; REPRESENTATIVES Q. JOHNSON, WALKER, MITCHELL, KENTON, HOCKER, B. SHORT, PETERMAN, OSIENSKI, WILLIS, BRADY, RAMONE, OUTTEN, BRIGGS KING, JAQUES - HOUSE ADMINISTRATION - Urging All Delawareans to Honor the Memory and Momentous Achievements of the Honorable John Patten, Delaware Revolutionary War Hero and U.S. Congressman.

Representative Schwartzkopf deferred to Representative Hudson. Representative Hudson requested and was granted privilege of the floor for Danielle Cuoco who addressed the House and sang “The Star-Spangled Banner” and “Somewhere Over the Rainbow.” Representative Hudson made comments.

Representative Schwartzkopf requested and was granted privilege of the floor for Jerry Grant, Majority Deputy Chief of Staff and Pam Price, Minority Chief of Staff. Jerry Grant made comments regarding the 2012 University of Delaware Legislative Fellows and deferred to Representative Kowalko who presented a House Tribute to Stacie Mesuda and made comments. Representative Schwartzkopf presented a House Tribute to Abigail Stollar and made comments. Representative M. Smith presented a House Tribute to Kalynd McDonough. Representatives M. Smith, Mitchell & J. Johnson made comments. Representative Longhurst presented a House Tribute to Kathryn Evinger. Representatives Longhurst, Barbieri & Jaques made comments. Representative Carson presented a House Tribute to Wilson Gualpa. Representatives Carson, Viola & Atkins made comments. Representative B. Short presented a House Tribute to Samantha Holsey. Representatives B. Short & Brady made comments. Representative Schooley presented a House Tribute to JennaLee Bucsak. Representatives Schooley & Scott made comments. Pam Price addressed the House and deferred to Representative Lavelle. Representative Lavelle presented House Tributes to Rachel Giattino & Sara Wilson. Representative Ramone made comments.

Representative Kowalko requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf made an announcement. Representative Schwartzkopf deferred to Representatives Longhurst & Q. Johnson. Representative Longhurst introduced guests. Representative Q. Johnson made comments. Representative Longhurst requested and was granted privilege of the floor for Patricia Maichele, Director, Developmental Disabilities Council, who addressed the House. Tracy Wise, Coordinator, Partners in Policymaking, addressed the House. Debbie McCann, Student, Partners in Policymaking, addressed the House. Mr. Speaker Gilligan made an announcement. Representative Lavelle requested and was granted personal privilege of the floor to make comments. Representative Briggs King requested and was granted personal privilege of the floor to introduce guests. Representative Schwartzkopf made a comment.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:49 p.m. The House reconvened at 5:06 p.m.

Representative Schwartzkopf deferred to Representative Wilson.

Representative Wilson introduced HB 398, jointly sponsored by Senator Booth & Representatives Hudson & D. Short & Senators Bunting & Venables.

HB 398 - AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO THE POWER TO BORROW FUNDS FOR MUNICIPAL PURPOSES WITHOUT REFERENDUM.

Mr. Speaker Gilligan assigned HB 398 to the House Administration Committee.

Representative Wilson requested that HB 373 be stricken. Representative Viola requested that he be marked present. Representative Schwartzkopf made an announcement. Representatives Scott, Mulrooney & Atkins requested that they be marked present. Representatives Q. Johnson & B. Short made announcements.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed SB 245 and requests the concurrence of the House and the Senate has passed HB 140 w/HA1, 2, 3, HA 1 to HA 3 & 4, HB 338, HB 339 & HB 340 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 216 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 342 and is returning the same to the House.

Representative Keeley requested that she be marked present.

Representative M. Smith introduced HS 1 for HB 353, jointly sponsored by Senator Blevins & Representatives Bolden, Jaques, Keeley, Mitchell, Schooley, Viola & Walker & Senators Bunting, Bushweller & Henry.

HS 1 for HB 353 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SEXUAL OFFENSES.

Mr. Speaker Gilligan assigned HS 1 for HB 353 to the Judiciary Committee.

Representative M. Smith made an announcement.

Representative Schwartzkopf deferred to Representative Walker.

Representative Walker brought HB 349, jointly sponsored by Senator Hall-Long & Representatives Briggs King, Hudson, Barbieri, Keeley & Mitchell & Senator Sorenson, before the House for consideration.

HB 349 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONS AND OCCUPATIONS AND THE MEDICAL PRACTICE ACT.
Representative Walker brought HA 1 to HB 349 before the House for consideration. Representative Walker made comments. HA 1 was adopted by voice vote. Representatives Walker, Hudson & Briggs King made comments.

The roll call on HB 349 w/HA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 349 w/HA 1 was sent to the Senate for concurrence.
Representatives Manolakos & D.P. Williams requested that they be marked present during the roll call.
Representative Schwartzkopf deferred to Representative Keeley.
Representative Keeley brought HB 363, jointly sponsored by Senator Henry & Representatives Heffernan, Mitchell, D. Short & D.P. Williams, before the House for consideration.

HB 363 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO BAIL BOND AGENTS.

Representative Keeley made comments.

The roll call on HB 363 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 363 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 382, jointly sponsored by Representative M. Smith & Senator Blevins & Senator Cloutier, before the House for consideration.

HB 382 - AN ACT TO AMEND CHAPTER 49A, TITLE 18 OF THE DELAWARE CODE RELATING TO DELAWARE INSURANCE COMPANY MUTUAL-TO-STOCK CONVERSION ACT.

Representative B. Short made comments.

The roll call on HB 382 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 382 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Longhurst.
Representative Longhurst brought SB 205 w/SA 1 & 2, jointly sponsored by Senator Ennis & Senators Sokola, Bushweller & Bunting & Representatives Schwartzkopf, Kowalko & Carson, before the House for consideration.

SB 205 - AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOMES AND MANUFACTURED HOME COMMUNITIES.

Representatives Longhurst, Schwartzkopf & Hocker made comments. Representative Schwartzkopf rose on a point of order. Representatives Hocker & Briggs King announced that they will not be voting on SB 205 w/SA 1 & 2 because of possible conflicts of interest. Representatives Lavelle & Longhurst made comments.

The roll call on SB 205 w/SA 1 & 2 was taken and revealed:
NO: 22.
NOT VOTING: Representatives Bolden, Briggs King, Hocker, Jaques & M. Smith - 5.
Therefore, not having received a constitutional majority, SB 205 w/SA 1 & 2 was declared defeated.
The Majority Leader moved to recess to the call of the Chair at 5:54 p.m.
Mr. Speaker Gilligan called the House to order at 2:01 p.m. on June 20, 2012.
The Chief Clerk read the following committee reports into the record:
PUBLIC SAFETY & HOMELAND SECURITY: SB 192 w/SA 1 – 8M; SB 215 – 8M.
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: SB 229 w/SA 1 – 3F,4M.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 234w/SA 2, SB 231 w/SA 1, SB 243 w/SA 1, SB 181, SB 242 w/SA 1, SB 255, SCR 44 & SCR 43 and requests the concurrence of the House.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

41st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 20, 2012
The Chief Clerk called the roll.
Members Present: 40.
Members Absent: Representative Manolakos - 1.
A prayer was offered by Representative Daniel B. Short, Thirty-ninth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 399 - KOWALKO & SENATOR BUNTING - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 31 of the Delaware Code Relating to Child Care Facilities.

HA 2 to HB 181 - VIOLA & REPRESENTATIVE SCOTT - Placed with the Bill.

HA 1 to HB 271 - BENNETT - Placed with the Bill.

HA 3 to HS 1 for HB 311 - KOWALKO - Placed with the Bill.

HA 1 to HB 374 - WILSON - Placed with the Bill.

SB 181 - ENNIS & REPRESENTATIVE LEE & REPRESENTATIVE CARSON; SENATOR LAWSON; REPRESENTATIVES WALKER, MITCHELL, BENNETT, OUTTEN - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 11 of the Delaware Code Relating to Police Officers.

SB 216 w/SA 1 - HENRY & REPRESENTATIVE BARBIERI; SENATOR MARSHALL; REPRESENTATIVES BENNETT, KEELEY, B. SHORT, WALKER - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 29 and Title 16 of the Delaware Code by Establishing an Electronic Web-Based Background Check Center for Employment in Long Term Care or Community Settings.


SB 234 w/SA 2 - BLEVINS & REPRESENTATIVE WALKER; SENATORS BUNTING, CLOUTIER, CONNOR, HALL-LONG, HENRY, MARSHALL, SOKOLA, SORENSON; REPRESENTATIVES HEFFERNAN, JAQUES, Q. JOHNSON, KOWALKO, LAVELLE, B. SHORT, M. SMITH, WILLIS - JUDICIARY - An Act to Amend Title 11 of the Delaware Code Relating to Offenses Against Children.

SB 242 w/SA 1 - SOKOLA & REPRESENTATIVE SCHOOLY - SENATORS ENNIS, HALL-LONG, SORENSON; REPRESENTATIVES Q. JOHNSON, KEELEY, M. SMITH, JAQUES, HEFFERNAN, WILSON - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Use of Seclusion and Restraint in Public Schools.

SB 243 w/SA 1 - VENABLES & REPRESENTATIVE LEE - HOUSE ADMINISTRATION - An Act to Amend the Charter of the Town of Laurel Relating to Impact Fees and Liens. (2/3 bill)


SB 255 - MCBRIDE & REPRESENTATIVE Q. JOHNSON; SENATORS BOOTH, VENABLES, BUNTING, SIMPSON, REPRESENTATIVES HOCKER, CARSON, OUTTEN, KENTON, HEFFERNAN, MULROONEY, ATKINS, WILSON - NATURAL RESOURCES - An Act to Amend Title 7 of the Delaware Code Relating to Regulations and Prohibitions Concerning Game and Fish.

The Reading Clerk read the following communications into the record:

HOUSE TRIBUTE ANNOUNCEMENT #79

DATE: June 20, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1608</td>
<td>Briggs King; Schwartzkopf</td>
<td>5/19/2012</td>
<td>T</td>
<td>Cape May - Lewes Ferry &amp; U.S. Merchant Marine Academy Alumni Assoc. - National Maritime Day</td>
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<tr>
<td>H146-1609</td>
<td>Outten</td>
<td>6/30/2012</td>
<td>T</td>
<td>Bill Newncom - Retirement - DelDOT</td>
</tr>
<tr>
<td>H146-1610</td>
<td>Peterman; Kenton</td>
<td>6/29/2012</td>
<td>T</td>
<td>Michael McCann - Retirement - DelDOT</td>
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<tr>
<td>H146-1611</td>
<td>Peterman; Kenton</td>
<td>6/5/2012</td>
<td>T</td>
<td>James Hicks - Outstanding Employee 1st Quarter - Kent-Sussex Industries, Inc.</td>
</tr>
<tr>
<td>H146-1615</td>
<td>Peterman; Kenton</td>
<td>6/5/2012</td>
<td>T</td>
<td>Dedra Norwood - Staff Employee of the Year - Kent-Sussex Industries, Inc.</td>
</tr>
<tr>
<td>H146-1616</td>
<td>Bolden</td>
<td>5/17/2012</td>
<td>T</td>
<td>Delmarva Black Chamber of Commerce - 1st Annual Legislative Day</td>
</tr>
<tr>
<td>H146-1617</td>
<td>Hefferman</td>
<td>5/17/2012</td>
<td>T</td>
<td>Barbara Brodoway - Weiner Fair Housing Excellence Award</td>
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<tr>
<td>H146-1618</td>
<td>Hefferman</td>
<td>5/17/2012</td>
<td>T</td>
<td>Mike Clark - Delaware Sports Museum &amp; Hall of Fame - Inductee</td>
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<tr>
<td>H146-1619</td>
<td>D. Short</td>
<td>6/2/2012</td>
<td>T</td>
<td>Edward Butler, Jr. - Mayor of Seaford - 2006-2012</td>
</tr>
<tr>
<td>H146-1620</td>
<td>Schwartzkopf</td>
<td>5/20/2012</td>
<td>M</td>
<td>Edith M. Reedy</td>
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<tr>
<td>Number</td>
<td>Sponsor</td>
<td>Date</td>
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<tr>
<td>H146-1621</td>
<td>D.E. Williams; 6/14/2012</td>
<td>T</td>
<td>Judith Curtis - Retirement - Brandywine School Dist. Heffernan</td>
<td></td>
</tr>
<tr>
<td>H146-1622</td>
<td>Outten</td>
<td>5/22/2012</td>
<td>M</td>
<td>Donald R. Minner</td>
</tr>
<tr>
<td>H146-1623</td>
<td>Outten</td>
<td>5/24/2012</td>
<td>M</td>
<td>Harvey H. Ivins II</td>
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<tr>
<td>H146-1625</td>
<td>Lee</td>
<td>5/23/2012</td>
<td>M</td>
<td>Eleanor B. Pusey</td>
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<tr>
<td>H146-1626</td>
<td>Scott</td>
<td>6/9/2012</td>
<td>T</td>
<td>Nathaniel Valent - Eagle Scout</td>
</tr>
<tr>
<td>H146-1627</td>
<td>Outten</td>
<td>5/25/2012</td>
<td>T</td>
<td>Charlotte Stevenson</td>
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<tr>
<td>H146-1628</td>
<td>Kenton</td>
<td>5/24/2012</td>
<td>M</td>
<td>Terry S. Pikus</td>
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<tr>
<td>H146-1629</td>
<td>Heffernan</td>
<td>6/3/2012</td>
<td>T</td>
<td>Daniel Sheehan - Eagle Scout</td>
</tr>
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</table>

**DATE: June 20, 2012**

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<tbody>
<tr>
<td>H146-1630</td>
<td>Outten</td>
<td>5/23/2012</td>
<td>T</td>
<td>Lake Forest High School We the People Team - National Finals</td>
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<tr>
<td>H146-1631</td>
<td>Ramone</td>
<td>6/1/2012</td>
<td>T</td>
<td>FMC BioPolymer's Newark Plant - 50 Years</td>
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<tr>
<td>H146-1632</td>
<td>Outten</td>
<td>5/26/2012</td>
<td>M</td>
<td>Roger Wayne Collison, Sr.</td>
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<td>H146-1633</td>
<td>Bolden; Jaques</td>
<td>5/26/2012</td>
<td>M</td>
<td>Hennie B. Park</td>
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<td>H146-1634</td>
<td>Brady</td>
<td>5/30/2012</td>
<td>M</td>
<td>James W. Ford, Jr.</td>
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<tr>
<td>H146-1635</td>
<td>Gilligan; Schwartzkopf</td>
<td>5/31/2012</td>
<td>M</td>
<td>Robert H. Romspert</td>
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<tr>
<td>H146-1636</td>
<td>Keeley</td>
<td>6/18/2012</td>
<td>T</td>
<td>Rafael Parra - Trainor Scholarship Award</td>
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<tr>
<td>H146-1637</td>
<td>Keeley</td>
<td>6/18/2012</td>
<td>T</td>
<td>Matthew Vasco - Trainor Scholarship Award</td>
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<tr>
<td>H146-1638</td>
<td>Keeley</td>
<td>6/18/2012</td>
<td>T</td>
<td>Trichelle Gatlin - Trainor Scholarship Award</td>
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<tr>
<td>H146-1639</td>
<td>Keeley</td>
<td>6/18/2012</td>
<td>T</td>
<td>Anthony Papa - Trainor Scholarship Award</td>
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<tr>
<td>H146-1640</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Stacie Mesuda - Legislative Fellow</td>
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<tr>
<td>H146-1641</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Abby Stollar - Legislative Fellow</td>
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<tr>
<td>H146-1642</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Karyn McDonough - Legislative Fellow</td>
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<tr>
<td>H146-1643</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Kiki Evinger - Legislative Fellow</td>
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<td>H146-1644</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Wilson Gualpa - Legislative Fellow</td>
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<tr>
<td>H146-1645</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Samantha Holsey - Legislative Fellow</td>
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<tr>
<td>H146-1646</td>
<td>Gilligan</td>
<td>6/19/2012</td>
<td>T</td>
<td>Jenna Bucsk - Legislative Fellow</td>
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<tr>
<td>H146-1647</td>
<td>Lavelle; Hocker</td>
<td>6/19/2012</td>
<td>T</td>
<td>Sara Wilson - Legislative Fellow</td>
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<tr>
<td>H146-1648</td>
<td>Lavelle; Hocker</td>
<td>6/19/2012</td>
<td>T</td>
<td>Rachel Giattino - Legislative Fellow</td>
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<tr>
<td>H146-1649</td>
<td>Peterman; Kenton; Wilson</td>
<td>6/5/2012</td>
<td>T</td>
<td>Richard Sames - 70 Years - Boy Scouts</td>
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<tr>
<td>H146-1650</td>
<td>Kowalko</td>
<td>5/30/2012</td>
<td>M</td>
<td>John W. Chittick</td>
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</table>
H146-1651 Carson 6/2/2012 T 166th Airlift Wing - Air Force Outstanding Unit Award
cosponsors: Reps. Brady & Jaques
H146-1652 B. Short 6/3/2012 T Chabad of DE - 25 Years
H146-1653 Hudson; B. Short 6/3/2012 T Henry Topel - Community Service
H146-1654 Gilligan 5/30/2012 T Honorable Teresa L. Schooley - Outstanding Service -
Director of Kids Count
H146-1655 Kenton 7/1/2012 T Leonard Leyanna - Retirement - DelDOT
H146-1656 Hocker 6/21/2012 T Karen Steedman - Retirement - DDSS
H146-1657 Outten 6/4/2012 T Jack Stewart - Harrington City Council
H146-1658 Wilson 6/3/2012 M John Robert Collins
cosponsors: Reps. Outten & Kenton
H146-1659 Carson; Willis 6/4/2012 M Jesse A. Willey, Jr.

DATE: June 20, 2012

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<tr>
<td>H146-1660</td>
<td>Kenton</td>
<td>6/5/2012</td>
<td>M</td>
<td>Bob Willey</td>
</tr>
</tbody>
</table>
cosponsors: Reps. Briggs King, Schwartzkopf & Wilson
H146-1661 | Walker | 6/3/2012 | T | Jeffrey Foster - Eagle Scout |
H146-1662 | Walker | 6/3/2012 | T | Joseph Graney - Eagle Scout |
H146-1663 | Walker | 6/3/2012 | T | Eric Williamson - Eagle Scout |
H146-1664 | Wilson | 6/9/2012 | M | Allen Ward Arthur |
cosponsor: Rep. Outten
H146-1665 | Scott; M. Smith | 6/6/2012 | T | James McGiggin, Jr. - 2011-2012 |
Kowalko; Longhurst | 6/6/2012 | T | President - DE State Bar Association |
H146-1666 | Atkins; Briggs King | 6/8/2012 | T | Dr. Susan Bunting - Superintendent - Indian River School District |
cosponsors: All Representatives
H146-1668 | Q. Johnson | 6/9/2012 | T | Town of Clayton - 125 Years |
cosponsors: Reps. Carson & Willis
H146-1669 | M. Smith | 6/13/2012 | T | Linda George - Retirement - Howard High School |
H146-1670 | Lavelle | 6/15/2012 | T | Barbara Hanson - Retirement - DHSS |
H146-1671 | Blakey | 6/5/2012 | T | Chaneta Harris - Retirement - DHSS |
H146-1672 | Hocker | 6/16/2012 | T | Jacob Rickards - Eagle Scout |
H146-1673 | Briggs King | 6/7/2012 | M | Jean Passwaters |
cosponsors: Reps. Peterman, Kenton & Wilson
H146-1674 | Willis; Wilson | 6/12/2012 | T | Janet Spencer - Retirement - DHSS |
H146-1675 | Barbieri | 5/26/2012 | T | Milton & Donna Draper - 50th Wedding Anniversary |
H146-1676 | Gilligan | 5/30/2012 | T | Thomas & Ruth Bradley - 60th Wedding Anniversary |
H146-1677 | Schwartzkopf | 6/8/2012 | M | Robert F. Rider |
cosponsors: Reps. D. Short, Wilson & Kenton
H146-1678 | Brady | 6/11/2012 | T | Major Philip DeMichael & Major Connie DeMichael -
Retirement - Salvation Army |
H146-1680 | Outten T | 6/6/2012 | T | Jeannette Holloway - 100th Birthday |
T- Tribute |
M - Memoriam

Representative Schwartzkopf deferred to Representative D. Short.
Representative D. Short introduced and brought HCR 52, jointly sponsored by Representative Willis
& Representative Carson & Representative Atkins & Representative Q. Johnson & Representative Walker
on behalf of All Representatives & Senator Bunting & Senator Lawson on behalf of All Senators, before the
House for consideration.

HCR 52 - RECOGNIZING NOVEMBER 2012 AS NATIVE AMERICAN HERITAGE MONTH
IN DELAWARE.

Representative D. Short made comments.

HCR 52 was adopted by voice vote and was sent to the Senate for concurrence.

Representative D. Short requested and was granted privilege of the floor for himself and
Representatives Willis, Carson, Q. Johnson & Walker to present copies of the 2011 House Tribute to Jan
Durham and Bo Harris. Dennis J. Coker, Chief, Lenape Indian Tribe of Delaware addressed the House. William H. Daisey, Assistant Chief, Nanticoke Indian Tribe, addressed the House. Representative Briggs King requested and was granted personal privilege of the floor to make comments. The House observed a moment of silence in memory of Joan Norwood at the request of Representative Briggs King. Bruce Little Drummer Morris, representing the Nanticoke-Lenni Lenape Tribe addressed the House. The House observed a moment of silence in memory of Yvonne Gourley at the request of Representative Willis. Members of the Native American Tribes led House Members and guests in a dance accompanied by Native American flute and drum music.

Representative J. Johnson made comments. Mr. Speaker Gilligan made an announcement. Representative Hocker requested and was granted personal privilege of the floor to introduce a guest. Representative Lee requested that he be marked present. Representative M. Smith requested and was granted personal privilege of the floor to introduce a guest. Representatives Scott & Hudson requested that they be marked present. Representative Wilson requested and was granted personal privilege of the floor to introduce a guest.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:32 p.m. The House reconvened at 4:38 p.m.

Mr. Speaker Gilligan reassigned HB 386 to the Appropriations Committee.

The Chief Clerk read the following committee reports into the record:

**HOUSE ADMINISTRATION:** SB 178 - 5M; HB 372 - 5M; HB 374 - 5M; HB 331 - 3M; SB 222 w/SA 1 - 3M; SB 237 - 5M; HB 386 - 3M; HB 398 - 5M.

**NATURAL RESOURCES:** SB 226 w/SA 2 - 7M.

**JUDICIARY:** SB 221 - 7M; SB 226 w/SA 1 - 7M; HB 323 - 7M; HS 1 FOR HB 353 - 7M; SB 211 w/SA 2 - 6M.

The Reading Clerk read the following communications into the record:

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Bruce C. Ennis. Do hereby request that my name be removed as Co-sponsor of House Bill No. 386

Date: 6/20/12

Signature: Bruce C. Ennis

WITHDRAWAL OF SPONSORSHIP REQUEST
I, Bruce C. Ennis. Do hereby request that my name be removed as Co-sponsor of House Bill No. 392

Date: 6/20/12

Signature: Bruce C. Ennis

MEMORANDUM

TO: Bernard J. Brady, Secretary of the Senate
FROM: Senator David P. Sokola
DATE: June 20, 2012
SUBJECT: HB 365

Please add Senator Catherine Cloutier as a co-sponsor to House Bill 365.

Thank you,

David P. Sokola

Representatives Mulrooney, D.P. Williams & Schooley requested that they be marked present. Representative Schwartzkopf brought Consent Agenda A, which requires a three-fifths vote, before the House, which requires a vote.

**HB 313** - KOWALKO & SENATOR BUNTING - An Act to Amend Title 31 of the Delaware Code Relating to the Provider Advisory Board.


The roll call on Consent Agenda A was taken and revealed:

YES: 39.

ABSENT: Representatives Bolden & Manolakos-2.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 313, HB 326, HB 328, HB 329 & HB 357 were sent to the Senate for concurrence. Representatives Atkins, Keeley & Viola requested that they be marked present during the roll call. Representative Schwartzkopf deferred to Representative Walker.

SB 194 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO POLYSOMNOGRAPHERS. (3/5 bill) (F/N)

Representative Walker made comments.
The roll call on SB 194 w/SA 2 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, SB 194 w/SA 2 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought SB 209, jointly sponsored by Senator Ennis & Senator Lawson & Representative Lee & Senators Bushweller, Bunting, Venables, Simpson & Sorenson & Representatives M. Smith, Q. Johnson, Carson, Bennett, Hudson, Outten, Peterman, Briggs King & Hocker, before the House for consideration.

SB 209 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OBSTRUCTION OF JUSTICE.

Representative Scott introduced and brought HA 1 to SB 209 before the House for consideration.

HB 164 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE EMPLOYEES' PENSION PLAN. (F/N)

Representatives J. Johnson & Lavelle made comments. Representative J. Johnson requested and was granted privilege of the floor for Dave Craik, Director, Pension Office. Representatives Lavelle, Hocker & Briggs King made comments.
The roll call on HB 164 was taken and revealed:
YES: 33.
NO: Representatives Briggs King, Hocker, Hudson, Kenton, Lavelle, Miro, Outten, Peterman, Ramone & Wilson - 5.
NOT VOTING: Representatives Hudson & Peterman - 2.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, the motion was adopted and the rules were suspended.

Representative J. Johnson brought HB 164, jointly sponsored by Senator Henry, & Senator Ennis & Representatives Atkins, Bennett, Brady, Carson, Jaques, Keeley, Kowalko, Mitchell, D. Short & Wilson, before the House for consideration.

HB 181 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO STATE TAXES ON TELEGRAPH AND TELEPHONE COMPANIES. (F/N)

Representative Viola made comments. Representative Viola requested that HA 1 to HB 181 be stricken. Representative Viola brought HA 2 to HB 181, jointly sponsored by Representative Scott, before the House for consideration.

The roll call on HB 181 w/HA 2 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, HB 181 w/HA 2 was sent to the Senate for concurrence.
Representative Schwartzkopf brought HB 377, jointly sponsored by Representative Hocker & Senator Bunting, before the House for consideration.

HB 377 - AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE CHARTER OF THE TOWN OF DEWEY BEACH. (2/3 bill)
Representative Schwartzkopf made comments.
The roll call on HB 377 was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 377 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative D. Short.
Representative D. Short brought HCR 43, jointly sponsored by Representative Osienksi & Senator Simpson & Senator Henry & Representatives Hocker, Briggs King, Hudson, Kenton, Manolakos, Outten, Willis, Wilson, Jaques, Q. Johnson, Keeley, Kowalko & B. Short & Senators Ennis, Peterson & Sorenson, before the House for consideration.

HCR 43 - REQUESTING THE OFFICE OF MANAGEMENT AND BUDGET AND THE DELAWARE ECONOMIC DEVELOPMENT OFFICE TO EVALUATE THE FEASIBILITY OF APPLYING A CREDIT FOR MANUFACTURERS LOCATED IN DELAWARE IN DESIGNATING STATE CONTRACT VENDORS AND ELIMINATING CERTAIN CONTRACT REQUIREMENTS.
Representatives D. Short & Schwartzkopf made comments. Representative Schwartzkopf deferred to Representative Kowalko.
Representative Kowalko brought HB 356, jointly sponsored by Senator Atkins, Bennett, Ramone & D. Short & Senators Katz, Lawson, Marshall & Sorenson, before the House for consideration.

HB 356 - AN ACT TO AMEND TITLE 28 OF THE DELAWARE CODE RELATING TO CHARITABLE GAMING. (3/5 bill)
Representative Kowalko brought HA 1 to HB 356 before the House for consideration.
Representative Kowalko made comments. HA 1 was adopted by voice vote. Representative Kowalko made comments.
The roll call on HB 356 w/HA 1 was taken and revealed:
YES: 39.
NOT VOTING: Representative Jaques - 1.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority of at least three-fifths Members of the House, HB 356 w/HA 1 was sent to the Senate for concurrence.

The Chief Clerk read the following committee report into the record:
REVENUE & FINANCE: HB 344 - 11M.
Representative Schwartzkopf deferred to Representative Osienksi.
Representative Osienksi brought HB 347, jointly sponsored by Senator Peterson & Representatives Carson, Kenton, Longhurst & Walker & Senators Blevins, Henry, Marshall & Sokola, before the House for consideration.

HB 347 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATION OF ACTIONS.
Representatives Osienksi & Lavelle made comments. Representative Osienksi requested and was granted privilege of the floor for Paul Pottrell of Tighe & Pottrell. Representatives Lavelle, Q. Johnson & Viola made comments. Representatives Willis, D. Short, Blakey, Briggs King & Ramone made comments.
Representative Osienksi moved to place HB 347 on the Speaker’s Table. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Barbieri brought HS 1 for HB 311, jointly sponsored by Senator Henry & Representatives Brady, Heffernan, Hudson, J. Johnson, Q. Johnson, Miro, Ramone & Walker & Senator Peterson & cosponsored by Representative Schwartzkopf, before the House for consideration.

HS 1 for HB 311 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE ADMISSION, MAINTENANCE AND DISCHARGE OF PATIENTS WITH MENTAL CONDITIONS.
Representative Q. Johnson brought HA 1 to HS 1 for HB 311, jointly sponsored by Representative Kowalko & Representative Blakey, before the House for consideration. Representatives Q. Johnson, Barbieri & Kowalko made comments. Representative Kowalko requested and was granted privilege of the floor for Shaku Bhaya, Legislative Chair, Delaware Trial Lawyers Association. Representatives Kowalko, Schwartzkopf, Hudson, Barbieri & Q. Johnson made comments.
The roll call on HA 1 to HS 1 for HB 311 was taken and revealed:
NO: 28.
ABSENT: Representatives Bennett & Manolakos - 2.

Therefore, not having received a constitutional majority, **HA 1 to HS 1 for HB 311** was declared defeated.

Representative Briggs King brought **HA 2 to HS 1 for HB 311** before the House for consideration. Representatives Briggs King & Barbieri made comments. **HA 2** was adopted by voice vote. Representative Kowalko brought **HA 3 to HS 1 for HB 311** before the House for consideration. Representative Kowalko made comments.

The roll call on **HA 3 to HS 1 for HB 311** was taken and revealed:
NO: 36.
ABSENT: Representative Manolakos - 1.
Therefore, not having received a constitutional majority, **HA 3 to HS 1 for HB 311** was declared defeated.

Representatives Barbieri & Kowalko made comments.

The roll call on **HS 1 for HB 311 w/HA 2** was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, **HS 1 for HB 311 w/HA 2** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques brought **HJR 17**, jointly sponsored by Senator Henry & cosponsored by Representatives Bolden, Heffernan & Schwartzkopf, before the House for consideration.

**HJR 17** - ESTABLISHING A STUDY GROUP TO ASSESS DELAWARE'S CIVIL MENTAL HEALTH LAWS.

Representative Jaques made comments.

The roll call on **HJR 17** was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, **HJR 17** was sent to the Senate for concurrence.

Representative Jaques made comments regarding **HS 1 for HB 311**. Representative Barbieri introduced guests and made comments regarding **HS 1 for HB 311**. Representative Atkins made comments and an announcement. Representative D. Short made comments. The House observed a moment of silence in memory of Jean Norwood at the request of Representative Atkins. Representatives D. Short & Schwartzkopf made comments.


**HB 402** - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITIONS CONCERNING GAME AND FISH.

Mr. Speaker Gilligan assigned **HB 402** to the Natural Resources Committee. The Majority Leader moved to recess to the call of the Chair at 6:23 p.m. Mr. Speaker Gilligan called the House to order at 2:01 p.m. on June 21, 2012. The Chief Clerk read the following committee report into the record:

TELECOMMUNICATIONS, INTERNET & TECHNOLOGY: **HB 396** - 6M.

The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed **SB 248, SS 1 for SB 183 w/SA 1, SB 246, SB 197 & SB 210 w/SA 1 & 2** and requests the concurrence of the House. The Senate wishes to inform the House that it has passed **SB 244, SB 177, SB 223, SB 247 & SB 202 w/SA 1** and requests the concurrence of the House and the Senate has passed **HS 1 for HB 227, HB 235 w/SA 1 & HB 335 w/HA 1** and is returning the same to the House.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.

42nd LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 21, 2012

The Chief Clerk called the roll.
Members Present: 41.
A prayer was offered by Representative Ruth Briggs King, Thirty-seventh Representative District. Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:
Representatives present and made comments. Mr. Speaker Gilligan presented a gift to Representative Hocker, that he be marked present and made comments. Representative Mulrooney requested that he be marked present and made comments. Representative Wilson requested that he be marked present and made comments. Representative Schwartzkopf deferred to Mr. Speaker Gilligan who invited the members of House Administration to the podium to honor Representative Gerald W. Hocker on the occasion of his announcement.


SS 1 for SB 183 w/SA 1 - ENNIS - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Department of Correction Educational Services.

SB 177 - HENRY & REPRESENTATIVE J. JOHNSON; SENATOR DELUCA - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Chapter 4, Title 4 of the Delaware Code Relating to the Division of Alcohol and Tobacco Enforcement.

SS 1 for SB 183 w/SA 1 - ENNIS - EDUCATION - An Act to Amend Title 14 of the Delaware Code Relating to Department of Correction Educational Services.

SB 197 - BUNTING & REPRESENTATIVE KOWALCO; SENATORS KATZ, LAWSON, MARSHALL, SORENSON; REPRESENTATIVES ATKINS, BENNETT, RAMONE, D. SHORT - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 16 of the Delaware Code Relating to Radiation Control.


SB 210 w/SA 1 & 2 - HENRY & REPRESENTATIVE BARBIERI; SENATORS SOKOLA, SORENSON; REPRESENTATIVES BOLDEN, HEFFERNAN, KEELEY, MITCHELL, BRIGGS KING - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 16 of the Delaware Code Relating to Paramedic and Other Emergency Medical/Service Systems.

SB 223 - BOOTH & REPRESENTATIVE BRIGGS KING & REPRESENTATIVE KENTON - HOUSE ADMINISTRATION - An Act to Reincorporate the Town of Georgetown. (2/3/bill)

SB 244 - HENRY & REPRESENTATIVE BENNETT; SENATORS BUNTING, SOKOLA; REPRESENTATIVES BARBIERI, HEFFERNAN, Q. JOHNSON, KEELEY, MITCHELL, OSIENSKI, BRIGGS KING, HOCKER, WILLIS - REVENUE & FINANCE - An Act to Amend Title 30 of the Delaware Code Relating to Personal Income Tax.


HA 1 to SB 211 - JAQUES - Placed with the Bill.

HA 2 to SB 213 - LONGHURST - Placed with the Bill.

Representative M. Smith requested that HS 1 for HB 353 be stricken. The House observed a moment of silence in memory Maria Bennett at the request of Representative Schwartzkopf. Representative Longhurst requested and was granted personal privilege of the floor to make comments and an announcement. Representatives Mitchell & Kowalko made comments.

Representative Schwartzkopf deferred to Mr. Speaker Gilligan who invited the members of House leadership to join him at the podium to honor Representative Gerald W. Hocker on the occasion of his retirement from the House of Representatives. Mr. Speaker Gilligan introduced the Hocker family and addressed the House. Representative Lavelle addressed the House and presented a House Tribute to Representative Hocker. Representatives Schwartzkopf & Longhurst addressed the House. Mr. Speaker Gilligan made an announcement. Representatives M. Smith & Miro made comments. Representative D.P. Williams requested that he be marked present and made comments. Representatives Blakey, Briggs King, Atkins, Kowalko, Kenton, J. Johnson & Ramone made comments. Representative Wilson requested that he be marked present and made comments. Representative Mulrooney requested that he be marked present and made comments. Mr. Speaker Gilligan presented a gift to Representative Hocker, who addressed the House and made an announcement. Representative Lavelle made comments. Representatives Hudson, Lee, Mulrooney, Barbieri, Manolakos, Mitchell, Viola & Schooley requested that they be marked.
present. Representative D. Short requested and was granted personal privilege of the floor to introduce a guest.

The Majority Leader moved to recess for caucus and to the call of the Chair at 2:49 p.m. The House reconvened at 4:54 p.m. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed SB 261, SB 277 & SB 258 w/SA 1 and requests the concurrence of the House and the Senate has passed HB 243 w/HA 1 & 2 & SA 1, HB 318, HB 196 w/SA 2 & 3 & HB 369 and is returning the same to the House. The Chief Clerk read the following committee reports into the record:

ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: SB 230 - 7M; HB 394
- 3F,4M; HB 393 - 7M.
MANUFACTURED HOUSING: SB 213 - 5M.
Representative Hocker brought SB 237, jointly sponsored by Senator Bunting, before the House for consideration.

SB 237 - AN ACT TO AMEND THE CHARTER OF THE TOWN OF BETHANY BEACH RELATING TO ALDERMEN. (2/3 bill)
Representative Hocker made comments. The roll call on SB 237 was taken and revealed:
YES: 38.
ABSENT: Representatives Osienski, M. Smith & D.P. Williams - 3.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, SB 237 was returned to the Senate.

Representative Keeley requested that she be marked present during the roll call. Representative Schwartzkopf deferred to Representative Wilson. Representative Wilson brought HB 372, jointly sponsored by Senator Booth & Representatives Briggs King, Hudson, Kenton, Peterman & D. Short & Senators Bunting & Venables, before the House for consideration.

HB 372 - AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO APPOINTMENT AND REMOVAL OF A TOWN MANAGER. (2/3 bill)
Representative Wilson brought HA 1 to HB 372 before the House for consideration. Representative Wilson made comments. HA 1 was adopted by voice vote. Representative Wilson made comments. The roll call on HB 372 w/HA 1 was taken and revealed:
YES: 40.
ABSENT: Representative D.P. Williams - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 372 w/HA 1 was sent to the Senate for concurrence.


HS 1 for HB 371 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO INVESTIGATING THE ABUSE OF CHILDREN.
Representatives M. Smith & Briggs King made comments. Representative M. Smith requested and was granted privilege of the floor for Tania Culley, representing the Office of the Child Advocate. Representative Briggs King made comments.
The roll call on HS 1 for HB 371 was taken and revealed:
YES: 40.
ABSENT: Representative D.P. Williams - 1.
Therefore, having received a constitutional majority, HS 1 for HB 371 was sent to the Senate for concurrence.


HB 385 - AN ACT TO AMEND CHAPTER 85, TITLE 11, OF THE DELAWARE CODE RELATING TO MISSING PERSONS.
Representative Mitchell made comments.
The roll call on HB 385 was taken and revealed:
YES: 40.
ABSENT: Representative D.P. Williams - 1.
Therefore, having received a constitutional majority, HB 385 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought **SB 218**, jointly sponsored by Senator DeLuca & Representative M. Smith & Senators Blevins, Henry, McDowell, Simpson & Sorenson & Representatives Walker & Willis, before the House for consideration.

**SB 218** - AN ACT TO AMEND CHAPTER 38, TITLE 12 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC STATUTORY TRUSTS.

Representatives B. Short & M. Smith made comments.

The roll call on **SB 218** was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, **SB 218** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell brought **HB 387**, jointly sponsored by Senator McDowell & Representatives Brady, J. Johnson & Keeley, before the House for consideration.

**HB 387** - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SPECIAL FUNDS.

Representative Mitchell deferred to Representative Briggs King. Representative Briggs King introduced and brought **HA 1 to HB 387** before the House for consideration. Representatives Briggs King & Mitchell made comments. **HA 1** was adopted by voice vote. Representatives Mitchell, Lavelle & Briggs King made comments.

The roll call on **HB 387 w/HA 1** was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, **HB 387 w/HA 1** was sent to the Senate for concurrence.

Representative Longhurst deferred to Representative Kowalko.

Representative Kowalko brought **HB 327**, jointly sponsored by Senator Bunting & Representatives Atkins, Bennett, Ramone & D. Short & Senators Katz, Lawson, Marshall, Sorenson, before the House for consideration.

**HB 327** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE EMPLOYEES' PENSION PLAN.

Representative Kowalko brought **HA 1 to HB 327** before the House for consideration. Representative Kowalko made comments. **HA 1** was adopted by voice vote. Representative Kowalko & Briggs King made comments.

The roll call on **HB 327 w/HA 1** was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, **HB 327 w/HA 1** was sent to the Senate for concurrence.

Representative Kowalko made comments. Representative Schwartzkopf requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative Wilson.

Representative Wilson brought **HB 374**, jointly sponsored by Senator Booth & Representatives Briggs King, Hudson, Kenton & D. Short & Senators Bunting & Venables, before the House for consideration.

**HB 374** - AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO THE POWER TO BORROW MONEY FROM THE STATE OR FEDERAL GOVERNMENT WITHOUT REFERENDUM. (2/3 bill)

Representative Wilson brought **HA 1 to HB 374** before the House for consideration. **HA 1** was adopted by voice vote. Representative Wilson made comments.

The roll call on **HB 374 w/HA 1** was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority of at least two-thirds Members of the House, **HB 374 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Wilson.

Representative Wilson brought **HB 398**, jointly sponsored by Senator Booth & Representatives Hudson & D. Short & Senators Bunting & Venables, before the House for consideration.

**HB 398** - AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE" RELATING TO THE POWER TO BORROW FUNDS FOR MUNICIPAL PURPOSES WITHOUT REFERENDUM. (2/3 bill)

Representative Wilson made comments.
The roll call on HB 398 was taken and revealed:
YES: 40.
ABSENT: Representative D.P. Williams - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, HB 398 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative M. Smith.
Representative M. Smith brought SB 226 w/SA 1, jointly sponsored by Senator Blevins & Senator Sorenson & Representative Lavelle & Senators Bushweller & Sokola & Representatives Barbieri, Carson, Heffernan, Hudson, Keeley, Miro, B. Short, D. Short & Willis, before the House for consideration.
SB 226 - AN ACT TO AMEND TITLE 11 RELATING TO PRE-TRIAL RELEASE ON BAIL OR RECOGNIZANCE, CRIMINAL SENTENCING, SENTENCE CALCULATION, REHABILITATION, PROBATION SUPERVISION AND DATA COLLECTION,
Representatives M. Smith, Lavelle & Briggs King made comments. Representative M. Smith requested and was granted privilege of the floor for Carl C. Danberg, Commissioner, Department of Correction. Representatives Briggs King & Lee made comments.

The roll call on SB 226 w/SA 1 was taken and revealed:
YES: 36.
NO: Representatives Atkins, Lee & Wilson - 3.
NOT VOTING: Representative Peterman - 1.
ABSENT: Representative D.P. Williams - 1.
Therefore, having received a constitutional majority, SB 226 w/SA 1 was returned to the Senate.
Representatives Keeley, Atkins, Q. Johnson, Barbieri, Carson & Schwartzkopf made announcements.

The Majority Leader moved to recess to the call of the Chair at 5:49 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 26, 2012.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SCR 45 and requests the concurrence of the House and the Senate has passed HCR 43 & HCR 52 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 184 w/SA 1, SB 249 w/SA 1 & SB 201 and requests the concurrence of the House and the Senate has passed HS 1 for HB 209 w/HA 1, HB 222 w/HA 1 & 2 & HB 294 and is returning the same to the House.

LEGISLATIVE ADVISORY # 29
Governor Jack A. Markell signed the following legislation on the date indicated:

5/15/12 - SB 157 aab SA 2; 6/15/12 - HB 304 aab HA 1 & 2, HB 145 aab HA 1 & 2 & SA 2, HB 111, HB 321 & HB 248 aab HA 1; 6/19/12 - SB 171 aab SA 1, SS 1 for SB 176, HB 314, HB 343, HB 317 aab HA 1, HB 257 aab HA 1 & HB 325 aab HA 1; 6/20/12 - HB 307.

The Majority Leader moved to adjourn at 2:03 p.m., thereby ending the current legislative day. The House reconvened at 2:04 p.m.
SB 249 w/SA 1 - BUNTING; SENATORS BLEVINS, BONINI, BOOTH, BUSHWELLER, CLOUTIER, CONNOR, ENNIS, HALL-LONG, HENRY, KATZ, LAWSON, MARSHALL, MCBRIDE, MCDOWELL, SIMPSON, SOKOLA, SORENSON, VENABLES; REPRESENTATIVES BENNETT, HEFFERNAN, HOCKER, HUDSON, KEELEY, KENTON, MITCHELL, OUTTEN, PETERMAN, SCHWARTZKOPF, B. SHORT, D. SHORT, WILLIS, WILSON - AGRICULTURE - An Act to Rename the Main Administration Building of the Delaware Department of Agriculture in Honor of Former Delaware State Representative. State Senator and Secretary of Finance Richard S. Cordrey.

SB 258 w/SA 1 - DELUCA & REPRESENTATIVE GILLIGAN; SENATORS BLEVINS, SIMPSON; REPRESENTATIVE SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend Title 12 of the Delaware Code Relating to Voluntary Disclosure of Abandoned or Unclaimed Property.

SB 261 - ENNIS & REPRESENTATIVE CARSON - TRANSPORTATION, LAND USE & INFRASTRUCTURE - An Act to Authorize and Approve the Transfer by the Smyrna School District to the Town of Smyrna of Certain Real Property Including Approximately 1.65 Acres Located at the Intersection of Rabbit Chase Lane and Sunnyside Road.

SB 277 - DELUCA & REPRESENTATIVE SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend Title 4 and Title 29 of the Delaware Code Amending the Appeal Process From a Decision of the Delaware Alcoholic Beverage Control Commissioner.

HA 1 to SB 222 - SCOTT - Placed with the Bill.
HA 1 to SB 229 - B. SHORT - Placed with the Bill.
Representative Jaques requested and was granted personal privilege of the floor to make comments. Mr. Speaker Gilligan assigned SB 201 to the House Administration Committee. Representative Schwartzkopf made an announcement.

Mr. Speaker Gilligan invited the members of House leadership to join him at the podium to honor Representative Gregory F. Lavelle on the occasion of his retirement from the House of Representatives. Mr. Speaker Gilligan introduced Mrs. Ruth Lavelle, wife of Representative Lavelle, and addressed the House. Representative Hocker made comments and presented a House Tribute to Representative Lavelle. Representatives Schwartzkopf & Longhurst addressed the House. Representative Keeley requested that she be marked present and made comments. Representative J. Johnson requested that he be marked present and made comments. Representatives Schooley, Briggs King, Scott, Miro & Blakey made comments. Representative M. Smith requested that she be marked present and made comments. Representatives Manolakos, Brady & Ramone made comments. Representative J. Johnson requested that he be marked present and made comments. Representative Hudson requested that she be marked present and made comments. Representative B. Short requested that he be marked present and made comments. Representative Lavelle addressed the House. Mr. Speaker Gilligan presented a gift to Representative Lavelle. Representatives Mitchell, Viola, Walker, D.P. Williams, Willis & Wilson requested that they be marked present.


HB 410 - A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING GENERAL FUNDS AND BOND PREMIUMS OF THE STATE; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE.

Mr. Speaker Gilligan assigned HB 410 to the Capital Infrastructure Committee. Representative Keeley made comments. Representative Mitchell made an announcement. The Majority Leader moved to recess for caucus and to the call of the Chair at 2:52 p.m. The House reconvened at 4:29 p.m. The Chief Clerk read the following committee reports into the record:

REVENUE & FINANCE: SB 244 - 9M.

HEALTH & HUMAN DEVELOPMENT: SB 197 - 10M; SB 216 w/SA 1 - 10M.; HB 399 - 7M.

NATURAL RESOURCES: SB 241 - 7M; SB 255 - 7M; HB 401 - 7M; HB 402 - 3F,4M.

EDUCATION: SB 233 - 8M.

TELECOMMUNICATION INTERNET & TECHNOLOGY: SB 248 - 6M.

Representative Schwartzkopf made an announcement. Representative Ramone requested and was granted personal privilege of the floor to make comments and an announcement. Representative Miro introduced a guest. Representative Mitchell made a comment. Representative Schwartzkopf made an announcement. Representative Lavelle made comments.

Representative Schwartzkopf deferred to Representative Schooley.

HB 383 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF THE CRIMINAL JUSTICE COUNCIL.

Representative Schooley made comments.
The roll call on HB 383 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 383 was sent to the Senate for concurrence.
Representative Mulrooney requested that he be marked present during the roll call.
Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought HJR 18, jointly sponsored by Senator Henry, before the House for consideration.

HJR 18 - DIRECTING THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES TO SUBMIT AN ANALYSIS AND RECOMMENDATIONS FOR CREATING A DEVELOPMENTALLY APPROPRIATE FOSTER CARE PROGRAM FOR YOUTH/YOUNG ADULTS UP TO AGE 21.

Representative Barbieri made comments.
The roll call on HJR 18 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HJR 18 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson brought SB 228 w/SA 2, sponsored by Senator McBride & Senators Bunting, Connor, Lawson, Peterson, Simpson & Venables & Representatives Atkins, Carson, Kenton, Outten & Wilson, before the House for consideration.

SB 228 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITION AGAINST THE USE OF LIGHTS FOR HUNTING.

Representative Schwartzkopf deferred to Representative Q. Johnson.
The roll call on SB 228 w/SA 2 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 228 w/SA 2 was returned to the Senate.
Representative Schwartzkopf deferred to Representative M. Smith.
Representative M. Smith brought SB 221, jointly sponsored by Senator Blevins, before the House for consideration.

SB 221 - AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 11 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED RELATING TO CERTIFICATION OF QUESTIONS OF LAW TO THE SUPREME COURT. (2/3 bill)

The roll call on SB 221 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least two-thirds Members of the House,
SB 221 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought SB 211 w/SA 2, jointly sponsored by Senator Blevins & Representative M. Smith & Senator Peterson, before the House for consideration.

SB 211 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRUELTY TO ANIMALS.

Representative Jaques brought HA 1 to SB 211 before the House for consideration. Representative Jaques made comments. HA 1 was adopted by voice vote. Representative Jaques made comments.
Representative Lee deferred to Representative Briggs King. Representative Briggs King made comments.

Representatives Jaques & Lee made comments.
The roll call on SB 211 w/SA 2 & HA 1 was taken and revealed:
YES: 32.
NOT VOTING: Representative Blakey - 1.
Therefore, having received a constitutional majority, SB 211 w/SA 2 & HA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Mulrooney.
Representative Mulrooney brought SB 229 w/SA 1, jointly sponsored by Senator Venables & Representative B. Short & Senators Ennis, McBride, DeLuca & Henry & Representatives Brady, Carson, Hudson, D. Short & Lavelle, before the House for consideration.

SB 229 - AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE FRANCHISING PRACTICES.
Representative Willis announced that he will not be voting on SB 229 w/SA 1 because of a possible conflict of interest. Representative B. Short requested that HA 1 to SB 229 be stricken. Representative Mulrooney made comments.

The roll call on SB 229 w/SA 1 was taken and revealed:

YES: 40.

NOT VOTING: Representative Willis - 1.

Therefore, having received a constitutional majority, SB 229 w/SA 1 was returned to the Senate. Representative Willis requested and was granted personal privilege of the floor to introduce a guest. Representative Bennett brought HB 271, jointly sponsored by Representative Brady & Senator Henry & Representatives Heffernan, Jaques, Lavelle, Longhurst, Mitchell, Osienksi, Ramone, Schwartzkopf, Scott, B. Short, Viola & D.E. Williams & Senators Bonini, Lawson & McDowell, before the House for consideration.

HB 271 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE SERVICES, BROKERS, ASSOCIATE BROKERS AND SALESPERSONS.

Representative Bennett requested that HA 1 to SB 229 & HA 2 to HB 271 be stricken. Representatives Bennett & Lee made comments. Representative Wilson announced that he will not be voting on HB 271 because of a possible conflict of interest. Representatives Lee, Bennett, Ramone & D.P. Williams made comments.

The roll call on HB 271 was taken and revealed:

YES: 30.

NO: Representatives Blakey, Hocker, Hudson, Kenton, Lee, Manolakos, Miro, Outten, Peterman & D. Short - 10.

NOT VOTING: Representative Wilson - 1.

Therefore, having received a constitutional majority, HB 271 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative M. Smith. Representative M. Smith brought SB 188, jointly sponsored by Senator Blevins, before the House for consideration.

SB 188 - AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO MISCELLANEOUS PROVISIONS CONCERNING ANIMALS.

Representative M. Smith made comments.

The roll call on SB 188 was taken and revealed:

YES: 40.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, SB 188 was returned to the Senate. Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short brought HB 242, jointly sponsored by Senator Venables & Representatives Hocker, Hudson, Kenton, Miro, Peterman, Ramone, Wilson, Bennett, Q. Johnson, Keeley & B. Short & Senator Ennis, before the House for consideration.

HB 242 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTOMOBILE INSURANCE, VEHICLE DATA-REPORTING DEVICE, AND UNAUTHORIZED USE, RELEASE, OR DISCLOSURE OF DATA.

Representative D. Short brought HA 1 to HB 242 before the House for consideration. Representative D. Short brought HA 1 to HA 1 to HB 242 before the House for consideration. Representative D. Short made comments. HA 1 to HA 1 was adopted by voice vote. Representative D. Short made comments. HA 1 was adopted by voice vote. Representatives D. Short & Kowalko made comments.

The roll call on HB 242 w/HA 1 & HA 1 to HA 1 was taken and revealed:

YES: 39.

NO: Representative Kowalko - 1.

ABSENT: Representative D.P. Williams - 1.

Therefore, having received a constitutional majority, HB 242 w/HA 1 & HA 1 to HA 1 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Walker. Representative Walker brought SCR 34, jointly sponsored by Senator Hall-Long & Senator Katz & Senators Blevins, Sokola, Sorenson, Bunting, Cloutier & Ennis & Representatives Keeley, M. Smith, Q. Johnson, Heffernan, Hudson, Hocker, Kowalko, Briggs King, Mitchell, Barbieri, Carson, Schooley, Lavelle, Miro, Ramone, D. Short & Wilson, before the House for consideration.

SCR 34 - ESTABLISHING A STATE TRANSITION TASK FORCE FOR EMERGING ADULTS WITH DISABILITIES AND SPECIAL HEALTH CARE NEEDS.

Representative Walker brought HA 1 to SCR 34 before the House for consideration. Representative Walker made comments. HA 1 was adopted by voice vote. Representative Walker made comments. SCR 34 was adopted by voice vote and was returned to the Senate. Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins made an announcement.
The Majority Leader moved to recess to the call of the Chair at 5:31 p.m.
Mr. Speaker Gilligan called the House to order at 2:00 p.m. on June 27, 2012.
The Chief Clerk read the following committee report into the record:
JUDICIARY: SB 234 w/SA 2 - 7M; SB 247 - 7M.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has defeated HB 261 w/HA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 267 w/SA 1 & SB 225 w/SA 1 & 2 and requests the concurrence of the House and the Senate has passed HB 322, HB 351 w/HA 1 & HJR 16 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 252 & HB 269 w/HA 1 and is returning the same to the House.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

The Chief Clerk called the roll.
Members Present: 41.
A prayer was offered by Representative Gerald L. Brady, Fourth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefiled legislation was introduced:

HB 405 - MULROONEY & SENATOR MARSHALL - REVENUE & FINANCE - An Act to Amend Title 30 Relating to the Personal Income Tax and Age 55+ Housing.

HA 1 to HB 376 - J. JOHNSON - Placed with the Bill.
HA 1 to HB 381 - B. SHORT - Placed with the Bill.
HA 1 to HB 396 - SCOTT - Placed with the Bill.

SB 225 w/SA 1 & 2 - MCDOWELL & REPRESENTATIVE BRADY; SENATORS SIMPSON, VENABLES, ENNIS, BUNTING, CLOUTIER, CONNER, SORENSON; REPRESENTATIVES BENNETT, HEFFERNAN, HUDSON, MITCHELL, BLAKEY - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 21 of the Delaware Code Relating to Helmets for Horseback Riders. (2/3 bill)

SB 254 - BUNTING & REPRESENTATIVE ATKINS; SENATORS ENNIS, HALL-LONG; REPRESENTATIVES KENTON, WALKER - PUBLIC SAFETY & HOMELAND SECURITY - An Act to Amend Title 29 of the Delaware Code as It Relates to the Hazardous Materials Transportation Act and Title 21 of the Delaware Code as It Relates to Motor Carrier Safety.

SB 267 w/SA 1 - HENRY & REPRESENTATIVE J. JOHNSON; REPRESENTATIVES BENNETT, BOLDEN, KEELEY, M. SMITH, OUTTEN - HOUSE ADMINISTRATION - An Act to Amend Title 29 of the Delaware Code Relating to Cemetery Registration and Distressed Cemetery Fund.

SB 271 - KATZ & REPRESENTATIVE D.E. WILLIAMS; SENATORS BLEVINS, BUNTING, BUSWELLER, DELUCA, ENNIS, HALL-LONG, HENRY, MARSHALL, MCBRIDE, MCDOWELL, PETERSON, SIMPSON, SOKOLA, VENABLES; REPRESENTATIVES HEFFERNAN, JAQUES, J. JOHNSON, LAVELLE, SCHWARTZKOPF, SCOTT, B. SHORT, WILLIS, HUDSON - REVENUE & FINANCE - An Act to Amend Title Subchapter IX of Title 30 of the Delaware Code Relating to Tax Credits.

HA 1 to SB 258 - LAVELLE - Placed with the Bill.
Representative Schwartzkopf deferred to Representative Ramone.
The House observed a moment of silence in memory of Kimberly C. Bogia at the request of Representative Ramone.
Representative B. Short requested that he be marked present.
The Reading Clerk read the following communications into the record:

HOUSE TRIBUTE ANNOUNCEMENT #83

DATE: June 27, 2012
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1681</td>
<td>Miro</td>
<td>6/7/2012</td>
<td>T</td>
<td>American Turkish Friendship Assoc., - DE cosponsors: Reps. Bolden, Hudson, Keeley &amp; Ramone</td>
</tr>
<tr>
<td>H146-1682</td>
<td>Briggs King</td>
<td>6/6/2012</td>
<td>T</td>
<td>Mike &amp; Hope Tyler - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-1683</td>
<td>Mitchell</td>
<td>6/8/2012</td>
<td>T</td>
<td>Phyllis Berggrun - Retirement - Pres. - Willow Run Civic Association</td>
</tr>
</tbody>
</table>
H146-1685 J. Johnson 6/11/2012 M William A. Alston
H146-1686 Scott 6/8/2012 T Ralph Fitch - Retirement - Capital School District
H146-1687 Carson 6/10/2012 M Susan A. Durham
H146-1688 Hefferman 6/16/2012 T Elsie Baldwin - 80th Birthday
H146-1689 Gilligan 6/12/2012 T Harvey Hanna & Associates, Inc. - Beautification Project
H146-1690 Q. Johnson 6/29/2012 T Lonnie Embert - Retirement - DelDOT
H146-1691 D.E. Williams; 6/16/2012 T Theodore & Kathleen Lewis - 50th Wedding Anniversary
H146-1692 Q. Johnson 6/19/2012 T Joanne Christian - Retirement - Appoquinimink School Board
H146-1693 Peterman 6/14/2012 T Gerald Kobasa - Service - DE Interscholastic Athletic Association
H146-1694 Peterman 6/11/2012 M William A. Ward
H146-1695 Briggs King 6/12/2012 M John Albert Elliott
H146-1696 Briggs King 6/15/2012 T Douglas Myers - Eagle Scout
H146-1697 Lavelle; 6/15/2012 M Lawrence Delmont Unthank
H146-1698 J. Johnson 6/13/2012 M Anthony Gallo, Sr.
H146-1699 Schwartzkopf 6/13/2012 M Dr. James Beebe, Jr.
H146-1700 Willis 6/28/2012 T Melvin Ford - Retirement - DelDOT
H146-1701 Brady; 6/14/2012 M Robert E. Kirkwood
Mulrooney
H146-1702 Keeley 6/18/2012 T Jahaziel Velenzo - Trainor Scholarship Award
T- Tribute M - Memoriam

Representative Schwartzkopf deferred to Mr. Speaker Gilligan. Mr. Speaker Gilligan invited the members of House leadership to join him at the podium to honor Representative D.P. Williams & Representative Teresa L. Schooley on the occasion of their retirement from the House of Representatives. Mr. Speaker Gilligan invited Representative D.P. Williams to the podium and addressed the House. Representatives Schwartzkopf, Longhurst, Lavelle & Hocker addressed the House. Mr. Speaker Gilligan presented a House Tribute to Representative D.P. Williams. Representative Keeley requested that she be marked present and made comments. Representatives Kowalko, Manolakos & Blakey made comments. Representative Mitchell requested that he be marked present and made comments. Representatives M. Smith, Briggs King, B. Short, J. Johnson, Miro, D.E. Williams, Scott, Jaques, Barbieri, Brady & Carson made comments. Mr. Speaker Gilligan presented a gift to Representative D.P. Williams, who introduced his family and addressed the House.

Mr. Speaker Gilligan invited Representative Teresa L. Schooley to the podium and addressed the House. Representatives Schwartzkopf, Longhurst, Lavelle & Hocker addressed the House. Representative Schwartzkopf presented a House Tribute to Representative Schooley. Representatives Jaques & Keeley made comments. Mr. Speaker Gilligan welcomed Senators Sokola, Blevins & Sorenson to the House Chamber. Representative M. Smith presented a gift from the Kids Caucus to Representative Schooley. Senators Sorenson, Blevins & Sokola addressed the House. Representatives Blakey, Manolakos, Mitchell, Kowalko, Miro, J. Johnson & Scott made comments. Representative Atkins requested that he be marked present and made comments. Representative D.E. Williams made comments. Representative Osinski requested that he be marked present and made comments. Representative Ramone made comments. Mr. Speaker Gilligan made comments and presented a gift to Representative Schooley, who addressed the House.

Representative Schwartzkopf requested and was granted personal privilege of the floor to introduce a guest and make comments. Representative Atkins introduced a guest and made comments. Representative Walker requested that she be marked present.

The Majority Leader moved to recess for caucus and to the call of the Chair at 3:30 p.m.

The House reconvened at 5:16 p.m.

The Chief Clerk read the following committee reports into the record:

HOUSE ADMINISTRATION: SB 212 w/SA 1 - 3M; SB 201 - 4M; SJR 9 - 4M; SB 243 w/SA 1 - 4M; SB 258 w/SA 1 - 4M; SB 277 - 3M.
PUBLIC SAFETY & HOMELAND SECURITY: SB 177 - 6M; SB 210 w/SA 1 & 2 - 6M; SB 246 - 6M.

POLICY ANALYSIS & GOVERNMENT ACCOUNTABILITY: SB 184 - 2F, 3M.

AGRICULTURE: SB 236 - 5M; SB 249 w/SA 1 - 2F, 3M.

The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 260, SCR 11 & SCR 12 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed HB 333 aab HA2 aab HA 1 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Hocker. The House observed a moment of silence upon hearing that former Representative Pamela S. Maier and her family had been evacuated from their home due to the approaching wildfires in Colorado, at the request of Representative Hocker. Representatives Heffernan & Mulrooney requested that they be marked present. Representative Schwartzkopf deferred to Representative Kowalko. Representative Kowalko made comments and requested that HB 392 be stricken. Representative Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative Q. Johnson.
Representative Q. Johnson moved to suspend the rules which interfere with action on SB 22 w/SA 1 & 3. The motion was seconded by Representative J. Johnson and adopted by voice vote.


SB 22 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTISM SPECTRUM DISORDERS COVERAGE. (F/N)

Representative Q. Johnson & Jaques made comments.

The roll call on SB 22 w/SA 1 & 3 was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority, SB 22 w/SA 1 & 3 was returned to the Senate.
Representative M. Smith made comments regarding SB 22 w/SA 1 & 3.
Representative Schwartzkopf deferred to Representative Brady.
Representative Brady introduced and brought HCR 54, jointly sponsored on behalf of All Representatives & Senator McDowell on behalf of All Senators, before the House for consideration.

HCR 54 - RECOGNIZING JULY 9, 2012, AS THE DAY OF THE WARRANT OFFICER CORPS.

Representative Brady made comments.

HCR 54 was adopted by voice vote and was sent to the Senate for concurrence.
Representative Brady requested and was granted privilege of the floor for himself and members of the First State Chapter Warrant Officers Association. CW4 John M. Dill, President, addressed the House.

Mr. Speaker Gilligan reassigned SB 254 to the Agriculture Committee.

Representative Schwartzkopf deferred to Representative D.E. Williams.
Representative D.E. Williams moved to suspend the rules which interfere with action on SB 233.

The motion was seconded by Representative Longhurst and adopted by voice vote.

Representative D.E. Williams brought SB 233, jointly sponsored by Senator Sokola & Representative D.E. Williams & Senators Simpson, Sorenson & Cloutier & Representatives Heffernan, B. Short, Walker, Mitchell, Schooley, Manolakos, Miro & Bolden, before the House for consideration.

SB 233 - AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO COMPREHENSIVE SCHOOL SAFETY PLANS (F/N)

Representatives D.E. Williams, Ramone, Heffernan & Hudson made comments.

The roll call on SB 233 was taken and revealed:
YES: 41.

Therefore, having received a constitutional majority, SB 233 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Q. Johnson.

Representative Q. Johnson moved to suspend the rules which interfere with action on HB 384. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Q. Johnson brought HB 384, jointly sponsored by Senator Hall-Long & Representatives Hudson, Jaques, Keeley, Longhurst, Miro, Mitchell & M. Smith & Senators Ennis & Sokola & cosponsored by Representatives Osienksi & Walker, before the House for consideration.

HB 384 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO UNIVERSAL HEARING SCREENING, TRACKING, AND INTERVENTION.

Representative Q. Johnson brought HA 1 to HB 384 before the House for consideration.

Representative Q. Johnson made comments. HA 1 was adopted by voice vote. Representatives Q. Johnson & Hudson made comments.

The roll call on HB 384 w/HA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 384 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought SB 216 w/SA 1, jointly sponsored by Senator Henry & Senator Marshall & Representatives Bennett, Keeley, B. Short & Walker, before the House for consideration.

SB 216 - AN ACT TO AMEND TITLE 29 AND TITLE 16 OF THE DELAWARE CODE BY ESTABLISHING AN ELECTRONIC WEB-BASED BACKGROUND CHECK CENTER FOR EMPLOYMENT IN LONG TERM CARE OR COMMUNITY SETTINGS. (F/I)

Representatives Barbieri & Lavelle made comments. Representative Barbieri requested and was granted privilege of the floor for Susan DelPesco, Director, Division of Long Term Care Residents Protection, Department of Health & Social Services.

The roll call on SB 216 w/SA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SB 216 w/SA 1 was returned to the Senate.

Representative Schwartzkopf welcomed Senator Joseph Booth to the House Chamber.

Representative Schwartzkopf deferred to Representative Kowalko.


HB 332 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FINANCIAL DISCLOSURES OF OFFICERS AND EMPLOYEES OF THE STATE.

Representative Kowalko made comments.

The roll call on HB 332 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 332 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought HB 315, jointly sponsored by Senator Henry & Representatives Bennett, Brady, Heffernan, Hudson, Jaques, Keeley, Kowalko, Mitchell, Schooley, Schwartzkopf, M. Smith, Viola & Walker & Senators Bushweller, Ennis & Sokola, before the House for consideration.

HB 315 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES SYSTEMS.

Representative Barbieri brought HA 1 to HB 315 before the House for consideration. Representative Barbieri made comments. HB 315 w/HA 1 was adopted by voice vote. Representative Barbieri made comments.

The roll call on HB 315 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 315 w/HA 1 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Lee.


HB 401 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FREE SURF FISHING VEHICLE PERMITS FOR CERTAIN VOLUNTEERS. (F/N)

Representative Lee introduced and brought HA 1 to HB 401 before the House for consideration. Representatives Lee & Mitchell made comments. HA 1 was adopted by voice vote. Representative Lee made comments.

The roll call on HB 401 w/HA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, HB 401 w/HA 1 was sent to the Senate for concurrence.

Representative Miro requested and was granted personal privilege of the floor to introduce a guest and make comments. Representative Lavelle made comments.

The Chief Clerk read the following committee report into the record:

AGRICULTURE: SB 254 - 5M.

Representative M. Smith introduced and brought HCR 53, jointly sponsored by Representative Willis & Senator Blevins, before the House for consideration.

HCR 53 - PROCLAIMING THE WEEK OF OCTOBER 21-27, 2012 AS “DELAWARE’S PRO BONO CELEBRATION WEEK.”

Representative M. Smith made comments.

HCR 53 was adopted by voice vote and was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Bolden.

Representative Bolden brought HB 389, jointly sponsored by Senator Ennis, before the House for consideration.
HB 389 - AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO RUNAWAY AND HOMELESS YOUTH.

Representative Bolden made comments. The roll call on HB 389 was taken and revealed:
YES: 40.
ABSENT: Representative B. Short - 1.
Therefore, having received a constitutional majority, HB 389 was sent to the Senate for concurrence. Representative Bolden made comments regarding HB 389. Representative Atkins made an announcement.

Representative Schwartzkopf deferred to Representative Jaques. Representative Jaques brought HB 275 w/SA 2, jointly sponsored by Senator Bunting & All Representatives & All Senators, before the House for concurrence on SA 2.

HB 275 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAX CREDITS. (F/N)

Representative Jaques made comments. The roll call on HB 275 w/SA 2 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 275 w/SA 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Jaques. Representative Atkins made an announcement.

Representative Schwarzkopf deferred to Representative Jaques. Representative Jaques brought HB 275 w/SA 2, jointly sponsored by Senator Bunting & All Representatives & All Senators, before the House for concurrence on SA 2.

HB 275 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAX CREDITS. (F/N)

Representative Jaques made comments. The roll call on HB 275 w/SA 2 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 275 w/SA 2 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Lee. Representative Lee requested that HB 375 & HB 361 be stricken.


SB 178 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS.

Representative Carson made comments. The roll call on SB 178 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 178 was returned to the Senate. Representative Schwartzkopf deferred to Representative Brady. Representative Brady brought HB 337, jointly sponsored by Representative Kowalko & Senator Marshall & Representatives Mitchell & Osienksi, before the House for consideration.

HB 337 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE POLICE OFFICERS’ AND FIREFIGHTERS’ EMPLOYMENT RELATIONS ACT.

Representatives Brady & D. Short made comments. Representative D. Short requested and was granted privilege of the floor for Ronald Smith, Minority House Attorney. Representatives D. Short, Mitchell, Schwartzkopf & Lavelle made comments. The roll call on HB 337 was taken and revealed:
YES: 25.
NOT VOTING: Representative Blakey - 1.
Therefore, having received a constitutional majority, HB 337 was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Barbieri. Representative Barbieri introduced and brought HCR 55, jointly sponsored by Senator Blevins, before the House for consideration.

HCR 55 - CREATING THE DELAWARE HEALTH FUND WORKING GROUP.

Representatives Barbieri & Hudson made comments. HCR 55 was adopted by voice vote and was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative Schooley. Representative Schooley brought SB 207 w/SA 1, jointly sponsored by Senator Sokola & Senators Hall-Long, Ennis, Bunting & Venables & Representatives Brady, Heffernan, Q. Johnson, Mitchell, Longhurst, Barbieri, Miro & Peterman, before the House for consideration.

SB 207 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EXCEPTIONAL PERSONS.

Representative Schooley made comments. The roll call on SB 207 w/SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 207 w/SA 1 was returned to the Senate. The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed SB 278 w/SA 1 & SJR 10 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 266 w/SA 1 and requests the concurrence of the House and the Senate has passed HS 1 for HB 311 w/HA 2, HB 185, HB 295, HB 181 w/HA 2 & HJR 17 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 257, SB 238, SB 269 w/SA 1 & SCR 47 and requests the concurrence of the House and the Senate has passed HB 276 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Q. Johnson.


SB 255 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO REGULATIONS AND PROHIBITIONS CONCERNING GAME AND FISH.

Representative Q. Johnson made comments.
The roll call on SB 255 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 255 was returned to the Senate.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson brought SB 190 w/SA 1 & 2, jointly sponsored by Senator Peterson & Senator Blevins & Senators Ennis, Henry, Sokola & Sorenson & Representatives Brady, Heffernan, Kowalko, Longhurst & Schooley, before the House for consideration.

SB 190 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE HEALTHY PREGNANCIES FOR INCARCERATED WOMEN ACT.

Representative J. Johnson made comments.
The roll call on SB 190 w/SA 1 & 2 was taken and revealed:
YES: 40.
ABSENT: Representative Atkins - 1.
Therefore, having received a constitutional majority, SB 190 w/SA 1 & 2 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Ramone. Representative Ramone made comments and an announcement. Mr. Speaker Gilligan made an announcement.
The Majority Leader moved to recess to the call of the Chair at 6:51 p.m.
Mr. Speaker Gilligan called the House to order at 2:01 p.m. on June 28, 2012.
The Majority Leader moved to adjourn at 2:02 p.m., thereby ending the current legislative day. The House reconvened at 2:03 p.m.

45th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 28, 2012

The Chief Clerk called the roll.
Members Present: 41.
A prayer was offered by Representative Harvey R. Kenton, Thirty-sixth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American flag.
The minutes of the previous legislative day were approved as posted.
The following prefilled legislation was introduced:
HB 406 - B. SHORT & SENATOR BUNTING - MANUFACTURED HOUSING - An Act to Amend Title 25 of the Delaware Code Relating to Manufactured Home Communities and the Lot Rental Assistance Program.

SB 238 - DELUCA & REPRESENTATIVE GILLIGAN; SENATORS BUNTING, ENNIS, HENRY; REPRESENTATIVES HEFFERNAN, HUDSON, JAQUES, KEELEY, OSIENSKI - LABOR - An Act to Amend Title 19 of the Delaware Code Relating to Workers’ Compensation and the Health Care Payment System.

SB 257 - HALL-LONG & REPRESENTATIVE WALKER; SENATORS BLEVINS, ENNIS, HENRY, KATZ, SIMPSON, SOKOLA, SORENSON; REPRESENTATIVES BARBIERI, BRIGGS KING, CARSON, JAQUES, Q. JOHNSON, KEELEY, RAMONE - HEALTH & HUMAN DEVELOPMENT - An Act to Amend Title 24 of the Delaware Code Relating to Assistance with Medications.

SB 266 w/SA 1 - BOOTH & REPRESENTATIVES SCHWARTZKOPF & SENATOR BUNTING; SENATOR SIMPSON; REPRESENTATIVE BENNETT, BOLDEN, CARSON, KENTON - HOUSE ADMINISTRATION - An Act to Amend Title 21 of the Delaware Code Relating to Special License or Registration Plates.
(3/5 bill)

SB 269 w/SA 1 - BUNTING & REPRESENTATIVE SCHWARTZKOPF - HOUSE ADMINISTRATION - An Act to Amend the Charter of the City of Rehoboth Beach Relating to Indebtedness. (2/3 bill)
These measures by his fellow —Millsboro emergencies; and known as a —Rainy Day Fund,‖ which could only be used for unanticipated deficits and other unexpected cap of 98 per cent of anticipated general fund revenues and the establishment of a budget reserve account, two amendments to the Delaware State Constitution, a process completed in 19 important contributions to Delaware government's fiscal stability and financial management, in the form of Committees and as co- Pro Tempore of the Senate from 1976 to 1996, becoming the longest Senate from 1972 to 1996; and the Delaware State House of Representatives from 1970 to 1972, and as a memb. #BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE: REPRESENTATIVE, STATE SENATOR AND SECRETARY OF FINANCE, Richard S. Cordrey & Senator Margaret Rose Henry to the House chamber. Representative Briggs King made comments. Mr. Speaker Gilligan welcomed former Senator Nancy Cook to the House chamber. Representative J. Johnson made comments. Representative Willis made comments and presented a gift to Representative Lee. Representatives D. Short, Kenton, Kowalko & Wilson made comments. Representative Miro requested that he be marked present and made comments. Representative Carson made comments. Representative Keeley requested that she be marked present and made comments. Representative Bennett made comments. Representative Atkins requested that he be marked present and made comments. Representatives Ramone & Viola made comments. Mr. Speaker Gilligan presented a gift to Representative Lee who addressed the House. Mr. Speaker Gilligan invited Representative Bennett to the podium and addressed the House. Representative Schwartzkopf, Longhurst, Lavelle & Hocker addressed the House. Representative Brady requested that he be marked present and made comments. Representatives D.P. Williams, Blakey, M. Smith, Q. Johnson, Carson, Jaques, Kowalko, Schooley, Kenton, Scott & J. Johnson made comments. Mr. Speaker Gilligan presented a gift to Representative Bennett who addressed the House. Mr. Speaker Gilligan thanked Jordan Carson, Jaques, Kowalko, Schooley, Kenton, Schooley & M. Smith made comments. Mr. Speaker Gilligan welcomed former Senator Pamela Thornburg Bakerian, former Representative Robert Walls, former Representative, Senator & Secretary of Finance Richard S. Cordrey & Senator Margaret Rose Henry to the House chamber. Representative Briggs King made comments. Mr. Speaker Gilligan welcomed former Senator Nancy Cook to the House chamber. Representative J. Johnson made comments. Representative Willis made comments and presented a gift to Representative Lee. Representatives D. Short, Kenton, Kowalko & Wilson made comments. Representative Miro requested that he be marked present and made comments. Representative Carson made comments. Representative Keeley requested that she be marked present and made comments. Representative Bennett made comments. Representative Atkins requested that he be marked present and made comments. Representatives Ramone & Viola made comments. Mr. Speaker Gilligan presented a gift to Representative Lee who addressed the House. Representatives Schwartzkopf, Longhurst, Lavelle & Hocker addressed the House. Representative Brady requested that he be marked present and made comments. Representatives D.P. Williams, Blakey, M. Smith, Q. Johnson, Carson, Jaques, Kowalko, Schooley, Kenton, Scott & J. Johnson made comments. Mr. Speaker Gilligan presented a gift to Representative Bennett who addressed the House. Mr. Speaker Gilligan thanked Jordan Seemans, Assistant to the Speaker, for making preparations for the recognitions. Representative Schwartzkopf deferred to Representative Atkins. Representative Atkins brought SB 249 w/SÅ 1, jointly sponsored by Senator Bunting & Senator DeLuca & Representative Atkins & Representative Gilligan & Senators Blevins, Bonini, Booth, Bushweller, Cloutier, Connor, Ennis, Hall—Long, Henry, Katz, Lawson, Marshall, McBride, McDowell, Simpson, Sokola, Sorenson & Venables & Representatives Bennett, Heffernan, Hocker, Hudson, Keeley, Kenton, Mitchell, O"utt...
U. S. Senator John J. Williams (1904-1988), who retired from a long and distinguished career in the U. S. Senate the same month Senator Cordrey began his duties as a Delaware State Senator, and that, as has so often been the case in Delaware history, Senator Cordrey, a lifelong Democrat, and Senator Williams, a lifelong Republican, put aside party differences in the interests of the state they both loved so well; and

WHEREAS, in the early 1980’s, Senator Cordrey worked closely with Governor Pierre S. du Pont, IV, even though, again, they were of opposite political parties, to bring about enactment of the state’s landmark “Financial Center Development Act,” which has served to make Delaware a national banking center and has brought thousands of high-quality jobs to the state; and

WHEREAS, some years after his retirement from the Senate in 1996, he was named Delaware’s Secretary of Finance by then-Governor Ruth Ann Minner, in which position he again served the state ably and well; and

WHEREAS, Senator Cordrey, younger of the two sons of John and Rachel Cordrey, was born and raised in the Sussex County town of Millsboro, where he still lives, and where he has, from his boyhood, been active in hands-on farming; and

WHEREAS, after graduating from Millsboro High School and Goldey-Beacom College, where he met and fell in love with an attractive young lady from Vineland, New Jersey, named Mary Jane Bowen, with whom he was subsequently joined in Holy Matrimony on the 5th Day of December, 1953, and with whom he was later blessed by the birth of two sons, Rick and Steve; and

WHEREAS, after completing his military service in the U. S. Army, Senator Cordrey returned to Millsboro with his wife, where they have made their home and raised their family; and

WHEREAS, for more than half a century, Senator Cordrey has owned and operated R. S. C. Farms, a successful farming and agribusiness enterprise in Millsboro and surrounding areas of Sussex County; and

WHEREAS, throughout his years in the Delaware General Assembly, Senator Cordrey was one of the few active farmers among the membership and was a strong and eloquent voice on behalf of Delaware’s farmers and our state’s tradition of family farming; and

WHEREAS, because of Senator Cordrey’s exemplary service to the State of Delaware over many years in a number of important capacities, and because of his lifelong involvement in, and dedication to, Delaware farming, it is singularly appropriate that the Delaware Department of Agriculture’s Main Administration Building south of Dover be named in honor of this distinguished Delaware farmer;

NOW, THEREFORE:
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:
Section 1. The Delaware Department of Agriculture Main Administration Building at 2320 South DuPont Highway, Dover, Delaware, is hereby renamed the “Richard S. Cordrey Building.”
Representatives Atkins, Hocker, Schwartzkopf, Briggs King, Hudson & Atkins made comments.
The roll call on SB 249 w/SA 1 was taken and revealed:
YES: 38.
ABSENT: Representatives Keeley, Longhurst & Manolakos - 3.
Therefore, having received a constitutional majority, SB 249 w/SA 1 was returned to the Senate.
Representatives Barbieri, Mulrooney & D.E. Williams requested that they be marked present during the roll call.
The Majority Leader moved to recess for caucus at 3:57 p.m.
The House reconvened at 6:22 p.m.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed HB 231, HB 329, HS 1 for HB 371, HB 387 w/HA 1, HB 309 w/HA 1 & SA 2, HB 349 w/HA 1, HB 103, HB 341 w/HA 1 & HB 312 and requests the concurrence of the House. The Senate wishes to inform the House that it has passed SB 274 & SB 273 and is returning the same to the House. The Senate wishes to inform the House that it has passed HB 164, HB 348 & HB 9. The Senate wished to inform the House that it has passed HB 261 w/ HA 1 & SA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed SB 279 & SB 270 and requests the concurrence of the House and the Senate has passed HB 350, HB 382 & HB 285 and is returning the same to the House.

MEMORANDUM
TO: Richard L. Puffer
Chief Clerk of the House
FROM: The Honorable E. Bradford Bennett
State Representative
32nd District
DATE: June 21, 2012
RE: Request to Recall House Substitute 1 for House Bill 258 from the State Senate
I request that House Substitute 1 for House Bill 258 be recalled from the State Senate for the purpose of striking the bill.
Thank you for your attention to this request.

MEMORANDUM
TO: Bernard J. Brady

Secretary of the Senate

FROM: Richard L. Puffer
Chief Clerk of the House

DATE: June 28, 2012

RE: Request return of HS 1 for HB 258 from the Senate

At the request of the Honorable E. Bradford Bennett, I hereby respectfully request the return from the Senate of HS 1 for HB 258 for the purpose of striking the bill.

MEMORANDUM

TO: Richard L. Puffer
Chief Clerk of the House

FROM: Bernard J. Brady
Secretary of the Senate

DATE: June 28, 2012

RE: Request to Recall House Substitute 1 for House Bill 258

Per your request on behalf of Representative E. Bradford Bennett, I am returning House Substitute 1 for House Bill 258 to the House of Representative for the purpose of striking the bill.

The Chief Clerk read the following committee report into the record:

HEALTH & HUMAN DEVELOPMENT: HB 403 - 8M.
HOUSE ADMINISTRATION: SB 223 - 4M; SB 266 w/SA 1 - 4M.
CORRECTIONS: SB 245 - 1F.4M.

Mr. Speaker Gilligan made an announcement. Representative Manolakos requested that he be marked present. Representative Schwartzkopf made an announcement.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with action on SJR 11.

The motion was seconded by Representative J. Johnson and adopted by voice vote.


SJR 11 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012.

The roll call on SJR 11 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SJR 11 was returned to the Senate.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with action on SJR 12.

The motion was seconded by Representative J. Johnson and adopted by voice vote.


SJR 12 - THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2013.

The roll call on SJR 12 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, SJR 12 was returned to the Senate.

Representative Schwartzkopf deferred to Representative D.P. Williams.

Representative D.P. Williams moved to suspend the rules which interfere with action on SB 260.

The motion was seconded by Representative J. Johnson and adopted by voice vote.


SB 260 - AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2013; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

Representatives D.P. Williams & Kowalko made comments. Representative D.P. Williams requested and was granted privilege of the floor for Mike Morton, Deputy Controller General. Representatives Kowalko & Blakey made comments. Representative Kowalko deferred to Representative LaVelle who made comments regarding SB 260.

Representative Schwartzkopf deferred to Representative Jaques.
Representative Jaques brought HB 196 w/SA 2 & 3, jointly sponsored by Senator Katz, before the House for concurrence on SA 2 & 3.

HB 196 - AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF VOTERS AND TO POLLING PLACES.

Representative Jaques made comments.
The roll call on HB 196 w/SA 2 & 3 was taken and revealed:
YES: 35.
NO: Representatives Hudson, Manolakos, Outten, Peterman, D. Short & Wilson - 6.
Therefore, having received a constitutional majority, HB 196 w/SA 2 & 3 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Bennett.


HB 235 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO STATE PARKS.

Representative Bennett made comments.
The roll call on HB 235 w/SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 235 w/SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative Bennett.

Representative Bennett brought HB 243 w/HA 1 & 2 & SA 1, jointly sponsored by Representative Scott & Senator Sokola & Representatives Bolden, Hefferman, Hudson, Jaques, Longhurst, Osienski, Schooley, M. Smith & Walker & Senators Bunting & Ennis, before the House for concurrence on SA 1.

HB 243 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO REPORTING SCHOOL CRIMES.

Representative Barbieri made comments.
The roll call on HB 243 w/HA 1 & 2 & SA 1 was taken and revealed:
YES: 39.
NO: Representatives Lavelle & Manolakos - 2.
Therefore, having received a constitutional majority, HB 243 w/HA 1 & 2 & SA 1 was sent to the Governor.

Mr. Speaker Gilligan made an announcement.
The Chief Clerk read the following committee report into the record:
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: HB 376 - 7M.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri brought HB 243 w/HA 1 & 2 & SA 1, jointly sponsored by Representative Scott & Senator Sokola & Representatives Bolden, Hefferman, Hudson, Jaques, Longhurst, Osienski, Schooley, M. Smith & Walker & Senators Bunting & Ennis, before the House for concurrence on SA 1.

SB 232 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ASSIGNMENT OF RETIRED COMMISSIONERS:

Representative Barbieri made comments.
The roll call on SB 232 w/HA 1 & 2 & SA 1 was taken and revealed:
YES: 39.
NO: Representatives Lavelle & Manolakos - 2.
Therefore, having received a constitutional majority, SB 232 w/HA 1 & 2 & SA 1 was sent to the Governor.

Mr. Speaker Gilligan made an announcement.
The Chief Clerk read the following committee report into the record:
ECONOMIC DEVELOPMENT/BANKING/INSURANCE & COMMERCE: HB 376 - 7M.

Representative Schwartzkopf deferred to Representative M. Smith.

Representative M. Smith brought SB 232, jointly sponsored by Senator Blevins & Representative M. Smith & Senators Bunting & Sokola & Representatives Barbieri, Carson, Hudson, Keeley, Miro, Mitchell, Ramone, Viola & Walker, before the House for consideration.

SB 232 - AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ASSIGNMENT OF RETIRED COMMISSIONERS:

Representative M. Smith made comments.
The roll call on SB 232 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 232 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Wilson.

Representative Wilson moved to suspend the rules which interfere with introduction of and action on HS 1 for HB 402. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Wilson introduced and brought HS 1 for HB 402, jointly sponsored by Senator Venables, before the House for consideration.

HS 1 for HB 402 - AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITIONS CONCERNING GAME AND FISH.
Representatives Wilson, Jaques & Keeley made comments. Representative Wilson requested and was granted privilege of the floor for Collin O'Mara, Secretary, Department of Natural Resources and Environmental Control. Representative Keeley made comments.

The roll call on HS 1 for HB 402 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HS 1 for HB 402 was sent to the Senate for concurrence.

Representative Wilson made comments regarding HS 1 for HB 402.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 345, jointly sponsored by Senator Bushweller & Representatives Hocker, Hudson, Kowalko, Mitchell & Willis, before the House for consideration.

HB 345 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CASUALTY INSURANCE CONTRACTS, INCLUDING CANCELLATION OR NONRENEWAL OF AUTOMOBILE POLICIES.

Representative B. Short made comments. The roll call on HB 345 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 345 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative B. Short.
Representative B. Short brought HB 346, jointly sponsored by Senator Bushweller, before the House for consideration.

HB 346 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO REINSURANCE.

Representative B. Short made comments. The roll call on HB 346 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 346 was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative Miro.
Representative Miro brought HB 393, jointly sponsored by Senator Sorenson & Representatives Briggs King, Hudson, Ramone, Willis & Kowalko & Senator Bunting, before the House for consideration.

HB 393 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PAWNBROKERS, SECONDHAND DEALERS, AND SCRAP METAL PROCESSORS AND PRECIOUS METALS, PRICING, AND WEIGHING.

Representative Miro introduced and brought HA 1 to HB 393 before the House for consideration. Representative Miro made comments. HA 1 was adopted by voice vote. Representatives Miro & Carson made comments. The roll call on HB 393 w/HA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, HB 393 w/HA 1 was sent to the Senate for concurrence.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott brought SB 196, jointly sponsored by Senator Bushweller & Senator DeLuca & Representative Mitchell & Senator Cloutier, before the House for consideration.

SB 196 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO 9-1-1 SERVICES.

Representative Scott made comments. The roll call on SB 196 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 196 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Walker.

SB 234 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES AGAINST CHILDREN.

Representative Walker made comments. Representative Lavelle requested and was granted privilege of the floor for Patricia Dailey, Deputy Attorney General. Representatives Lavelle, Miro, Keeley, Blakey, Jaques, Willis & Wilson made comments. The roll call on SB 234 w/SA 2 was taken and revealed:
YES: 34.
Therefore, having received a constitutional majority, SB 234 w/SA 2 was returned to the Senate.
Representative Gilligan made an announcement.
The Majority Leader moved to recess to the call of the Chair at 7:54 p.m.
Mr. Speaker Gilligan called the House to order at 4:02 p.m. on June 30, 2012.
The Reading Clerk read the following communication into the record:
June 29, 2012

LEGISLATIVE ADVISORY #30
Governor Jack A. Markell signed the following legislation on the date indicated: 6/25/12 - HB 282, HB 109 aab HA 2 & SA 1, HB 338, HB 339, HB 340 & HB 342; 6/26/12 - HB 293 aab HA 1, HB 369 & HB 303; 6/27/12 - SB 162 & HB 289 aab HA 1 & 2; 6/28/12 - HB 294, SB 218, SB 237, SB 188, SB 209, HS 1 for HB 209 aab HA 1, HB 333 aab HA 2 aab HA 1 to HA 2, SB 227 & SB 199 aab SA 1
The Majority Leader moved to adjourn at 4:04 p.m., thereby ending the current legislative day. The House reconvened at 4:05 p.m.

46th LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - Second Session
June 30, 2012

The Chief Clerk called the roll.

Members Present: 41.

A prayer was offered by Representative Lincoln D. Willis, Twenty-ninth Representative District.

Mr. Speaker Gilligan invited Oliver Townsend, grandson of Representative Schwartzkopf, to lead those present in the pledge of allegiance to the American flag.

Representative Schwartzkopf requested and was granted personal privilege of the floor to introduce guests.

The minutes of the previous legislative day were approved as posted.

Representatives Atkins, Scott & D.E. Williams requested that they be marked present.

Representative Schwartzkopf deferred to Representative Longhurst.

Representative Longhurst introduced and brought HR 37, jointly sponsored by Representative Lavelle, before the House for consideration.

HR 37 - CREATING THE DELAWARE SCHOOL CONSTRUCTION WORKING GROUP
Representatives Longhurst & Jaques made comments.

HR 37 was adopted by voice vote.

Representatives Mitchell & Manolakos requested that they be marked present. Representative Bennett requested that HS 1 for HB 258 be stricken. Representative Manolakos requested and was granted personal privilege of the floor to introduce guests. Representative M. Smith requested that she be marked present. Representative Kenton requested and was granted personal privilege of the floor to introduce guests. Representative Willis requested and was granted personal privilege of the floor to introduce guests. Representatives Atkins & Schwartzkopf made comments.

Representative Schwartzkopf deferred to Representative Hocker.

Representative Hocker brought HB 198, jointly sponsored by Senator Bunting & Representatives Briggs King, Kenton, Wilson & Atkins & Senator Venables & cosponsored by Representative Bolden, before the House for consideration.

HB 198 - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE INDIAN RIVER SCHOOL BOARD.
Representative Hocker made comments.

The roll call on HB 198 was taken and revealed:

YES: 40.

ABSENT: Representative Heffernan - 1.

Therefore, having received a constitutional majority, HB 198 was sent to the Senate for concurrence. Representative D.P. Williams requested that they be marked present during the roll call.

Representative Schwartzkopf deferred to Representative Kenton.


SB 248 - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES AND THE PROVISION OF TELECOMMUNICATIONS SERVICE FOR PERSONS WHO HAVE DEAFNESS, HEARING LOSS OR SPEECH DISABILITIES.
Representatives Kenton & Brady made comments.

The roll call on SB 248 was taken and revealed:

YES: 40.

ABSENT: Representative Heffernan - 1.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, SB 248 was returned to the Senate.

Mr. Speaker Gilligan requested that JoAnn Hedrick, Chief Clerk Emeritus, her husband and family join him at the podium. Mr. Speaker Gilligan presented a House Tribute and a gift to JoAnn & Ed Hedrick in recognition of their 50th Wedding Anniversary. JoAnn & Ed Hedrick addressed the House.
Representative Heffernan requested that she be marked present. Representative Briggs King made comments.

Representative Briggs King brought SB 223, jointly sponsored by Senator Booth & Representative Kenton, before the House for consideration.

SB 223 - AN ACT TO REINCORPORATE THE TOWN OF GEORGETOWN. (2/3 bill)
Representative Briggs King brought HA 1 to SB 223 before the House for consideration. HA 1 was adopted by voice vote. Representatives Briggs King, Jaques & Schwartzkopf made comments.

The roll call on SB 223 w/HA 1 was taken and revealed:
YES: 40.
NO: Representative Jaques - 1.
Therefore, having received a constitutional majority of at least two-thirds Members of the House,

SB 223 w/HA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Keeley.
Representative Keeley moved to suspend the rules which interfere with action on HB 410.
The Reading Clerk read the following communication into the record:

**DEBT LIMIT STATEMENT TO FISCAL YEAR 2013**
This Debt Limit Statement is to be attached to the Fiscal Year 2013 Bond and Capital Improvement Act as required by 29 Del C. §7422.

(1) **Estimated Net General Fund revenue** for the Fiscal year ending June 30, 2013 as per the joint resolution of the House and Senate which will be signed by the Governor in connection with the adoption of the annual Budget Appropriation Bill for that fiscal year $ 3,689.7 million
(2) Multiply by 5% X .05
(3) Maximum aggregate principal amount of tax-supported obligations which may be authorized by the State in the fiscal year ending June 30, 2013. $ 184.485 million
(4) Less: Aggregate principal amount of previously Authorized tax-supported obligations subject to debt limit. $ 0 million
(5) **AVAILABLE DEBT LIMIT** prior to appended legislation (Line 3 minus Line 4). $ 184.485 million
(6) Less: Aggregate principal amount of new tax-supported obligations subject to debt limit to be authorized pursuant to appended legislation. $ 0 million
(7) **REMAINING DEBT LIMIT** (Line 5 minus Line 6). $ 184.485 million

Thomas J. Cook
June 26, 2012

The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Keeley brought HB 410, jointly sponsored by Senator Venables & Representatives Mulrooney, Schooley, Viola, Hudson & Lee & Senators Bunting, Hall-Long, Sokola, Bonini & Booth, before the House for consideration.

Representatives Keeley, Kowalko & B. Short made comments.
The roll call on HB 410 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least three-fourths Members of the House, HB 410 was sent to the Senate for concurrence.
Representatives Keeley, Lavelle & Schwartzkopf made comments regarding HB 410.
Representative Schwartzkopf deferred to Representative Barbieri.
Representative Barbieri brought HB 403, jointly sponsored by Senator Henry & Senator Connor & Representative Hudson, before the House for consideration.

**HB 403 - AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE HOSPITAL INFECTIONS DISCLOSURE ACT.**

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Representative Barbieri brought **HA 1 to HB 403** before the House for consideration. Representative Barbieri made comments. **HA 1** was adopted by voice vote. Representative Barbieri made comments. The roll call on **HB 403 w/HA 1** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **HB 403 w/HA 1** was sent to the Senate for concurrence.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short brought **SB 203**, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 203** - **AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CAPTIVE INSURANCE AND RISK RETENTION GROUPS.**

Representative B. Short made comments.

The roll call on **SB 203** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 203** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Brady.

Representative Brady brought **SCR 43**, jointly sponsored by Senator Marshall, before the House for consideration.

**SCR 43** - **ESTABLISHING A TASK FORCE TO WORK WITH THE DEPARTMENT OF EDUCATION TO ENSURE THAT THE STATE’S AMERICAN HISTORY CURRICULUM CONTAINS A BALANCED PRESENTATION OF THE HISTORY OF ORGANIZED LABOR AND COLLECTIVE BARGAINING AND THEIR IMPORTANCE IN THE DEVELOPMENT OF MODERN AMERICA.**

Representatives Brady, Miro, Lavelle, Kowalko, Blakey & Manolakos made comments.

The roll call on **SCR 43** was taken and revealed:

YES: 30.


Therefore, having received a constitutional majority, **SCR 43** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Scott.

Representative Scott brought **SB 222 w/SA 1**, jointly sponsored by Senator Ennis, before the House for consideration.

**SB 222** - **AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE HERITAGE COMMISSION AND THE COUNCIL ON ARCHIVES.**

Representative Scott requested that **HA 1 to SB 222** be stricken and made comments.

The roll call on **SB 222 w/SA 1** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 222 w/SA 1** was returned to the Senate. The Majority Leader moved to recess to the call of the Chair at 5:11 p.m.
The House reconvened at 5:11 p.m.
Representative D.E. Williams introduced **SB 265**, was placed with the Bill.
Representative Schwartzkopf deferred to Representative Scott.
Representative Scott introduced and brought **HCR 57**, jointly sponsored by Representative Willis & Representative M. Smith & Senator Hall-Long & Representative Q. Johnson & Senators Bushweller, Connor & Sorenson, before the House for consideration.

**HCR 57** - **CREATING A TASK FORCE TO EXAMINE PROGRAMS FOR GIFTED AND TALENTED STUDENTS IN THE STATE OF DELAWARE.**

Representatives Scott, Miro, Willis & Kowalko made comments.

**HCR 57** was adopted by voice vote and was sent to the Senate for concurrence.

The Majority Leader moved to recess to the call of the Chair at 5:21 p.m.
The House reconvened at 8:06 p.m.
The Reading Clerk read the following communications into the record:
The Senate wishes to inform the House that it has passed **SB 265** and requests the concurrence of the House and Senate has passed **HB 410** and is returning the same to the House. The Senate wishes to inform the House that it has passed **SJR 13** and requests the concurrence of the House.

Mr. Speaker Gilligan requested that Doug & Linda VanSant & Representative Scott join him at the podium. Mr. Speaker Gilligan addressed the House and presented a gift to the VanSants on the occasion of their 50th Wedding Anniversary. Representative Scott presented a House Tribute to the VanSants.

Mr. Speaker Gilligan introduced the VanSants’ son. Doug VanSant, Sr. addressed the House.

Mr. Speaker Gilligan announced that he will not seek re-election in November 2012.

Representatives D.P. Williams made comments. Mr. Speaker Gilligan addressed the House. Representatives Lavelle, Mitchell, D.P. Williams, Schwartzkopf & Mulrooney made comments. Mr. Speaker Gilligan invited Governor Jack A. Markell into the House chamber and to the podium. Governor Markell addressed the House. Mr. Speaker Gilligan addressed the House. Representatives Kowalko, Hocker, M. Smith, Miro, Blakey, Schooley, D.E. Williams & Longhurst made comments. Mr. Speaker Gilligan addressed the House.
Representatives Lee & Atkins made comments. Mr. Speaker Gilligan addressed the House. Representatives J. Johnson, Brady, Ramone & Schwartzkopf made comments.

The Majority Leader moved to recess to the call of the Chair at 8:57 p.m. The House reconvened at 9:39 p.m. Representative Schwartzkopf deferred to Representative Scott. Representative Scott introduced and brought HCR 56, jointly sponsored by Senator Bushweller, before the House for consideration.

**HCR 56** - DESIGNATING THE WEEK OF OCTOBER 15 THROUGH 21, 2012 AS “DELAWARE WINE & BEER WEEK.”

Representatives Scott & Lavelle made comments. HCR 56 was adopted by voice vote and was sent to the Senate for concurrence. Representative Schwartzkopf deferred to Representative D. Short. Representative D. Short introduced and brought SCR 45 on behalf of All Representatives and jointly sponsored by Senator Simpson on behalf of All Senators, before the House for consideration.

**SCR 45** - HONORING THE YOUNG WOMEN FROM ACROSS THE STATE OF DELAWARE PARTICIPATING IN THE 2012 SESSION OF DELAWARE GIRLS STATE.

Representative D. Short made comments. SCR 45 was adopted by voice vote and was returned to the Senate.

Representative Schwartzkopf deferred to Representative Walker. Representative Walker introduced and brought HR 36, jointly sponsored by Representative Longhurst & Representatives Bolden, Briggs King, Heffernan, Hudson, Keeley, Schooley & M. Smith, before the House for consideration.

**HR 36** - RECOGNIZING THE IMPORTANCE OF FOSTERING LEADERSHIP SKILLS AND THE SPIRIT OF PUBLIC SERVICE IN THE NEXT GENERATION OF DELAWARE WOMEN AND URGING THE EXPANSION OF THE GIRLS STATE PROGRAM.

Representative Walker made comments. HR 36 was adopted by voice vote.

Representative Schwartzkopf deferred to Representative Scott. Representative Scott brought HB 309 w/HA 1 & SA 1, jointly sponsored by Representative Carson & Senator Bushweller & Representative Brady & Senator Sokola & cosponsored by Representative Schooley, before the House for concurrence on SA1.

**HB 309** - AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION.

Representative Scott made comments. HB 309 w/HA 1, SA 2 & HA 2 was taken and revealed:

YES: 40.
ABSENT: Representative Hudson - 1.

Therefore, having received a constitutional majority, HB 309 w/HA 1, SA 2 & HA 2 was sent to the Senate.

Representative Schwartzkopf deferred to Representative Longhurst. Representative Longhurst brought HB 261 w/HA 1 & SA 1, jointly sponsored by Senator Hall-Long & Representatives Briggs King, Hudson & D. Short & cosponsored by Representatives Carson, Jaques & Osienski, before the House for concurrence on SA 1.

**HB 261** - AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO TERMINATION OF UTILITY SERVICE OR SALE.

Representative Scott made comments. HB 261 w/HA 1 & SA 1 was taken and revealed:

YES: 39.
ABSENT: Representatives Keeley & Manolakos - 2.

Therefore, having received a constitutional majority, HB 261 w/HA 1 & SA 1 was sent to the Governor.

Representative Schwartzkopf deferred to Representative D.P. Williams. Representative D.P. Williams moved to suspend the rules which interfere with action on SB 279. The motion was seconded by Representative J. Johnson and adopted by voice vote.


**SB 279** - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS AND PENSIONS. (F/N)

Representative D.P. Williams made comments. The roll call on SB 279 was taken and revealed:

YES: 40.
NOT VOTING: Representative Blakey - 1.
Therefore, having received a constitutional majority, **SB 279** was returned to the Senate.
Representative Schwartzkopf brought Consent Agenda **B**, which requires a two-thirds vote, before the House for consideration.

**SB 184** - BUNTING & REPRESENTATIVE KOWALIKO; SENATORS KATZ, MARSHALL & SIMPSON & REPRESENTATIVES ATKINS, BENNETT, RAMONE & D. SHORT - An Act to Amend Title 24 and Title 29 of the Delaware Code Relating to Athlete Agents.


**SB 201** - BUNTING & REPRESENTATIVE HOCKER - An Act to Amend the Charter of the Town of South Bethany as Amended.


**SB 243** - VENABLES & REPRESENTATIVE LEE - An Act to Amend the Charter of the Town of Laurel Relating to Impact Fees and Liens.

The roll call on Consent Agenda **B** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least two-thirds Members of the House, **SB 184, SB 197, SB 200, SB 201, SB 210, SB 236, SB 241 & SB 243** were returned to the Senate.
Representative Schwartzkopf moved to suspend the rules which interfere with introduction of and action on Consent Agenda **A**. The motion was properly seconded and adopted by voice vote.
Representative Schwartzkopf brought Consent Agenda **A**, which requires a three-fourths vote, before the House for consideration.


**SB 261** - ENNIS & REPRESENTATIVE CARSON - An Act to Authorize and Approve the Transfer by the Smyrna School District to the Town of Smyrna of Certain Real Property Including Approximately 1.65 Acres Located at the Intersection of Rabbit Chase Lane and Sunnyside Road.

**SB 269** - BUNTING & REPRESENTATIVE SCHWARTZKOPF - An Act to Amend the Charter of the City of Rehoboth Beach Relating to Indebtedness.

**SB 270** - BUNTING & REPRESENTATIVE JAQUES & ALL SENATORS & ALL REPRESENTATIVES - An Act to Amend Title 29 of the Delaware Code Relating to Delaware Commission of Veteran’s Affairs Member Appointments.

**SJR 9** - BUSHWELLER & REPRESENTATIVE SCOTT & SENATORS SOKOLA, BUNTING, ENNIS, LAWSON & SIMPSON & REPRESENTATIVES Q. JOHNSON, WALKER, MITCHELL, KENTON, HOCKER, B. SHORT, PETERMAN, OSIENSKI, WILLIS, BRADY, RAMONE, OUTTEN, BRIGGS KING & JAQUES - Urging All Delawareans to Honor the Memory and Momentous Achievements of the Honorable John Patten, Delaware Revolutionary War Hero and U. S. Congressman.

**SJR 10** - BLEVINS ON BEHALF OF ALL SENATORS & REPRESENTATIVE M. SMITH ON BEHALF OF ALL REPRESENTATIVES - Declaring the Week Of October 14-20 as “Mediation Week” in Delaware.
The roll call on Consent Agenda **A** was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority of at least three-fourths Members of the House, **SB 202, SB 246, SB 247, SB 261, SB 269, SB 270, SJR 9 & SJR 10** were returned to the Senate.
Representative Jaques requested and was granted personal privilege of the floor to make comments.
Representative Schwartzkopf made comments.
Representative Schwartzkopf deferred to Representative Atkins.
Representative Atkins moved to suspend the rules which interfere with action on SB 254. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Atkins brought SB 254, jointly sponsored by Senator Bunting & Senators Ennis & Hall-Long & Representatives Kenton & Walker, before the House for consideration.
**SB 254 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE AS IT RELATES TO THE HAZARDOUS MATERIALS TRANSPORTATION ACT AND TITLE 21 OF THE DELAWARE CODE AS IT RELATES TO MOTOR CARRIER SAFETY.**
Representative Atkins made comments.
The roll call on SB 254 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 254 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Atkins.
Representative Atkins brought SB 212 w/SA 1, jointly sponsored by Senator DeLuca & Senators Bunting, Ennis, Henry, Sorenson & Venables & Representatives Brady, Keeley, Mitchell, Osinski, D. Short & Viola, before the House for consideration.
**SB 212 - AN ACT TO AMEND TITLES 9, 22, AND 29 OF THE DELAWARE CODE RELATING TO STATE AND LOCAL GOVERNMENTS AND LEGAL NOTICES.**
Representative Atkins made comments.
The roll call on SB 212 w/SA 1 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 212 w/SA 1 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Bennett.
Representative Bennett brought SB 244, jointly sponsored by Senator Henry & Senators Bunting & Sokola & Representatives Barbieri, Heffernan, Q. Johnson, Keeley, Mitchell, Osinski, Briggs King, Hocker & Willis, before the House for consideration.
**SB 244 - AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX.**
Representative Bennett made comments.
The roll call on SB 244 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 244 was returned to the Senate.
Representative M. Smith brought SCR 44, jointly sponsored by Senator Blevins & Senator Peterson & Representatives Jaques & Willis, before the House for consideration.
**SCR 44 - ESTABLISHING AN ANIMAL WELFARE TASK FORCE TO CONSIDER AND EVALUATE THE STATE OF ANIMAL WELFARE IN DELAWARE.**
Representative M. Smith made comments.
SCR 44 was adopted by voice vote and was returned to the Senate.
Representative Schwartzkopf deferred to Representative Mitchell.
Representative Mitchell brought SB 177, sponsored by Senator Henry & Representative J. Johnson & Senator DeLuca, before the House for consideration.
**SB 177 - AN ACT TO AMEND CHAPTER 4, TITLE 4 OF THE DELAWARE CODE RELATING TO THE DIVISION OF ALCOHOL AND TOBACCO ENFORCEMENT.**
Representative Mitchell made comments.
The roll call on SB 177 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 177 was returned to the Senate.
Representative Scott made comments regarding SB 177.
Representative Schwartzkopf deferred to Representative Mulrooney.
Representative Mulrooney moved to suspend the rules which interfere with action on SB 238. The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Mulrooney brought SB 238, sponsored by Senator DeLuca & Representative Gilligan & Senators Bunting, Ennis & Henry & Representatives Heffernan, Hudson, Jaques, Keeley & Osinski, before the House for consideration.
**SB 238 - AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION AND THE HEALTH CARE PAYMENT SYSTEM.**
Representative Mulrooney made comments.
The roll call on SB 238 was taken and revealed:
YES: 41.
Therefore, having received a constitutional majority, SB 238 was returned to the Senate.
Representative Schwartzkopf deferred to Representative D. Short.
Representative D. Short requested and was granted personal privilege of the floor to introduce guests.

Representative Schwartzkopf deferred to Representative J. Johnson.

Representative J. Johnson brought **SB 245**, jointly sponsored by Senator Ennis, before the House for consideration.

**SB 245** - AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION.

Representative J. Johnson made comments.

The roll call on **SB 245** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 245** was returned to the Senate.

Representative Schwartzkopf brought **SB 266** w/SA 1, jointly sponsored by Senator Booth & Senator Bunting & Senator Simpson & Representatives Bennett, Bolden, Carson & Kenton, before the House for consideration.

**SB 266** - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (3/5 bill)

Representative Schwartzkopf made comments.

The roll call on **SB 266** w/SA 1 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least three-fifths Members of the House, **SB 266** w/SA 1 was returned to the Senate.

The Reading Clerk read the following communications into the record:

The Senate wishes to inform the House that it has passed **HB 378**, **HB 377**, **HB 370**, **HB 383**, **HB 326**, **HB 328** & **HB 315** w/HA 1 and is returning the same to the House. The Senate wishes to inform the House that it has passed **HB 398**, **HB 372** w/HA 1, **HB 374** w/HA 1, **HB 401** w/HA 1, **HCR 53**, **HCR 54**, **HCR 55** & **HCR 57** and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri moved to suspend the rules which interfere with action on **SB 273**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Barbieri brought **SB 273**, jointly sponsored by Senator Henry & Senator Bushweller & Representatives Bennett, Heffernan, Keeley & Kowalko, before the House for consideration.

**SB 273** - AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT.

Representative Barbieri made comments.

The roll call on **SB 273** was taken and revealed:

YES: 40.

NO: Representative M. Smith - 1.

Therefore, having received a constitutional majority, **SB 273** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Barbieri.

Representative Barbieri moved to suspend the rules which interfere with action on **SB 274**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Barbieri brought **SB 274**, jointly sponsored by Senator Henry & Senator Bushweller & Representative Bennett, before the House for consideration.

**SB 274** - AN ACT TO AMEND TITLE 13 AND TITLE 30 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT.

Representative Barbieri made comments.

The roll call on **SB 274** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 274** was returned to the Senate.

Representative Schwartzkopf brought **SB 277**, jointly sponsored by Senator DeLuca, before the House for consideration.

**SB 277** - AN ACT TO AMEND TITLE 4 AND TITLE 29 OF THE DELAWARE CODE AMENDING THE APPEAL PROCESS FROM A DECISION OF THE DELAWARE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER.

Representative Schwartzkopf made comments.

The roll call on **SB 277** was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority, **SB 277** was returned to the Senate.

Representative Schwartzkopf deferred to Representative D.E. Williams.

Representative D.E. Williams moved to suspend the rules which interfere with action on **SB 271**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative D.E. Williams brought **SB 271**, jointly sponsored by Senator Katz & Senators Blevins, Bunting, Bushweller, DeLuca, Ennis, Hall-Long, Henry, Marshall, McBride, McDowell, Peterson,
Simpson, Sokola & Venables & Representatives Heffernan, Jaques, J. Johnson, Lavelle, Schwartzkopf, Scott, B. Short, Willis & Hudson, before the House for consideration.

**SB 271 - AN ACT TO AMEND TITLE SUBCHAPTER IX OF TITLE 30 OF THE DELAWARE CODE RELATING TO TAX CREDITS. (F/N)**

Representatives D.E. Williams, Kowalko, Keeley & Briggs King made comments. Representative D.E. Williams requested and was granted privilege of the floor for David Gregor, Deputy Secretary of Finance. Representatives Briggs King, Lavelle, Ramone, Kowalko, D. Short, D.E. Williams & Jaques made comments. Representatives D.E. Williams, Carson & Keeley made comments.

The roll call on **SB 271** was taken and revealed:

- YES: 31
- NO: Representatives Atkins, Blakey, Briggs King, Hocker, Jaques, Kenton, Kowalko, Lee, Outten & Wilson - 10

Therefore, having received a constitutional majority, **SB 271** was returned to the Senate.

Representative Schwartzkopf deferred to Mr. Speaker Gilligan.

Mr. Speaker Gilligan requested that Deborah Porter, Acting Director, Legislative Council, join him at the podium. Mr. Speaker Gilligan presented a House Tribute to Ms. Porter on the occasion of her retirement. Mr. Speaker Gilligan made an announcement. Representative Jaques requested and was granted personal privilege of the floor to make comments. Representative Schwartzkopf deferred to Representative Kowalko. Representative Kowalko requested and was granted privilege of the floor for himself and Representative Longhurst to present a House Tribute to John R. Armitage, Jr., Director, Government Relations, University of Delaware, on the occasion of his retirement. Representatives Schwartzkopf & D.P. Williams made comments. Mr. Armitage addressed the House. Representative Schwartzkopf made an announcement.

Representative Schwartzkopf deferred to Representative Mitchell.

Representative Mitchell moved to suspend the rules which interfere with action on **SB 181**. The motion was seconded by Representative Schwartzkopf and adopted by voice vote.

Representative Mitchell brought **SB 181**, jointly sponsored by Senator Ennis & Representative Lee & Representative Carson & Senator Lawson & Representatives Walker, Bennett, & Outten, before the House for consideration.

**SB 181 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE OFFICERS.**

- Representative Mitchell made comments.
- The roll call on **SB 181** was taken and revealed:
  - YES: 40
  - ABSENT: Representative M. Smith - 1

Therefore, having received a constitutional majority, **SB 181** was returned to the Senate.

Representative Schwartzkopf deferred to Representative Heffernan.

Representative Heffernan moved to suspend the rules which interfere with action on **SB 225 w/SA 1 & 2**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative Heffernan brought **SB 225 w/SA 1 & 2**, jointly sponsored by Senator McDowell & Representative Brady & Senators Simpson, Venables, Ennis, Bunting, Cloutier, Connor & Sorenson & Representatives Bennett, Hudson, Mitchell & Blakey, before the House for consideration.

**SB 225 - AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO HELMETS FOR HORSEBACK RIDERS. (2/3 bill)**

- Representatives Heffernan & Briggs King made comments. Representative Briggs King requested and was granted privilege of the floor for Ron Smith, Minority House Attorney. Representatives Carson, Keeley, Heffernan & Atkins made comments.
- The roll call on **SB 225 w/SA 1 & 2** was taken and revealed:
  - NO: 16
  - ABSENT: Representative Manolakos - 1

Therefore, not having received a constitutional majority of at least two-thirds Members of the House, **SB 225 w/SA 1 & 2** was declared defeated.

Representative Schwartzkopf deferred to Representative B. Short.

Representative B. Short moved to suspend the rules which interfere with action on **SB 230**. The motion was seconded by Representative J. Johnson and adopted by voice vote.

Representative B. Short brought **SB 230**, jointly sponsored by Senator Bushweller, before the House for consideration.

**SB 230 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO RISK-BASED CAPITAL (RBC) FOR INSURERS.**

- Representative B. Short made comments.
- The roll call on **SB 230** was taken and revealed:
YES: 40.
ABSENT: Representative Manolakos - 1.
Therefore, having received a constitutional majority, SB 230 was returned to the Senate.
Representative Schwartzkopf deferred to Representative Walker.
Representative Walker moved to suspend the rules which interfere with action on SB 257. The motion was seconded by Representative J. Johnson and adopted by voice vote.

SB 257 - AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO ASSISTANCE WITH MEDICATIONS.

Representative Walker made comments.
The roll call on SB 257 was taken and revealed:
YES: 40.
NOT VOTING: Representative Bolden - 1.
Therefore, having received a constitutional majority, SB 257 was returned to the Senate.
Representative Hudson made comments regarding SB 257.
The Reading Clerk read the following communication into the record:
The Senate wishes to inform the House that it has passed SB 240 and requests the concurrence of the House.
The Majority Leader moved to recess to the call of the Chair at 11:55 p.m.
The Majority Leader moved to adjourn the Second Session of the 146th General Assembly at 12:00 a.m. on July 1, 2012.

The Reading Clerk read the following communication into the record:

TO: The Members of the 146th General Assembly
FROM: Matthew Denn, Lieutenant Governor of the State of Delaware
Robert F. Gilligan, Speaker of the House of Representatives
SUBJECT: Special Session
DATE: July 01, 2012

Pursuant to the provisions of Article II, Section 4 of the Constitution of the State of Delaware of 1897, as amended, we hereby declare the 146th General Assembly of the State of Delaware in Special Session.

Matthew Denn, Lieutenant Governor and President of the Senate
Robert F. Gilligan
Speaker of the House of Representatives

1st LEGISLATIVE DAY - 146th GENERAL ASSEMBLY - First Special Session
July 1, 2012

The Chief Clerk called the roll.
Members Present: 41.
A prayer was offered by Representative Clifford G. Lee, Fortieth Representative District.
Mr. Speaker Gilligan led those present in the pledge of allegiance to the American Flag.
Mr. Speaker Gilligan announced that the minutes of the previous legislative day are available in the Office of the Chief Clerk.
Mr. Speaker Gilligan appointed Representative Lee as Acting Speaker.
Representative Schwartzkopf deferred to Representative Gilligan.
Representative Gilligan moved to suspend the rules which interfere with action on SB 231 w/SA 1.
The motion was seconded by Representative J. Johnson and adopted by voice vote.
Representative Gilligan brought SB 231 w/SA 1, jointly sponsored by Senator Peterson & Senator Sokola & Representatives Bennett, J. Johnson, Scott & Hudson, before the House for consideration.

SB 231 - AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT.
Representatives Gilligan, Lavelle & Schwartzkopf made comments.
The roll call on SB 231 w/SA 1 was taken and revealed:
YES: 40.
ABSENT: Representative Longhurst - 1.
Therefore, having received a constitutional majority, SB 231 w/SA 1 was returned to the Senate.
Representative Bolden requested that she be marked present during the roll call. Mr. Speaker Gilligan resumed the Chair. Representative Kowalko made comments.
Representative Schwartzkopf deferred to Representative D.P. Williams.
Representative D.P. Williams moved to suspend the rules which interfere with action on SB 265.
The motion was seconded by Representative J. Johnson and adopted by voice vote.


The roll call on SB 265 was taken and revealed:

YES: 41.

Therefore, having received a constitutional majority of at least three-fourths Members of the House, SB 265 was returned to the Senate.

Representatives Longhurst requested that she be marked present during the roll call. Representative Schwartzkopf deferred to Representative Ramone. Representative Ramone introduced a guest and made comments. Representative Miro introduced a guest. Representative Schwartzkopf deferred to Representative Scott. Representative Scott introduced and brought HR 38 before the House for consideration.

HR 38 - URGING THE PUBLIC AND PRIVATE SECTORS TO EXAMINE PROSPECTIVE ADVANCES IN TECHNOLOGIES AND DELAWAREANS' EXPECTATION OF PRIVACY IN SOCIAL MEDIA NETWORKING AND ELECTRONIC DEVICES.

HR 38 was adopted by voice vote.

The Majority Leader moved to recess to the call of the Chair at 12:20 a.m. The House reconvened at 12:41 a.m.

Representative Schwartzkopf deferred to Representative Brady. Representative Brady moved to suspend the rules which interfere with action on SJR 13. The motion was seconded by Representative J. Johnson and adopted by voice vote. Representative Brady brought SJR 13, jointly sponsored by Senator McDowell & Representative D.P. Williams, before the House for consideration.

SJR 13 - REQUIRING THE DEPARTMENT OF TRANSPORTATION TO REQUIRE THE INSPECTION OF THE RAILROAD TRESTLES OVER 18TH STREET AND CONCORD AVENUE IN WILMINGTON AND TO PURSUE ALL REMEDIES AVAILABLE THEREAFTER AS NECESSARY.

Representatives Brady, Lavelle & Keeley made comments. The roll call on SJR 13 was taken and revealed:

YES: 40.

ABSENT: Representative Peterman - 1.

Therefore, having received a constitutional majority, SJR 13 was returned to the Senate.

Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell moved to suspend the rules which interfere with action on SB 240. The motion was seconded by Representative Viola and adopted by voice vote. Representative Mitchell brought SB 240, jointly sponsored by Senator Ennis & Senators Bushweller, Hall-Long & Lawson & Representatives Carson & Lee, before the House for consideration.

SB 240 - AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO LINE-OF-DUTY DEATH BENEFITS. (F/N)

Representative Mitchell made comments. The roll call on SB 240 was taken and revealed:

YES: 40.

ABSENT: Representative Peterman - 1.

Therefore, having received a constitutional majority, SB 240 was returned to the Senate. The Reading Clerk read the following communication into the record:

The Senate wishes to inform the House that it has passed HB 389, HB 385, HB 281 & HJR 18 and is returning the same to the House.

Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell brought SB 192 w/SA 1, jointly sponsored by Senator Marshall, before the House for consideration.

SB 192 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COUNTY AND MUNICIPAL POLICE/FIREFIGHTER PENSION PLAN.

Representative Mitchell made comments. The roll call on SB 192 w/SA 1 was taken and revealed:

YES: 40.

ABSENT: Representative Peterman - 1.

Therefore, having received a constitutional majority, SB 192 w/SA 1 was returned to the Senate. Representative Schwartzkopf deferred to Representative Mitchell. Representative Mitchell brought SB 215, jointly sponsored by Senator Marshall & Senator McDowell & Representatives M. Smith & Wilson, before the House for consideration.
SB 215 - AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COUNTY AND MUNICIPAL POLICE/FIREFIGHTER PENSION PLAN.
Representative Mitchell made comments.
The roll call on SB 215 was taken and revealed:
YES: 40.
ABSENT: Representative Peterman - 1.
Therefore, having received a constitutional majority, SB 215 was returned to the Senate.
Mr. Speaker Gilligan made comments. Representative Schwartzkopf made comments.
The Majority Leader moved to recess to the call of the Chair at 12:55 a.m.
COMMUNICATION RECEIVED AFTER JULY 1, 2012
July 1, 2012
The Senate wishes to inform the House that it has passed HB 309 w/HA 1 & SA 2 & HA 2; HS 1 for HB 402; HB 198; HB 403 w/HA 1; HB 384 w/HA 1 & HB 357 and is returning the same to the House.
July 1, 2012
The Senate wishes to inform the House that it has passed HB 323; HB 345; HB 346 & HCR 56 and is returning the same to the House.
7-3-12
The Senate wishes to inform the House that it has defeated HB 242 w/HA 1 aab HA 1 & HB 363 and is returning the same to the House.
July 3, 2012
LEGISLATIVE ADVISORY #31
Governor Jack A. Markell signed the following legislation on the date indicated:
7/1/12 - SB 212
aab SA 1, SB 279, SJR 11, SJR 12, SB 260, SB 265, HB 410 & HB 383.
July 10, 2012
LEGISLATIVE ADVISORY #32
Governor Jack A. Markell signed the following legislation on the date indicated:
7/5/12 - HB 181
aab HA 2, HB 231, HB 328, HB 196 aab SA 2 & 3, HB 341 aab HA 1, HB 370, HB 235 aab SA 1,
HJR 18, SB 196, HB 322, SB 216 aab SA 1, HB 348, SB 245, HB 351 aab HA 1, SB 273, SB 270,
SB 200, SB 210 aab SA 1 & 2, SB 274, SB 246, HB 382, SB 243 aab SA 1 & SB 232.
The following is a constitutional amendment and does not require the Governor’s signature: SB 221.
July 17, 2012
LEGISLATIVE ADVISORY #33
Governor Jack A. Markell signed the following legislation on the date indicated:
7/11/12 - SB 258
aab SA 1, HB 164 & SB 255, 7/12/12 - HB 222 aab HA 1 & 2, SB 203, SJR 10, SB 261, SB 236, SB 201,
HB 87 aab HA 1 & SA 1, HB 315 aab HA 1, HB 385, SB 222 aab SA 1, SB 230 & SB 190 aab SA 1 & 2; 7/16/12 - HB 319 aab HA 1.
The following is a constitutional amendment and does not require the Governor’s signature: HB 9.
July 24, 2012
LEGISLATIVE ADVISORY #34
Governor Jack A. Markell signed the following legislation on the date indicated:
7/18/12 - HB 198,
HB 103, HB 252, SB 197, HB 261 aab HA 1 & SA1, HB 281, HB 318, SB 257, SB 329, HB 372 aab
HA 1, HB 285, HB 323, HB 374 aab HA 1, HB 377, HB 389, SB 177 & HB 378; 7/20/12 - HB 345,
HB 403 aab HA 1, HS 1 for HB 402. HB 185, HB 309 aab HA 1, SA 2 & HA 2, HB 398, SB 178 &
SB 206 aab SA2 & HA 1; 7/23/12 - SB 269 aab HA 1 & HB 335 aab HA 1.
Governor Jack A. Markell vetoed the following legislation on the date indicated:
7/18/12 - SB 223
aab HA 1.
July 31, 2012
LEGISLATIVE ADVISORY #35
Governor Jack A. Markell signed the following legislation on the date indicated:
7/24/12 - HS 1 for HB 311 aab HA 2 & HJR 17; 7/25/12 - HB 269 aab HA 1; 7/27/12 - HJR 16, HB 401 aab HA 1,
HB 357, HB 346, HB 313, HB 312, HB 295, HS 1 for HB 227, SB 247, SB 244, SB 240, SB 229 aab
SA 1, SB 228 aab SA 2, SB 215, SB 192 aab SA 1, SB 184, SB 181, HB 268 aab HA 1 & SB 193; 7/28/12 -
HB 350.
August 3, 2012
LEGISLATIVE ADVISORY #36
Governor Jack A. Markell signed the following legislation on the date indicated:
7/31/12 - HB 275
aab SA 2; 8/1/12 - SB 231 aab SA 1, SB 254, SB 277 & SB 266 aab SA 1; 8/2/12 - SJR 9, SB 202 aab
SA 1 & HB 349 aab HA 1.
August 9, 2012
LEGISLATIVE ADVISORY #37
Governor Jack A. Markell signed the following legislation on the date indicated:
8/3/12 - SB 248,
HB 384 aab HA 1 & SB 211 aab SA 2 & HA 1; 8/7/12 - SB 238; 8/8/12 - SB 226 aab SA 1; 8/9/12 -
HB 365.
August 17, 2012
TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE 146TH GENERAL ASSEMBLY:

Pursuant to Article III, Section 18 of the Delaware Constitution, I am vetoing House Bill No. 387 by returning it with my objections to the Delaware House of Representatives without my signature. House Bill No. 387 would provide retirees in closed pension plans for the City of Wilmington Police and Fire Departments with biennial direct payments from the State. The payments, which will average more than $5,000 at first, and could grow substantially beyond that, are not pension increases. Instead, they are direct payments from a fund created with state tax dollars that was originally intended to fund pension increases. Current law already allows these funds to be used to finance municipal and county police and fire pension increases if the local government is willing to pay 25% of the costs. House Bill No. 387 circumvents the City of Wilmington's role under this law and directs a portion of these funds directly to City of Wilmington police and fire pensioners. By doing so, the bill effectively eliminates the 25% cost-share for the City and creates a payment structure outside of the regular pension system. This bill would eventually result in direct payments of tens or hundreds of thousands of dollars each to a few Wilmington police and fire pensioners. For the following reasons, I do not think transferring state tax dollars directly to municipal pensioners in the manner proposed in House Bill No. 387 is a sensible policy for retirement benefits and I am vetoing the bill.

Let me begin by describing the current structure for state tax-financed pension increases for local police and fire department retirees. Since 1990, Delaware insurance customers have paid a supplemental 0.25% tax on premiums for most insurance. 18 Del. C. § 708(a); 67 Del. Laws c.327. Each year, this tax generates approximately $8 million that is set aside in a special fund to benefit county and municipal police pension funds. Of that amount, approximately $5 million is paid directly to the operators of county and municipal police pension funds, which assists New Castle County and several municipalities with ongoing pension commitments. 18 Del. C. § 708(b).

Another approximately $3 million is deposited annually into a special fund, managed by the Board of Pension Trustees, to provide post-retirement increases, over and above the pension benefits originally promised, for certain retired county and municipal police and firefighters. Id. at § 708(c). This fund is known as the County & Municipal Police and Firefighters’ COLA Fund (the “COLA Fund”), and is the subject of House Bill No. 387.

Only three county or municipal governments benefit from the COLA Fund. The City of Wilmington, New Castle County, and the City of Dover all meet the requirements of Section 708(c) because they operate their own local police and firefighter pension funds and elected to participate in the State-administered County and Municipal Police/Firefighter Pension Plan for employees hired after they joined the State-administered plan. Id. That is, in each of these localities the more recently hired police or firefighters participate in the State-administered pension plan, but employees and retirees hired before the locality joined the state-administered plan still participate in a locally-administered pension plan that is “closed” to new members. The COLA Fund exists to finance post-retirement pension increases in these closed pension plans. The funds are divided proportionately among these eligible pension plans based on the number of retirees, although the City of Wilmington’s police and fire retirees represent about two-thirds of the total. To access the COLA Fund, each local government must propose a planned pension increase to the Board of Pension Trustees and commit local funds to cover 25% of the costs. Id. at §708(c)(2). If the locality does not request a pension increase and finance it with matching funds, then funds sitting unused for more than five years will revert to the state General Fund. Id. at §708(c)(3). Those unused amounts that revert have contributed to the general obligations of state government to finance teachers, state parks, highway construction and other programs.

New Castle County and the City of Dover have used their portion of funds to provide cost-of-living adjustments guaranteed in their pension plans. Each has paid at least the 25% match required by the law. The City of Wilmington has used the funds to provide periodic increases, the last of which was requested by the City and approved by the Board of Pension Trustees in 2006. Because the City's portion of the COLA Fund has not been used to grant an increase since 2006, Wilmington's unused portion of the COLA Fund has grown over the years and been used to support the state General Fund.

House Bill No. 387 circumvents the City of Wilmington's decision not to use the COLA Fund to grant an increase in pensions. It proposes that rather than requiring the City to finance 25% of any increase, the COLA Fund instead be used to finance a biennial disbursement directly to eligible retirees. The Board of

1 The Town of New Castle and the Town of Elsmere both also qualify to benefit from the COLA Fund, but each has fewer than 10 retirees in its closed pension plan and neither has ever sought to grant a post-retirement pension increase from the COLA Fund.


3 The original law required a 50% matching contribution from the local government. That was lowered to 25% in 1996. 70 Del. Laws c.464 § 1 (July 9, 1996).
Pension Trustees would determine the total amount to distribute, as long as $500,000 remains in the fund after the biennial distribution. Practically, this $500,000 requirement excludes Dover and New Castle County pensioners from benefitting from the bill in the near-term because neither government generally maintains balances in their portions of the COLA Fund in excess of that amount due to their smaller size and ongoing obligations to fund previously granted cost-of-living-adjustments. The Board of Pension Trustees is required to make disbursements under House Bill No. 387. The Board retains discretion over only the amount of the total disbursement. It met recently and decided that if House Bill No. 387 becomes law, it will allocate $3.8 million for disbursement this September to participants in the City’s closed police and fire pension plans. Although each retiree’s payment will depend on his or her years since retirement, the average retiree payment is likely to be more than $5,000. The bill requires that this process repeat itself in 2014 and every other year thereafter. In short, the bill effectively provides biennial transfers to City of Wilmington police and fire pensioners that avoid any involvement by the City of Wilmington or any locally-funded matching contribution. While I appreciate the General Assembly’s desire to see that this money benefits the persons for whom it was intended, the direct payment scheme in House Bill No. 387 has three significant flaws. First, House Bill No. 387’s elimination of the locally-funded matching contribution is unfair to those local governments that have made those payments up to now – New Castle County and the City of Dover. Each of those governments pays its 25% matching contribution for post-retirement pension increases from the COLA Fund. If this law passes, the City of Wilmington will basically become exempted from any similar requirement. If taxpayers in New Castle County and Dover have to bear one-quarter of these costs, the City of Wilmington should have a similar obligation. Second, House Bill No. 387 eliminates local control over the amounts received by local police and fire pensioners. Until this bill, the local police and fire county and municipal pension plans were locally-administered by the local government that created them. The COLA Fund provided a source of supplemental funding, but the local government’s matching obligation meant that the governments involved – the City of Wilmington, the City of Dover, and New Castle County – still controlled whether to increase payments to its police and fire pensioners. This bill fundamentally removes much of that local control by dictating that if an eligible local government fails to grant a pension increase, the General Assembly will require that the COLA Fund be used to provide a new stream of biennial payments directly to the pensioners. These are locally-administered pension plans and I do not think it is appropriate to remove local control of the amounts paid to a city or county government’s pensioners. Third, to avoid any involvement from the City, the bill redirects a significant revenue stream -- approximately $2 million annually -- directly to a finite set of retirees in the City of Wilmington’s closed police and fire pension plans. While there are approximately 700 pensioners in those plans currently, the number of participants in the closed pension plans will diminish over time. In contrast, the insurance premium revenue will likely increase with each passing year. As a result, over the next ten or twenty years the biennial payments to each remaining pensioner will grow and grow, until only a limited number of surviving pensioners will be dividing approximately $4 million every two years. This is not a sensible result. While the current year’s payments to pensioners are certainly well-intended, a law that creates the chance for a handful of survivors to collect tens or hundreds of thousands of dollars biennially is not appropriate public policy. It creates a situation in which the last remaining beneficiaries of the closed pension plan will be collecting more from this biennial payment than they do from their pensions. This is not a fair result for the other police and fire pensioners and other state and local employees who do not participate in such a fund. Nor is it easily justified to taxpayers. I recognize that there are many pensioners of the City of Wilmington police who would like to see a pension increase of some kind and will be disappointed that House Bill No. 387 does not become law. But the City needs to pay only 25% of the actuarial costs of any post retirement increase to achieve a better result – a real pension increase seen in every pension check, not just a once-every-other-year payment that balloons for pensioners who outlive their colleagues. I recognize that public funds are limited, but financing a 2% pension increase from the COLA Fund would likely require the City to contribute less than $100,000 a year over the amortization period. Whether to do that should be the City’s decision, not the General Assembly's.

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4 This may change in the future as the Dover and New Castle County pension obligations in the closed plans decrease, but the stream of insurance premium tax revenues supporting those obligations continues.

5 For example, when the surviving retirees number approximately 100, the average biennial payment would be $40,000. When the surviving retirees number 10, the average biennial payment would be $400,000. Some have argued that this kind of windfall can be avoided if the Board of Pension Trustees just allocates less money to the pensioners. But there is nothing in the bill that suggests the Board should exercise discretion to decide how much payment would be excessive. Nor should that decision be made by appointed board members. The amount to be paid to pensioners should be decided by the elected officials of the local government that manages the pension plan.
For these reasons, I have concluded that it is necessary to veto House Bill No. 387 by returning it to the House of Representatives without my signature.

Sincerely,

Jack A. Markell
Governor

August 20, 2012

LEGISLATIVE ADVISORY #38

Governor Jack A. Markell signed the following legislation on the date indicated: 8/13/12 - HB 326, HB 140 aab HA 1, HA 2, HA 3 aab HA 1 to HA 3 & HA 4, SB 271, SJR 13, SB 207 aab SA 1 & SB 22 aab SA 1 & SA 3; 8/15/12 - HB 310 aab HA 1, HB 300 aab HA 2 aab HA 1 to HA 2 & HA 3 & SB 185 aab SA 1; 8/13/12 - SB 241; 8/16/12 - HS 1 for HB 371, HB 243 aab HA 1, HA 2 & SA 1.

Governor Jack A. Markell vetoed the following legislation on the date indicated: HB 387 aab HA 1.

September 18, 2012

LEGISLATIVE ADVISORY #39

Governor Jack A. Markell signed the following legislation on the date indicated: 9/10/12 - HB 276, 9/12/12 - SB 234 aab SA 1 & SA 3.

LEGISLATIVE ADVISORY #40

Governor Jack A. Markell signed the following legislation on the date indicated: 8/13/12 - HB 326; 9/12/12 - SB 234 aab SA 2 & SB 194 aab SA 2.

September 25, 2012

HOUSE TRIBUTE ANNOUNCEMENT #84

DATE: November 5, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Number</th>
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<tr>
<td>H146-1703</td>
<td>Bolden</td>
<td>6/12/2012</td>
<td>T</td>
<td>Daniel Walsh - Retirement - President of Midtown Brandywine Civic Assoc.</td>
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<tr>
<td>H146-1704</td>
<td>D.E. Williams</td>
<td>6/14/2012</td>
<td>M</td>
<td>David Eugene Clark, Sr.</td>
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<td>H146-1705</td>
<td>Blakeway</td>
<td>6/2/2012</td>
<td>M</td>
<td>William James Vanderbilt</td>
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<td>H146-1706</td>
<td>Blakeway</td>
<td>6/19/2012</td>
<td>T</td>
<td>Star Hill African American History Museum - Juneteenth Celebration</td>
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<td>H146-1707</td>
<td>Willis</td>
<td>6/30/2012</td>
<td>T</td>
<td>Vivian Ford - Retirement - DelDOT</td>
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<td>H146-1708</td>
<td>Willis</td>
<td>6/22/2012</td>
<td>T</td>
<td>Lt. Joseph E. Huttie - Retirement - DSP</td>
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<td>H146-1709</td>
<td>Gilligan; Scott</td>
<td>6/21/2012</td>
<td>T</td>
<td>Dr. Marcia Lyles - Retirement - Christina School Dist.</td>
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<td>H146-1710</td>
<td>Gilligan; Atkins</td>
<td>6/20/2012</td>
<td>T</td>
<td>Russell Larson - Retirement - Controller General</td>
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<td>H146-1711</td>
<td>Atkins</td>
<td>6/24/2012</td>
<td>T</td>
<td>Jacob Townsend - Eagle Scout</td>
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<td>H146-1712</td>
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<td>T</td>
<td>James Collins - Retirement - POLYTECH Board of Education</td>
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<td>H146-1713</td>
<td>Longhurst</td>
<td>6/12/2012</td>
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<td>James &amp; Evelyn Casey - 50th Wedding Anniversary</td>
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<td>Barbieri</td>
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<td>H146-1715</td>
<td>M. Smith</td>
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<td>Jai Yar McGhee - Graduation - Christiana High School</td>
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<td>D.P. Williams</td>
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<td>Sharon Temple Church - 101 Years</td>
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<td>H146-1717</td>
<td>Gilligan; Scott</td>
<td>6/30/2012</td>
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<td>Doug &amp; Linda VanSant - 50th Wedding Anniversary</td>
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<td>H146-1718</td>
<td>Gilligan; Ramone</td>
<td>6/30/2012</td>
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<td>Ed &amp; JoAnn Hedrick - 50th Wedding Anniversary</td>
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<td>H146-1719</td>
<td>J. Johnson</td>
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<td>Laura Middleton - 100th Birthday</td>
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<td>H146-1720</td>
<td>Outten</td>
<td>6/20/2012</td>
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<td>Hometown Drugs - Grand Opening</td>
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<td>H146-1721</td>
<td>D. Short</td>
<td>6/18/2012</td>
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<td>Joseph &amp; Patricia Olekszyk - 35th Wedding Anniversary</td>
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<td>H146-1722</td>
<td>Outten</td>
<td>6/28/2012</td>
<td>T</td>
<td>Sally Dodenhoff - Retirement - DOE</td>
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<td>H146-1723</td>
<td>Kenton</td>
<td>6/18/2012</td>
<td>T</td>
<td>Carolyn McNatt - Retirement - DelDOT</td>
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<td>H146-1724</td>
<td>Blakeway</td>
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<td>Eileen Simpson - Retirement - Dept. of State</td>
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<td>H146-1725</td>
<td>Atkins</td>
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<td>Joan Crawford Harmon Norwood</td>
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HOUSE TRIBUTE ANNOUNCEMENT #85
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Blakey</td>
<td>6/29/2012</td>
<td>T</td>
<td>Tara Honold - Retirement - DelDOT</td>
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<td>H146-1727</td>
<td>Lee</td>
<td>6/22/2012</td>
<td>T</td>
<td>Candace Jones - Retirement - Division of State Service Centers</td>
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<td>H146-1728</td>
<td>Wilson</td>
<td>6/26/2012</td>
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<td>Bonnie O'Day - Retirement - Division of State Service Centers</td>
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<td>H146-1729</td>
<td>Hocker</td>
<td>6/28/2012</td>
<td>T</td>
<td>Maryann Hook - Retirement - Division of State Service Centers</td>
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<td>H146-1730</td>
<td>Ramone</td>
<td>6/21/2012</td>
<td>T</td>
<td>Home Builders Assoc. of DE - 65 Years</td>
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<td>H146-1731</td>
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<td>Linda J. Smith</td>
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<td>H146-1732</td>
<td>Carson</td>
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<td>Marian J. Arpino</td>
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<td>Peterman</td>
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<td>H146-1734</td>
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<td>John Gaines - 80th Birthday</td>
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<td>H146-1735</td>
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<td>cosponsors: Reps. Outten, Peterman &amp; Wilson</td>
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<td>Schwartzkopf cosponsors: Rep. Briggs King &amp; All Representatives</td>
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<td>Honorable Clifford G. Lee - 22 Years - House of Representatives</td>
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<td>H146-1741</td>
<td>Willis</td>
<td>6/22/2012</td>
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<td>Cpl Rivers McCready - Retirement - DE Capitol Police</td>
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<td>H146-1742</td>
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<td>6/28/2012</td>
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<td>Honorable E. Bradford Bennett - 4 Years - House of Representatives</td>
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**HOUSE TRIBUTE ANNOUNCEMENT #86**

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>H146-1743</td>
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<td>6/27/2012</td>
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<td>Honorable Teresa L. Schooley - 8 Years - House of Representatives</td>
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<td>cosponsors: All Representatives</td>
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<td>H146-1744</td>
<td>Schooley</td>
<td>7/7/2012</td>
<td>M</td>
<td>Miriam Eugenia Willis</td>
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<td>H146-1745</td>
<td>Keeley;</td>
<td>6/29/2012</td>
<td>T</td>
<td>John &amp; Nancy Green - 50th Wedding Anniversary</td>
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<td></td>
<td>Brady</td>
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<td>Lavelle;</td>
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<td>Gayle Trego - Retirement - Payroll/Human Resource Technology</td>
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<td>Mary A. Newcott - Retirement - DefTech</td>
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<td>Ramone</td>
<td>Schoolboy;</td>
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<td>Schoolboy;</td>
<td>6/22/2012</td>
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<td>Denise Schwartz - Retirement - Downes Elem. School</td>
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<td>Outten</td>
<td>6/27/2012</td>
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<td>Lake Forest Central Elem. School 5th Grade - Odyssey of the Mind Team - 5th Place - Worlds</td>
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<td>H146-1750</td>
<td>Schwartzkopf;</td>
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<td>Honorable Dennis P. Williams - Outstanding Public Service - DE House of Representatives</td>
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<td>Willis</td>
<td>6/27/2012</td>
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<td>Jerry Abel - Retirement - DelDOT</td>
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DATE: November 5, 2012

DATE: November 5, 2012
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cosponsors: Reps. Kenton & Wilson

H146-1792 D. Short 7/14/2012 M John Calvin Rawlins, M.D.
H146-1793 Jaques; 7/18/2012 T Chick-Fil-A of Bear, DE - Community Service
Longhurst; M. Smith
H146-1794 Peterman 7/14/2012 M Janice L. Crouch
H146-1795 Briggs King 7/14/2012 M Ernest Edward Megee, Jr.
cosponsor: Rep. Kenton

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of
the House at the request of the sponsor:

H146-1796 Hudson 7/12/2012 M Richard Luckring
H146-1797 Osinski 7/12/2012 T George & Ruth Flint - 50th Wedding Anniversary
H146-1798 Briggs King 8/11/2012 T Avery Withers - Eagle Scout
H146-1799 Jaques 8/04/2012 T Phillip Thomas - Retirement - Dept. of Correction
H146-1800 Kowalko 8/05/2012 T MG Hugh Broomall - Retirement - DANG
cosponsors: Reps. Brady & Jaques on behalf of All Representatives

H146-1801 Outten 9/8/2012 T Roberta O'Neal - 90th Birthday
H146-1802 Carson 7/17/2012 M Emily Arthurs Deakyne

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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of
the House at the request of the sponsor:

Number Sponsor Date Type Description
H146-1803 Schwartzkopf 7/26/2012 M Roger S. Pool
cosponsor: Rep. Kenton
H146-1804 Wilson 7/19/2012 M Joseph F. Lofland III
H146-1805 Peterman 7/18/2012 M Charles Van Nuis Wilkerson
cosponsors: Reps. Kenton & Wilson
H146-1806 Carson 7/21/2012 M Gordon R. Miller
cosponsor: Rep. Kenton
H146-1807 J. Johnson 7/20/2012 M Roland L. Bell
cosponsor: Rep. Bolden
H146-1808 D. Short 7/21/2012 M Arline L. Phillips
cosponsor: Rep. Kenton
H146-1809 Briggs King 8/18/2012 T Matthew Oldland - Eagle Scout
H146-1813 Blakey 8/11/2012 T Jerry & Judy Lawrence - 50th Wedding Anniversary
H146-1814 B. Short 8/14/2012 T Ethel Clark - 102nd Birthday
H146-1815 Briggs King 8/7/2012 M Donald L. Murray
cosponsor: Rep. Wilson
H146-1816 Peterman 8/18/2012 T Janet Smith - 20 Years - Frederica Senior Center
H146-1817 Wilson 8/7/2012 T Bruce Henry - DE Elec. Coop. - Solar Energy Farm
cosponsors: Reps. Kenton & Outten
H146-1818 Outten 8/7/2012 T William Wells - DE Elec. Coop. - Substation
cosponsors: Reps. Kenton & Wilson
H146-1819 Carson; Outten 8/7/2012 T Clarence Scuse, Jr. - DE Elec. Coop. - Substation
cosponsors: Reps. Kenton & Wilson
H146-1820 Longhurst; M. Smith 7/25/2012 T Dwayne Hodges - Doctor of Education - Wilmington University
H146-1821 Brady; Barbieri 7/30/2012 T James Lafferty - Commitment & Dedication - HB 311
H146-1822 Hudson 7/24/2012 M Rose Danzeisen
H146-1823 Hudson 7/25/2012 M E. Arthur Trabant
H146-1824 Jaques 7/22/2012 T Olivia Keech - Gold Medal - Sheet Metal Competition - SkillsUSA

DATE: November 5, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of
the House at the request of the sponsor:

Number Sponsor Date Type Description
H146-1825 Bolden 7/28/2012 M Mary L. Sharp
H146-1826 Bolden 7/28/2012 M Peggy Strauss Griffiths, Esq.
H146-1827 Wilson 7/30/2012 M John W. Walls
cosponsors: Reps. Kenton, Outten & Peterman

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The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>WDEL 1150AM - 90 Years</td>
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<td>Reps. Outten, Peterman &amp; Wilson</td>
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<td>Kenton</td>
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<td>Casey Sharp - Outstanding Heroism</td>
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<td>M</td>
<td>Grace Starkey</td>
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<td>H146-1855</td>
<td>D.P. Williams</td>
<td>8/11/2012</td>
<td>T</td>
<td>Francis &amp; Patricia Joyce - 50th Wedding Anniversary</td>
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<td>H146-1856</td>
<td>Heffernan</td>
<td>7/28/2012</td>
<td>T</td>
<td>John &amp; Arlene Keenan - 50th Wedding Anniversary</td>
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<td>H146-1858</td>
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<td>M</td>
<td>Maola Bailey Pressley</td>
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<td>H146-1859</td>
<td>Q. Johnson;</td>
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<td>M</td>
<td>Nancy R. Hitch</td>
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<td>H146-1860</td>
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<td>John E. Poggi</td>
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<td>T</td>
<td>Dr. Lucille Gambardella - Retirement - Wesley College</td>
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<td>Reps. Walker &amp; Scott</td>
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<td>Briggs King;</td>
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<td>M</td>
<td>Kathleen P. King</td>
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DATE: November 5, 2012

The following Tributes and Memorials have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

HOUSE TRIBUTE ANNOUNCEMENT #91
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

<table>
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<td>H146-1865</td>
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<td>Wilson</td>
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<td>Louise B. Webb</td>
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<td>H146-1867</td>
<td>8/14/2012</td>
<td>Keeley</td>
<td>T</td>
<td>Delaware Team Royalty/East Coast Elite - AAV Champs</td>
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<td>8/19/2012</td>
<td>Lee</td>
<td>T</td>
<td>Mildred West - 100th Birthday</td>
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<tr>
<td>H146-1869</td>
<td>9/30/2012</td>
<td>Mitchell</td>
<td>T</td>
<td>Charles Balback III - Eagle Scout</td>
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<tr>
<td>H146-1870</td>
<td>8/26/2012</td>
<td>Lavelle</td>
<td>T</td>
<td>Joel Rice - Eagle Scout</td>
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<tr>
<td>H146-1871</td>
<td>8/18/2012</td>
<td>Keely</td>
<td>T</td>
<td>Freddy G. Dividu</td>
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<td>Karin Griffith Weiner</td>
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<td>Schwartzkopf</td>
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<td>Christopher Beagle &amp; Eric Engelhart - Civil Union</td>
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<td>Ann Krystopolski - Ladies Auxiliary President - DE Firefighter's Assoc.</td>
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<td>H146-1875</td>
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<td>Robert &amp; Carolyn Horsey - 60th Wedding Anniversary</td>
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<td>H146-1876</td>
<td>8/17/2012</td>
<td>Jaques</td>
<td>T</td>
<td>Chaplain Will Barnes - Retirement - DNG</td>
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<tr>
<td>H146-1877</td>
<td>8/18/2012</td>
<td>Bolden</td>
<td>T</td>
<td>Christian Love Worship Cathedral - Dedication - New Building</td>
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<tr>
<td>H146-1878</td>
<td>8/22/2012</td>
<td>Briggs King</td>
<td>M</td>
<td>Thomas Robert Savage</td>
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<td>H146-1879</td>
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<td>Outten</td>
<td>M</td>
<td>G. Dale Sullivan</td>
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<tr>
<td>H146-1880</td>
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<td>M. Smith</td>
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<td>Carlyse Giddins - Retirement - DDSCYF</td>
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<td>H146-1881</td>
<td>9/7/2012</td>
<td>Miro; Keeley</td>
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<td>Latin American Community Center - Hispanic Heritage Month</td>
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<td>Wilson</td>
<td>M</td>
<td>Reba May Wells</td>
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<td>H146-1883</td>
<td>9/16/2012</td>
<td>Q. Johnson</td>
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<td>Mitchell Gauge - Retirement - DANG</td>
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<tr>
<td>H146-1884</td>
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<td>Betty Russo - 90th Birthday</td>
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<td>H146-1885</td>
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<td>Schwartzkopf</td>
<td>T</td>
<td>Sgt. Antonio Williams - Retirement - DSP</td>
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The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<th>Description</th>
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<td>8/22/2012</td>
<td>Outten</td>
<td>M</td>
<td>Beverly Ann Dill</td>
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<td>H146-1887</td>
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<td>Peterman</td>
<td>M</td>
<td>Michael J. Fry</td>
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<td>Albert C. Price</td>
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<td>Atkins</td>
<td>M</td>
<td>Lillie Roma Davis</td>
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<td>H146-1890</td>
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<td>Carson</td>
<td>T</td>
<td>Walter Forrest Seeney</td>
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<td>H146-1891</td>
<td>8/24/2012</td>
<td>Hudson</td>
<td>M</td>
<td>Helen Czerniakowski Thurrell</td>
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<tr>
<td>H146-1892</td>
<td>8/27/2012</td>
<td>Peterman</td>
<td>M</td>
<td>Thomas E. Warnock</td>
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<tr>
<td>H146-1893</td>
<td>8/24/2012</td>
<td>Blakey</td>
<td>T</td>
<td>Dr. Kevin Fitzgerald - Superintendent of the Year</td>
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<tr>
<td>H146-1894</td>
<td>8/25/2012</td>
<td>D.P. Williams</td>
<td>T</td>
<td>John Weaver - Eagle Scout</td>
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<tr>
<td>H146-1895</td>
<td>9/11/2012</td>
<td>Peterman</td>
<td>T</td>
<td>Frank Ingram - POLYTECH Board of Education Member</td>
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<td>11/1/2012</td>
<td>Peterman</td>
<td>T</td>
<td>John Legates, Jr. - Retirement - DelDOT</td>
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<td>Blakey</td>
<td>T</td>
<td>Wm. Henry Comprehensive High School Alumni - Keeping History Alive</td>
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<td>H146-1898</td>
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<td>Schwartzkopf</td>
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<td>William Kramedas</td>
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<td>H146-1899</td>
<td>9/3/2012</td>
<td>Outten</td>
<td>T</td>
<td>Kenneth McNatt - 95th Birthday</td>
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</table>
The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>Bolden</td>
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<td>Bernie &amp; Joyce Barczak - 50th Wedding Anniversary</td>
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<td>H146-1911</td>
<td>Briggs King</td>
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<td>M</td>
<td>Joseph Anthony Bateman</td>
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<td>Outten</td>
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<td>Mary Touchstone Green</td>
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<td>9/7/2012</td>
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<td>Josh Marvel - 12th Man Gridiron Club Induction - Milford H.S.</td>
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<td>Darrald Gibson - 12th Man Gridiron Club Induction - Milford H.S.</td>
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<td>Lonnie Akins - 12th Man Gridiron Club Induction - Milford H.S.</td>
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<td>Willis</td>
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<td>Margaret Gardley - Retirement - Ken-Crest</td>
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<td>J. Johnson</td>
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<td>Lt. Col. Richard O'Leary - Retirement - DANG</td>
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<td>Blakey</td>
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<td>H146-1921</td>
<td>Peterman</td>
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<td>Susan Hoffman, RN, MSN, NCSN - DE School Nurse of the Year</td>
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<td>D.E. Williams</td>
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<td>Wm. &amp; Mary Ann McLaughlin - 50th Wedding Anniversary</td>
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<td>Gilligan</td>
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<td>Thomas &amp; Sandra Cox - 50th Wedding Anniversary</td>
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<td>Heather Lynette Massey</td>
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<td>John Moore, Jr. - Retirement - DelDOT</td>
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<td>Scott; Bennet</td>
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<td>T</td>
<td>Gwendolyn Smith - 100th Birthday</td>
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<td>H146-1928</td>
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<td>Jimmy Messick, Sr. - Kent Co Farm Bureau - Outten; Wilson</td>
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<td>Peterman</td>
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<td>Drew Fox - Eagle Scout</td>
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<td>H146-1930</td>
<td>Peterman</td>
<td>10/7/2012</td>
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<td>Stephen Fox - Eagle Scout</td>
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<td>H146-1931</td>
<td>Hocker</td>
<td>9/13/2012</td>
<td>M</td>
<td>Milton W. Cooper</td>
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DATE: November 5, 2012

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<tr>
<td>H146-1932</td>
<td>Atkins</td>
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<td>Mae Burton - 100th Birthday</td>
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<td>Aleatha Moore</td>
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<td>H146-1934</td>
<td>Wilson</td>
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<td>Oscar Bailey - 104th Birthday</td>
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<td>H146-1935</td>
<td>Brady</td>
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<td>James Begley - Promotion - Brigadier General</td>
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<td>Jaques</td>
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<td>Brigadier General Bruce Thompson - Retirement -</td>
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<td>Miro 10/22/2012 T Indo-American Assoc. - IndiaFest</td>
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<td>Brady 9/17/2012 M CW4 Curtis E. Stephens -</td>
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<td>9/8/2012</td>
<td>Mulrooney 9/8/2012 T Robert &amp; Mary Lou Short - 50th Wedding Anniversary</td>
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<td>Willis 9/20/2012 M Walter Coker</td>
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<td>Carson 9/20/2012 M Richard R. Marino</td>
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<td>Bolden 9/20/2012 M Marylee Saunders</td>
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<td>9/22/2012</td>
<td>D. Short 9/22/2012 M Wayne Allan Adams</td>
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<td>Mulrooney 9/16/2012 M James Michael Piazza</td>
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<td>Kenton 10/1/2012 T Emory West, Jr. - Retirement - DelDOT</td>
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<td>10/7/2012</td>
<td>Gilligan 10/7/2012 T Jeanne Gilligan - 70th Birthday</td>
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<td>10/20/2012</td>
<td>Outten 10/20/2012 M Anna Elizabeth Havelow Irons</td>
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<td>10/6/2012</td>
<td>Gilligan 10/6/2012 T The Honorable Clifford G. &quot;Biff&quot; Lee - Sussex Co. Farm Bureau Distinguished Service to Agriculture Award</td>
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**House Tribute Announcement #96**

**DATE:** November 5, 2012

The following Tributes and Memoriams have been issued through the Office of the Chief Clerk of the House at the request of the sponsor:

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<td>H146-1952</td>
<td>Bennett 9/27/2012 M Dennis Gene Deakins</td>
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<tr>
<td>H146-1953</td>
<td>Hudson; Keely, Miro 10/3/2012 T National Celebration Day &amp; 101st Anniversary of the Republic of China (Taiwan)</td>
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<tr>
<td>H146-1954</td>
<td>Carson 9/28/2012 M Philip Kosek</td>
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<td>H146-1955</td>
<td>Wilson; Hefferman 9/18/2012 M William H. McDaniel</td>
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<tr>
<td>H146-1956</td>
<td>Briggs King; Outten 10/11/2012 T Richard Brogan - National Assoc. of Realtors Region 3 Vice President</td>
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<tr>
<td>H146-1957</td>
<td>Lavelle 9/30/2012 T Mt. Lebanon United Methodist Church - 200 Years</td>
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<td>H146-1958</td>
<td>Q. Johnson 10/8/2012 T Benjamin Walters Family - NCC Farm Bureau Farm Family of the Year</td>
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<tr>
<td>H146-1959</td>
<td>Gilligan 9/26/2012 T Robert &amp; Mary Ciritella - 50th Wedding Anniversary</td>
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<td>H146-1960</td>
<td>Mitchell 9/15/2012 T Charles &amp; Frances McKewen - 50th Wedding Anniversary</td>
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<tr>
<td>H146-1961</td>
<td>D.E. Williams 9/20/2012 T Benjamin &amp; Dolores Miller - 60th Wedding Anniversary</td>
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<td>H146-1962</td>
<td>Hefferman 9/15/2012 T Charles &amp; Irene Parker - 50th Wedding Anniversary</td>
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<tr>
<td>H146-1963</td>
<td>J. Johnson 10/12/2012 T The Honorable Helene M. Keeley - Hilltop Lutheran Neighborhood Center Honoree</td>
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<tr>
<td>H146-1964</td>
<td>J. Johnson; M. Smith 10/12/2012 T Curtis Clack - Hilltop Lutheran Neighborhood Center Honoree</td>
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<tr>
<td>H146-1965</td>
<td>Briggs King; Miro 10/11/2012 T Gina McCollum-Crowder - NCC Realtor of the Year</td>
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<tr>
<td>H146-1966</td>
<td>Keley; Brady 10/1/2012 T Wilmington Area Rotary Clubs District 7630 - Pennys for Polio Month</td>
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<td>H146-1967</td>
<td>B. Short 9/27/2012 M Roe Calvin Blume, Ph. D.</td>
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<tr>
<td>H146-1968</td>
<td>Carson 9/21/2012 T Bruce F. Ballard - 70th Birthday</td>
</tr>
<tr>
<td>H146-1970</td>
<td>Briggs King 9/29/2012 M Virginia Lodge Brittingham</td>
</tr>
<tr>
<td>H146-1971</td>
<td>Miro 9/29/2012 T Chinese American Community Center - Folk Dance Troupe</td>
</tr>
</tbody>
</table>
H146-1973  Outten  10/2/2012  M  Joann Wyatt
H146-1974  Outten  10/1/2012  M  Donna Lynn Bernhard
cosponsors: Reps. Jaques & Brady

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<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-1976</td>
<td>M. Smith;</td>
<td>T</td>
<td>Delaware State Bar Assoc - Pro Bono Week</td>
</tr>
<tr>
<td></td>
<td>Willis</td>
<td></td>
<td></td>
</tr>
<tr>
<td>H146-1977</td>
<td>M. Smith</td>
<td>M</td>
<td>Carol Snyder</td>
</tr>
<tr>
<td>H146-1978</td>
<td>Carson</td>
<td>M</td>
<td>Colonel Michael David Pyott</td>
</tr>
<tr>
<td>H146-1979</td>
<td>Outten; Scott</td>
<td>T</td>
<td>Ernest Harding - 100th Birthday</td>
</tr>
<tr>
<td>H146-1980</td>
<td>Peterman</td>
<td>T</td>
<td>Paul Welsh - Retirement - DelDOT</td>
</tr>
<tr>
<td>H146-1981</td>
<td>Peterman</td>
<td>M</td>
<td>Marguerite King Reed</td>
</tr>
</tbody>
</table>
cosponsors: Reps. Kenton & Wilson

H146-1982  Atkins;         10/5/2012  M  Justin E. Townsend
Hocker

H146-1983  Scott          10/3/2012  M  Natalina Josephine Tringali Mozingo
H146-1984  Lavelle         10/4/2012  T  Springer Middle School - Preston's 5K Challenge
H146-1985  Blakely;        10/3/2012  T  Les States - Fire Police Officer of the Year
Willis
H146-1986  Atkins          10/14/2012  T  Jason Hickman - Eagle Scout
H146-1987  Gilligan; Miro  10/8/2012  T  The Honorable Pamela Thornburg-Bakerian - NCC Farm Bureau - Distinguished Service to Agriculture Award
cosponsors: Reps. Peterman & Wilson

H146-1991  Jaques          10/10/2012  M  Edward F. Peterson
cosponsors: Reps. Mulrooney & Brady

H146-1993  Outten          10/10/2012  M  Robert H. McCullough
H146-1994  Outten          10/12/2012  T  James Henderson, Sr. - Supreme Governor - Loyal Order of Moose - Official Visit

H146-1995  Outten          10/12/2012  M  Dennis E. Dean, Sr.
H146-1996  Carson          10/13/2012  M  William Anthony Morgan
H146-1997  Outten          10/10/2012  M  Louise Marie Burgess
H146-1998  Briggs King;    10/12/2012  T  Zaida Guajardo - Honoree - Hispanic Heritage Month - DelTech
Kenton
H146-1999  Wilson          10/12/2012  T  Woodbridge Senior League All-Stars - District 3 Champs & 2nd Place Senior World Series
cosponsors: Reps. Peterman & Wilson

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<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-2000</td>
<td>Lee</td>
<td>10/18/2012</td>
<td>T</td>
<td>Dale Dukes - Laurel Business Person of the Year</td>
</tr>
<tr>
<td>H146-2001</td>
<td>Lee</td>
<td>10/18/2012</td>
<td>T</td>
<td>Maxine Lynch - Laurel Citizen of the Year</td>
</tr>
<tr>
<td>H146-2002</td>
<td>Wilson</td>
<td>11/01/2012</td>
<td>T</td>
<td>Derrocl Aliff - Retirement - DelDOT</td>
</tr>
<tr>
<td>H146-2003</td>
<td>Outten</td>
<td>10/15/2012</td>
<td>M</td>
<td>Richard F. Adams</td>
</tr>
</tbody>
</table>
cosponsors: Reps. Kenton & Wilson

H146-2004  Briggs King;    10/24/2012  T  Sussex County Republican Women's Club - 60 Years
Kenton
cosponsors: Reps. Hocker, Kenton, Lee, Outten, Peterman, D. Short & Wilson

H146-2005  Briggs King     10/20/2012  T  Ramona Anderson - United Methodist Women - 40 Years
cosponsors: Reps. Kenton & Wilson

H146-2006  Scott           10/12/2012  M  Sophia R. Russell
H146-2007  Wilson; D. Short| 10/18/2012  T  T.S. Smith & Sons, Inc. - Seafood Business Persons of the Year
H146-2008  D. Short; Wilson| 10/18/2012  T  Barton's - Seafood Business Persons of the Year
H146-2009  D. Short;       10/18/2012  T  Linda Gunson - Volunteer of the Year - Seaford
<table>
<thead>
<tr>
<th>Number</th>
<th>Sponsor</th>
<th>Date</th>
<th>Type</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-2010</td>
<td>Wilson; D. Short</td>
<td>10/18/2012</td>
<td>T</td>
<td>Dr. Marie Wolfgang - Community Involvement Award - Seaford Chamber of Commerce</td>
</tr>
<tr>
<td>H146-2011</td>
<td>Miro</td>
<td>10/20/2012</td>
<td>T</td>
<td>Christine Cannon, R.N., PhD - Contributions to Latinos</td>
</tr>
<tr>
<td>H146-2012</td>
<td>Outten</td>
<td>10/16/2012</td>
<td>M</td>
<td>D. Robert Salmons</td>
</tr>
<tr>
<td>H146-2013</td>
<td>Lee; D. Short</td>
<td>10/25/2012</td>
<td>T</td>
<td>Joseph Elliott, M.D. - Nanticoke Health Services - Physicians Hall of Fame</td>
</tr>
<tr>
<td>H146-2014</td>
<td>Outten</td>
<td>10/19/2012</td>
<td>M</td>
<td>Brenda Sue Welch Morris</td>
</tr>
<tr>
<td>H146-2015</td>
<td>Hefferman</td>
<td>10/13/2012</td>
<td>T</td>
<td>Forrest &amp; Verna Berger</td>
</tr>
<tr>
<td>H146-2016</td>
<td>Lavelle; Hefferman; Outten; Peterman</td>
<td>10/17/2012</td>
<td>T</td>
<td>Sarah Preston - iEducate Honoree</td>
</tr>
<tr>
<td>H146-2017</td>
<td>Outten</td>
<td>10/22/2012</td>
<td>M</td>
<td>Everett B. Warrington</td>
</tr>
<tr>
<td>H146-2018</td>
<td>J. Johnson</td>
<td>10/22/2012</td>
<td>T</td>
<td>Henrietta Johnson Medical Center - Community Care</td>
</tr>
<tr>
<td>H146-2019</td>
<td>Miro</td>
<td>10/21/2012</td>
<td>T</td>
<td>Newark National Little League - 8 Year Old All Stars - District 2 Champs</td>
</tr>
<tr>
<td>H146-2020</td>
<td>Miro</td>
<td>10/21/2012</td>
<td>T</td>
<td>Newark National Little League - 12 Year Old All Stars - Delaware Champs</td>
</tr>
<tr>
<td>H146-2021</td>
<td>D.P. Williams</td>
<td>10/24/2012</td>
<td>T</td>
<td>Daito-ryu Goshinkan Renmei - 1st International Schocha Geiko Training</td>
</tr>
<tr>
<td>H146-2022</td>
<td>Carson</td>
<td>10/20/2012</td>
<td>T</td>
<td>Gerald Moo - 75th Birthday</td>
</tr>
</tbody>
</table>

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<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>H146-2023</td>
<td>Wilson; Peterman</td>
<td>10/23/2012</td>
<td>M</td>
<td>Michael Daniel Heroldt</td>
</tr>
<tr>
<td>H146-2024</td>
<td>Outten</td>
<td>10/24/2012</td>
<td>M</td>
<td>Jesse T. Woodall</td>
</tr>
<tr>
<td>H146-2025</td>
<td>Schooly; Hudson</td>
<td>10/23/2012</td>
<td>M</td>
<td>Paul I. Lehman</td>
</tr>
<tr>
<td>H146-2026</td>
<td>Bolden</td>
<td>10/23/2012</td>
<td>M</td>
<td>Arnold G. Butler</td>
</tr>
<tr>
<td>H146-2027</td>
<td>Hocker</td>
<td>11/3/2012</td>
<td>T</td>
<td>Dorothy Barber - Bethany Beach Vol. Fire Co. Ladies Auxiliary - 30 Years</td>
</tr>
<tr>
<td>H146-2029</td>
<td>J. Johnson</td>
<td>10/27/2012</td>
<td>M</td>
<td>Bernice W. Barnard</td>
</tr>
<tr>
<td>H146-2030</td>
<td>Miro</td>
<td>10/20/2012</td>
<td>T</td>
<td>Adrienne Arsh - Community Service</td>
</tr>
<tr>
<td>H146-2031</td>
<td>Q. Johnson</td>
<td>10/26/2012</td>
<td>M</td>
<td>Charles Edwin Schreppler</td>
</tr>
<tr>
<td>H146-2032</td>
<td>Bolden</td>
<td>10/20/2012</td>
<td>T</td>
<td>Ron &amp; Joanne Gawinski - 50th Wedding Anniversary</td>
</tr>
<tr>
<td>H146-2033</td>
<td>J. Johnson</td>
<td>10/25/2012</td>
<td>T</td>
<td>David L. May, Sr.</td>
</tr>
<tr>
<td>H146-2034</td>
<td>Blakey</td>
<td>10/30/2012</td>
<td>T</td>
<td>Harry Rhodes III - Retirement - Division of Revenue</td>
</tr>
<tr>
<td>H146-2035</td>
<td>Outten</td>
<td>10/28/2012</td>
<td>M</td>
<td>William H. Wilson, Jr.</td>
</tr>
<tr>
<td>H146-2036</td>
<td>Gilligan</td>
<td>10/26/2012</td>
<td>T</td>
<td>Claire Purdy - 85th Birthday</td>
</tr>
<tr>
<td>H146-2037</td>
<td>Schwartzkopf</td>
<td>10/25/2012</td>
<td>M</td>
<td>Ann Draper Tikiob</td>
</tr>
<tr>
<td>H146-2038</td>
<td>Gilligan</td>
<td>11/1/2012</td>
<td>T</td>
<td>Wilson's Acres - Century Farm Award</td>
</tr>
</tbody>
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</tr>
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<tbody>
<tr>
<td>H146-2039</td>
<td>Wilson; Kenton</td>
<td>11/1/2012</td>
<td>T</td>
<td>Wilson Farm - Century Farm Award</td>
</tr>
<tr>
<td>H146-2040</td>
<td>Kenton</td>
<td>11/1/2012</td>
<td>T</td>
<td>Pepper Farm - Century Farm Award</td>
</tr>
<tr>
<td>H146-2041</td>
<td>Outten</td>
<td>11/1/2012</td>
<td>T</td>
<td>Walls Farm - Century Farm Award</td>
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<tr>
<td>H146-2042</td>
<td>Outten</td>
<td>11/1/2012</td>
<td>T</td>
<td>Breeding Farm - Century Farm Award</td>
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<tr>
<td>H146-2043</td>
<td>Bolden</td>
<td>10/28/2012</td>
<td>T</td>
<td>Wilmington Diocese Gospel Choir - 20 Years</td>
</tr>
<tr>
<td>H146-2044</td>
<td>Outten</td>
<td>11/1/2012</td>
<td>M</td>
<td>Ezekiel K. Dill</td>
</tr>
<tr>
<td>H146-2045</td>
<td>Q. Johnson</td>
<td>11/5/2012</td>
<td>M</td>
<td>Douglas Alan Harris, Sr.</td>
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</table>
H146-2046  Willis  11/1/2012  M  Dale "Mark" King
H146-2047  D. Short  11/3/2012  T  A.C.E. Center, Society of St. Vincent dePaul, Fellowship Health Services, Inc. - National Hunger & Homelessness Awareness Week
H146-2048  Bolden  11/1/2012  T  DE Mentor Program (For Incarcerated Women) Inc. - 20 Years
H146-2049  Carson  11/4/2012  T  Esther Downes - 60th Birthday
H146-2050  Schwartzkopf  11/1/2012  M  Hettie A. Hill
H146-2051  Outten  11/3/2012  M  Dorothy Reynolds Abbott
H146-2052  Carson  11/4/2012  M  Francis Austin Hawke
H146-2053  Mitchell; Ramone  11/4/2012  M  J. Leslie Angelini
H146-2054  D.P. Williams  11/5/2012  T  Professor Amin Hassan - Good Works & Community Outreach
H146-2055  Kenton; Wilson  11/3/2012  M  Richard Reese Bailey
H146-2056  J. Johnson  10/28/2012  M  Margaret J. Surratte
H146-2057  Q. Johnson  11/4/2012  M  Roger Philip Foraker
T- Tribute
M - Memoriam
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HB 21 AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PERSONAL ACTIONS. (House Judiciary Committee) p. 13.

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HB 54. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATORY FLEXIBILITY ACT AND THE ADMINISTRATIVE PROCEDURES ACT. (Passed in the House 3/31/11) p. 29, 40, 41.

HB 55. AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE. (Passed in the House 6/7/11) p. 32, 40, 88-89.

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HB 59 w/HA 1. AN ACT TO AMEND CHAPTER 25, TITLE 29 OF THE DELAWARE CODE RELATING TO CONSUMER PROTECTION. (Signed by the Governor 9/21/11) p. 32, 36, 56, 61, 62, 96, 99, 144, 183.

HB 60. AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO DOGS. (House Agriculture Committee) p. 35, 38, 63.

HB 61 w/HA 1. AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HUNTING, TRAPPING, AND FISHING LICENSES. (Passed in the Governor 5/31/11) p. 37, 49, 52, 70, 97.

HB 62 w/HA 1 & SA 2. AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOUSING. (Signed by the Governor 7/13/11) p. 37, 38, 40, 42, 86, 164.

HB 63. AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO SEXUAL ABUSE OF PATIENTS IN FACILITIES. (Passed in the Governor 5/19/11) p. 37, 49, 63, 72, 75.

HB 64. AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUDICIAL LAW CLERKS. (Passed in the Governor 6/22/11) p. 37, 63, 70, 98, 118.

HB 65. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATED TO STATE GOVERNMENT AND THE GENERAL ASSEMBLY. (House Administration Committee) p. 37, 39.

HS 1/HB 66. AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES SPEED AND VIDEO MONITORING SYSTEMS. (Defeated in the House 6/16/11) p. 76, 80, 108.

HB 67 w/HA 1. AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS. (Passed in the Governor 5/19/11) p. 37, 40, 49, 51, 72, 75.

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HB 69 w/HA 1. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO FISCAL PROJECTIONS. (Passed in the House 6/7/11) p. 38, 56, 86, 88.

HB 70 w/HA 1. AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS, OFFENSES CONCERNING CERTAIN PERSONS AND THE CREATION OF A CIVIL CAUSE OF ACTION FOR INJURIES CAUSED BY CERTAIN PERSONS. (Passed in the House 6/7/2011) p. 39, 77, 80, 90.

HB 71. AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO COMMERCIAL SHOOTING PRESERVES. (Passed in the Governor 5/19/11) p. 39, 49, 51, 70, 75.

HB 72. AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO DEBT MANAGEMENT SERVICES. (House Economic Development/Banking/Insurance & Commerce Committee) p. 39, 55.

HB 73. AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (Passed in the House 4/12/11) p. 39, 49, 54.

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HB 75  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE
GOVERNMENT AND THE GENERAL ASSEMBLY. (House Ready List) p. 39, 92, 98, 118.

HB 76 w/ HA 1 & 2  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING
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HB 77  AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS
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HB 82  AN ACT TO AMEND CHAPTER 59, VOLUME 63 OF THE LAWS OF DELAWARE, AS
AMENDED, THE CHARTER OF THE TOWN OF DEWEY BEACH, TO PROVIDE A PROCESS FOR
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HB 83  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO
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HB 84  AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO
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HB 85  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO
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HB 86  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO
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HB 87 w/ HA 1 & SA 1  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE
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Governor 7/12/12) p. 53, 80, 81, 90, 259, 275, 314.

HB 88  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE
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HB 89  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE
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HB 91  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE USE
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HB 92  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO
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HB 94 w/ HA 1  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO
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HB 95 w/ SA 1  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO
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HB 96 w/ HA 1  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO
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HB 97  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE
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HB 98  AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE CHARTER
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HB 99  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MEDICAL CERTIFICATION REQUIREMENTS AS PART OF THE COMMERCIAL DRIVER LICENSE. (Signed by the Governor 7/5/11) p. 63, 72, 74, 128, 146.

HB 100 w/HA 1  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO BACKGROUND CHECKS FOR PERSONS WITH ACCESS TO PUBLIC SCHOOLS. (Defeated in the Senate 6/23/11) p. 63, 72, 81, 83, 123.

HS 1/ HB 101  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO AGREEMENTS THE DEPARTMENT OF TRANSPORTATION MAKES WITH LOCAL JURISDICTIONS FOR TRAFFIC STUDIES RELATED TO DEVELOPMENT. (House Transportation, Land Use & Infrastructure Committee) p. 72.

HB 102  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO REGULATION OF TRAFFIC. (Stricken 5/31/11) p. 72, 78.

HB 103  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE NEW CASTLE COUNTY BUILDING CODE. (Signed by the Governor 7/18/12) p. 72, 98, 111, 300, 314.

HB 104 w/SA 1  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE UNIFORM RECOGNITION OF FOREIGN-COUNTRY MONEY JUDGMENTS. (Signed by the Governor 6/28/11) p. 64, 72, 79, 98, 107-108, 145.

HB 105  AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC BEVERAGES AND GATHERING LICENSES. (Signed by the Governor 6/28/11) p. 64, 72, 79, 109, 145.

HB 106  AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE DOMESTIC VIOLENCE COORDINATING COUNCIL. (Passed in the House 6/22/11) p. 67, 80, 90, 117, 145.

HB 107  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO AN EXAMINATION OF BASIC SKILLS AND CLARIFYING ALTERNATIVES TO STUDENT TEACHING REQUIREMENTS FOR SPECIALISTS. (House Ready List) p. 67, 80.

HB 108  AN ACT TO AMEND TITLES 11 AND 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE OFFENSES EXEMPTED FROM VOLUNTARY ASSESSMENT AND THE AVAILABILITY OF PROBATION BEFORE JUDGMENT. (Passed in the House 4/19/12) p. 67, 80, 94, 220, 225.

HB 109 w/HA 2 & SA 1  AN ACT TO AMEND TITLE 6 RELATING TO BUILDING CONSTRUCTION AND PAYMENT. (Signed by the Governor 6/25/12) p. 67, 81, 87, 113, 116, 260, 274, 304.

HB 110  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE REQUIREMENTS. (House Administration Committee) p. 76.

HB 111  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO ANTITRUST ACTIONS. (Passed in the House 6/15/12) p. 67, 219, 220-221, 260, 289.

HB 112  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE GENERAL ASSEMBLY AND DETERMINING DISTRICT BOUNDARIES FOR INCARCERATED INDIVIDUALS. (Signed by the Governor 5/13/11) p. 66, 70, 75.

HB 113 w/HA 1  AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO IRRIGATION PRESERVATION. (Passed in the House 6/22/11) p. 70, 92, 101, 115.

HB 114  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE JURISDICTION OF THE COURT OF COMMON PLEAS. (Passed in the House 7/13/11) p. 71, 92, 107, 140, 164.

HB 115  AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO STATUTORY TRUSTS. (Passed in the House 7/13/11) p. 71, 92, 94, 143, 164.

HB 116  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HUNTING, TRAPPING, AND FISHING LICENSES. (Passed in the House 6/9/11) p. 72, 81, 95.

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HB 118  AN ACT PROPOSING AN AMENDMENT TO ARTICLE II OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO OPEN MEETINGS AND PUBLIC RECORDS OF THE GENERAL ASSEMBLY. (House Administration Committee) p. 72.

HB 119  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DELAWARE ECONOMIC AND FINANCIAL ADVISORY COUNCIL. (House Administration Committee) p. 72.

HB 120  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT. (House Administration Committee) p. 72.

HB 121  AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO RATE SCHEDULES AND RATE CLASSIFICATIONS. (Signed by the Governor 8/16/11) p. 72, 92, 106-107, 140, 170.

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HB 124  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PREVAILING WAGE REQUIREMENTS.  (House Administration Committee) p. 76.
HB 125  AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO THE MUNICIPAL USER TAX.  (Stricken 6/22/11) p. 73, 114.
HB 126  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT.  (House Administration Committee) p. 75.
HB 127 w/HA 1  AN ACT TO AMEND TITLES 7 AND 30 OF THE DELAWARE CODE RELATING TO GROSS RECEIPTS TAXES.  (Signed by the Governor 8/17/11) p. 76, 80, 85, 117, 170.
HB 128  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAXES ON PERSONAL INCOME.  (Signed by the Governor 7/1/11) p. 76, 80, 83, 139, 145, 146.
HB 129  AN ACT TO AMEND TITLES 29 AND 30 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITY TAX RATES AND THE USE OF THE PROCEEDS THEREOF.  (Signed by the Governor 7/1/11) p. 76, 77, 81, 85, 139, 145, 146.
HB 130  AN ACT TO REINCORPORATE THE CHARTER OF THE CITY OF HARRINGTON, CHAPTER 115, VOLUME 69, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE CITY OF HARRINGTON".  (Signed by the Governor 7/1/11) p. 76, 92, 94, 112, 145.
HB 131  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LIBRARIES.  (Signed by the Governor 8/16/11) p. 76, 92, 105-106, 143, 170.
HB 132 w/ HA 1  AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT.  (Signed by the Governor 7/5/11) p. 76, 80, 87, 89, 123, 146.
HB 133  AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ESCHEAT.  (Signed by the Governor 7/5/11) p. 76, 80, 95, 128, 146.
HB 134  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PENALTIES FOR CERTAIN MOTOR VEHICLE OFFENSES.  (Signed by the Governor 1/30/12) p. 77, 80, 89, 134, 191.
HB 135  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE JURISDICTION OF THE COURTS.  (Signed by the Governor 1/30/12) p. 77, 80, 89, 134, 191.
HB 136 w/HA 1 & SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO VETERAN PREFERENCE IN STATE EMPLOYMENT.  (Signed by the Governor 3/28/12) p. 77, 78, 92, 95, 191, 198, 217.
HB 137  AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO CERTAIN OFFENSES.  (House Ready List) p. 77, 80, 106.
HB 138  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO MEMBERSHIP ON THE ACUPUNCTURE ADVISORY COUNCIL AND GENETIC COUNSELOR ADVISORY COUNCIL.  (Signed by the Governor 7/25/11) p. 77, 102, 105, 143, 165.
HB 139  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF PROFESSIONAL LAND SURVEYORS.  (Signed by the Governor 7/25/11) p. 77, 102, 105, 140, 165.
HB 140 w/HA 1, 2, 3, HA 1 to HA 3 & HA 4  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO RULES OF THE ROAD.  (Signed by the Governor 8/13/12) p. 77, 92, 101, 123, 128, 244, 247, 277, 317.
HB 141  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE COUNCIL FOR PERSONS WITH DISABILITIES.  (Signed by the Governor 6/28/11) p. 77, 80, 85, 117, 145.
HB 142  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MANUFACTURERS AND WHOLESALERS.  (Signed by the Governor 7/7/11) p. 77, 92, 94, 128, 146.
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HB 144  AN ACT TO AMEND TITLE 16 AND 24 OF THE DELAWARE CODE RELATING TO FACILITIES WHERE INVASIVE MEDICAL PROCEDURES ARE PERFORMED.  (Signed by the Governor 7/5/11) p. 77, 80, 88, 101, 146.
HB 145 w/HA 1 & 2 & SA 2  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO EXPUNGEMENTS.  (Signed by the Governor 6/15/12) p. 77, 80, 96, 102, 107, 242, 258, 289.
HB 146  AN ACT TO AMEND TITLES 3 AND 29 OF THE DELAWARE CODE RELATING TO THE LICENSING OF VIDEO LOTTERY CASINOS AND HARNESS RACING DAYS.  (House Gaming & Pari-Mutuels Committee) p. 77.
HB 147. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAXES ON PERSONAL INCOME. (House Revenue & Finance Committee) p. 78.

HB 148 w/HA 1. AN ACT TO AMEND TITLE 7 AND TITLE 30 OF THE DELAWARE CODE RELATING TO GROSS RECEIPTS TAX. (House Revenue & Finance Committee) p. 78.

HB 149. AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO TRAINING AND EMERGENCY USE OF EPINEPHRINE. (House Health & Human Development Committee) p. 80.

HB 150 w/HA 1. AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO VARIABLE MESSAGE SIGNS ON STATE TOLL HIGHWAYS. (Signed by the Governor 7/13/11) p. 80, 92, 117, 144, 164.

HB 151. AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO DISTRIBUTION OF THE DELAWARE CODE AND SUPPLEMENTS. (Signed by the Governor 7/13/11) p. 80, 92, 111, 143, 164.

HB 152. AN ACT TO AMEND TITLE 6, TITLE 8, AND TITLE 12, AND TITLE 29 OF THE DELAWARE CODE RELATING TO VARIOUS FEES AND TAXES CHARGED BY THE SECRETARY OF STATE. (House Revenue & Finance Committee) p. 81.

HB 153. AN ACT TO AMEND THE CHARTER OF THE TOWN OF MILLVILLE, CHAPTER 217, VOLUME 24, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLVILLE" TO AMEND PARAGRAPH (a)(30) OF SECTION 31, ENUMERATION OF POWERS. (Stricken 6/16/11) p. 81, 92, 105.

HB 154. AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES. (Signed by the Governor 7/5/11) p. 81, 90, 92, 96, 128, 146.

HB 155. AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 156. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DRIVING A VEHICLE WHILE UNDER THE INFLUENCE. (Signed by the Governor 8/3/11) p. 91, 102, 110, 123, 128, 131, 139, 168.

HB 157. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 158. AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO WATER ALLOCATION PERMITS AND LICENSES, OR PERMITS TO CONSTRUCT, EXTEND, OR OPERATE AN IRRIGATION WELL OR SURFACE WATER INTAKE. (Signed by the Governor 7/13/11) p. 81, 92, 95, 143, 164.

HB 159. AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE APPRAISERS. (House Policy Analysis & Government Accountability Committee) p. 81.

HB 160 w/HA 1. AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SUPPLEMENTAL COVERAGE FOR CHILDREN OF INSURED. (Signed by the Governor 7/29/11) p. 86, 102, 113, 121, 143, 165.

HB 161 w/SA 1. AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE PROHIBITION OF THE DENIAL OF COVERAGE FOR PRE-EXISTING CONDITIONS IN CHILDREN UNDER THE AGE OF NINETEEN. (Signed by the Governor 7/25/11) p. 86, 102, 121, 142, 143, 165.

HB 162. AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO DOMESTIC SURPLUS LINES INSURERS. (Stricken 3/20/12) p. 87, 201.

HB 163. AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 164. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE MEDICAL PRACTICE ACT AND THE BOARD OF MEDICAL LICENSURE AND DISCIPLINE. (Signed by the Governor 7/13/11) p. 87, 102, 122, 134, 146.

HB 165. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO REALTY TRANSFER TAX. (House Ready List) p. 87, 102, 110, 272.

HB 166. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 167 w/HA 2. AN ACT TO AMEND TITLE 50 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 168 w/HA 1 & 2, HA 1 to HA 2 & HA 3. AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO VARIOUS FEES AND TAXES CHARGED BY THE SECRETARY OF STATE. (House Revenue & Finance Committee) p. 81.

HB 169. AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO DOMESTIC SURPLUS LINES INSURERS. (Stricken 3/20/12) p. 87, 201.

HB 170. AN ACT TO AMEND THE CHARTER OF THE TOWN OF MILLVILLE, CHAPTER 217, VOLUME 24, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLVILLE" TO AMEND PARAGRAPH (a)(30) OF SECTION 31, ENUMERATION OF POWERS. (Stricken 6/16/11) p. 81, 92, 105.

HB 171. AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.

HB 172. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO REALTY TRANSFER TAX. (House Ready List) p. 87-88, 92, 110, 272.

HB 173. AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE DELAWARE MANUFACTURED HOME RELOCATION TRUST FUND. (Signed by the Governor 5/10/12) p. 91, 98, 101, 113, 115, 234, 247.
HB 169 w/HA 1  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO KENT COUNTY. (Signed by the Governor 7/25/11) p. 91, 102, 106, 139, 165.

HB 170 w/HA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO GROUP AND BLANKET HEALTH INSURANCE REQUIRING INSURERS TO OFFER TO OTHERWISE-ELIGIBLE EMPLOYEES MINI-COBRA COVERAGE IN SMALL-EMPLOYER PLANS. (Signed by the Governor 5/22/12) p. 91, 165, 167, 250, 255.

HB 171  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO A SEMI-MONTHLY METHOD OF PAYMENT OF STATE OFFICIALS AND EMPLOYEES. (House Administration Committee) p. 92.

HB 172  AN ACT TO AMEND THE CHARTER OF THE TOWN OF MILLVILLE, CHAPTER 278, VOLUME 72, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO REINCORPORATE THE TOWN OF MILLVILLE" TO AMEND PARAGRAPH (a)(30) OF SECTION 31, ENUMERATION OF POWERS. (Signed by the Governor 8/3/11) p. 92, 102, 105, 133, 168.

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HB 175  AN ACT TO AMEND CHAPTER 462, VOLUME 77, OF THE LAWS OF DELAWARE RELATING TO THE BOARD OF CHIROPRACTIC. (Signed by the Governor 8/3/11) p. 93, 102, 105, 143, 168.

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HB 178  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO COMMODITY TAXES. (House Revenue & Finance Committee) p. 93, 102.

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HB 180  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO ELECTRICIANS AND ELECTRICAL CONTRACTORS. (Signed by the Governor 8/26/11) p. 93, 102, 105, 140, 170.

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HB 189  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO A CERTAIN USE OF A HANDGUN. (Passed in the House 1/24/12) p. 97-98, 117, 184-185.


HB 191 w/HA 2, 3 & 4  AN ACT TO AMEND TITLE 21 RELATING TO COMMERCIAL VEHICLES. (Defeated in the House 5/1/12) p. 101, 209, 219, 220, 222, 230.

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HB 194  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO COMMERCE AND TRADE AND THE SAFE DESTRUCTION OF DOCUMENTS CONTAINING PERSONAL IDENTIFYING INFORMATION. (House Economic Development/Banking/Insurance & Commerce Committee) p. 102.


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HB 197 w/SA 1  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE COMMUNITY ENVIRONMENTAL PROJECT FUND. (Signed by the Governor 9/14/11) p. 102, 117, 121, 144, 183.

HB 198  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE INDIAN RIVER SCHOOL BOARD. (Signed by the Governor 7/18/12) p. 109, 261, 304, 314.

HB 199  AN ACT PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF DELAWARE RELATING TO ELECTIONS AND IDENTIFICATION. (House Administration Committee) p. 109, 269.

HB 200  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO ELECTIONS AND IDENTIFICATION. (House Administration Committee) p. 109, 269.

HB 201  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATORY FLEXIBILITY ACT TO PROVIDE FOR LEGISLATIVE OVERSIGHT AND TRANSPARENCY REGARDING THE ADOPTION OF RULES AND REGULATIONS BY STATE AGENCIES. (House Ready List) p. 109, 128, 219.

HB 202 w/SA 2  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF PHARMACY. (House Ready List) p. 113, 118, 124.

HB 203  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO COLLECTIVE BARGAINING IN THE STATE SERVICE. (House Ready List) p. 113, 118.

HB 204  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE AUDITOR OF ACCOUNTS. (Passed in the House 6/12/12) p. 109, 188, 267.

HB 205  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CHARTER SCHOOLS. (Signed by the Governor 8/19/11) p. 109, 117, 120-121, 134, 170.

HB 206  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE BOARD OF PHARMACY. (House Ready List) p. 113, 118, 124.

HB 207  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO COLLECTIVE BARGAINING IN THE STATE SERVICE. (House Ready List) p. 113, 118.

HB 208  AN ACT TO RENAME THE WOMEN'S TREATMENT CENTER IN HONOR OF HAZEL D. PLANT. (Signed by the Governor 11/1/11) p. 113, 128, 136, 144, 183.

HS 1/HB 209 w/HA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE ADMINISTRATION OF SCHOOL PROPERTY TAX CREDITS. (Signed by the Governor 6/28/12) p. 214, 220, 225, 230, 289, 304.

HS 1/HB 210 w/HA 1 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE PROVIDING FOR REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS. (Signed by the Governor 7/8/11) p. 123, 125, 139, 146.

HB 211  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO PUBLIC SCHOOLS (House Education Committee) p. 113.

HS 1/HB 212 AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE CREATING THE DELAWARE AUCTION AND AUCTIONEER LICENSING ACT. (Stricken 6/5/12) p. 134, 241, 243, 244, 255.

HB 213  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATIONAL DATA GOVERNANCE. (Signed by the Governor 7/13/11) p. 117, 119, 124, 143, 164.

HB 214 w/HA 1 & SA 1 AN ACT TO AMEND TITLES 1, 4, 6, 7, 10, 11, 12, 14, 16, 19, 20, 21, 25, 29, 30 AND 31 OF THE DELAWARE CODE RELATING TO THE REMOVAL OF INSENSITIVE AND OFFENSIVE LANGUAGE. (Signed by the Governor 8/17/11) p. 117, 128, 129, 138, 139, 170.

HB 215  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE INVESTIGATIVE USE OF MOBILE TRACKING DEVICES. (House Judiciary Committee) p. 123.

HB 216  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO UNFAIR PRACTICES IN THE BUSINESS OF INSURANCE. (House Economic Development/Banking/Insurance & Commerce Committee) p. 128.
HB 217  AN ACT TO AMEND TITLE 11 AND TITLE 29 OF THE DELAWARE CODE TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS AND CHANGE ACTUARIAL ASSUMPTIONS IN THE JUDICIAL, STATE POLICE AND STATE EMPLOYEE PENSION PLANS. (Signed by the Governor 7/13/11) p. 128, 132, 140, 164.

HB 218  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS. (House Revenue & Finance Committee) p. 128.

HB 219  AN ACT TO AMEND TITLES 17 AND 21 OF THE DELAWARE CODE RELATING TO FEES CHARGED FOR MOTOR VEHICLE AND HIGHWAY-RELATED ADMINISTRATION. (House Transportation, Land Use & Infrastructure Committee) p. 128.

HB 220  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO TRAFFIC STUDIES IN COUNTIES WITH A POPULATION GREATER THAN 500,000. (House Transportation, Land Use & Infrastructure Committee) p. 128.

HB 221  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE WORKPLACE FRAUD ACT. (House Administration Committee) p. 128, 135, 267.

HB 222 w/HA 1 & HA 2 AN ACT TO AMEND TITLE 19 RELATING TO THE WORKPLACE FRAUD ACT. (Signed by the Governor 7/12/12) p. 128, 135, 176, 184, 189, 190, 265, 289, 314.

HB 223  AN ACT TO AMEND TITLES 17 AND 21 OF THE DELAWARE CODE RELATING TO FEES CHARGED FOR MOTOR VEHICLE AND HIGHWAY-RELATED ADMINISTRATION. (House Transportation, Land Use & Infrastructure Committee) p. 128.

HB 224 AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE OFFICE OF CHILD CARE LICENSING. (House Policy Analysis & Government Accountability Committee) p. 134.

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HB 227 AN ACT TO AMEND TITLE 9, TITLE 22 AND TITLE 31 RELATING TO HOUSING. (Signed by the Governor 7/27/12) p. 222, 234, 253, 285, 314.

HB 228 AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE STANDARD USED FOR COST RECOVERY FOR PUBLIC UTILITIES IN PROCEEDINGS INVOLVING A CHANGE IN RATES. (House Natural Resources Committee) p. 136, 197.

HB 229 AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ABANDONED OR UNCLAIMED PROPERTY. (House Judiciary Committee) p. 142.

HB 230 w/HA 1 & SA 1 AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. (Signed by the Governor 6/5/12) p. 145, 176, 182, 250, 253, 265.

HB 231 AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE RESIDENTIAL MORTGAGE FORECLOSURE MEDIATION PROGRAM. (Signed by the Governor 7/5/12) p. 145, 165, 167, 300, 314.

HB 232 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LAWS REGULATING THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE. (House Administration Committee) p. 145.

HB 233 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF LOBBYISTS. (House Administration Committee) p. 145.

HB 234 AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO CONSUMER PROTECTION. (Signed by the Governor 3/30/12) p. 145, 165, 170, 201, 217.

HB 235 w/SA 1 AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO STATE PARKS. (Signed by the Governor 7/5/12) p. 145, 188, 193, 285, 302, 314.

HB 236 AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (Signed by the Governor 3/30/12) p. 145, 176, 183, 204, 217.

HB 237 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO REPORTING SCHOOL CRIMES. (Stricken 1/17/12) p. 145, 169.

HB 238 w/HA 1 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF PROFESSIONAL REGULATION AND TO LICENSES AND PERMITS FOR MILITARY SPOUSES. (Signed by the Governor 5/28/12) p. 145, 188, 189, 190, 234, 265.

HB 239 w/HA 1 AN ACT TO AMEND CHAPTER 15, VOLUME 77 OF THE LAWS OF DELAWARE RELATING TO EDUCATOR LICENSURE AND CERTIFICATION. (Signed by the Governor 3/22/12) p. 166, 176, 183, 184, 201, 217.

HB 240 w/HA 1 & SA 1 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO FINES, COSTS, PENALTIES AND FORFEITURES. (Signed by the Governor 5/10/12) p. 166, 176, 184, 204, 208, 247.

HB 241 AN ACT TO AMEND TITLE 22 OF THE DELAWARE CODE RELATING TO THE COMPOSITION OF MUNICIPAL ZONING BOARDS OF ADJUSTMENT. (Signed by the Governor 2/6/12) p. 166, 182, 191.
HB 242 w/HA 1 & HA 1 to HA 1 AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTOMOBILE INSURANCE, VEHICLE DATA-REPORTING DEVICE, AND UNAUTHORIZED USE, RELEASE, OR DISCLOSURE OF DATA. (Defeated in the Senate 6/30/12) p. 168, 188, 266, 276, 292, 314.

HB 243 w/HA 1 & 2 & SA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO REPORTING SCHOOL CRIMES. (Signed by the Governor 8/16/12) p. 168, 184, 188, 258-259, 287, 302, 317.

HB 244 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL ATTENDANCE. (House Education Committee) p. 168.

HB 245 w/HA 1 & 2 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE ADOPTION OF PEOPLE FIRST LANGUAGE IN AND THE REMOVAL OF INSENSITIVE AND OFFENSIVE LANGUAGE FROM THE CRIMINAL CODE. (Signed by the Governor 4/19/12) p. 168, 188, 192, 193, 217, 225.

HB 246 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO ESTABLISHING A YELLOW DOT MEDICAL INFORMATION ALERT PROGRAM. (Laid on the Table in the House 3/13/12) p. 168, 176, 189, 193.

HB 247 AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO RENEWABLE ENERGY PORTFOLIO STANDARDS. (House Energy Committee) p. 176, 208.

HB 248 w/HA 1 & 2 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES AND FEES. (Signed by the Governor 3/29/12) p. 183, 196, 198, 214, 217.

HB 249 AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO LICENSURE OF REAL ESTATE SERVICE PROVIDERS. (House Housing & Community Affairs Committee) p. 183, 208.

HB 250 w/HA 1 & 2 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REAPPORTIONMENT OF THE STATE LEGISLATIVE DISTRICTS. (Signed by the Governor 2/3/12) p. 176, 182, 184, 185, 191.

HB 251 AN ACT TO AMEND TITLE 7 AND 30 OF THE DELAWARE CODE RELATING TO OCCUPATIONAL LICENSES AND FEES. (Signed by the Governor 3/29/12) p. 183, 196, 198, 214, 217.

HB 252 AN ACT TO AMEND VOLUME 77, CHAPTER 375, LAWS OF DELAWARE, RELATING TO DISPOSITION OF CHILDREN PENDING ADJUDICATION AND PAYMENT FOR CARE. (Signed by the Governor 7/18/12) p. 183, 196, 205, 293, 314.

HS 1 for HB 253 w/HA 1 AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO JUVENILE COMPETENCY. (Signed by the Governor 5/21/12) p. 203, 213, 215, 216, 242, 255.


HB 255 AN ACT TO AMEND TITLE 29, CHAPTER 104 OF THE DELAWARE CODE RELATING TO THE REGULATORY FEASIBILITY ACT. (House Administration Committee) p. 184.

HB 256 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. (Signed by the Governor 5/21/12) p. 188, 196, 200, 242, 255.

HB 257 w/HA 1 AN ACT TO AMEND TITLE 29 AND TITLE 30 OF THE DELAWARE CODE RELATING TO DENIAL OR SUSPENSION OF PROFESSIONAL AND OCCUPATIONAL LICENSES. (Signed by the Governor 6/19/12) p. 188, 203, 206, 207, 265, 289.

HS 1 for HB 258 w/HA 1 AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO LIENS. (Stricken 6/30/12) p. 201, 203, 207, 300, 301, 304.

HB 259 w/HA 1 & 2 AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO OFF-HIGHWAY VEHICLES. (Signed by the Governor 6/5/12) p. 191, 214, 217, 255, 265.


HB 261 w/HA 1 AND SA 1 AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO TERMINATION OF UTILITY SERVICE OR SALE. (Signed by the Governor 7/18/12) p. 191, 225, 226, 236, 237, 293, 300, 307, 314.

HB 262 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO HAZARDOUS DUTY PAY. (Stricken 6/12/12) p. 191, 196, 197, 257, 269.
HS 1/HB 263 w/HA 1. AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES. (Signed by the Governor 4/28/12) p. 199, 203, 205, 227, 237.

HB 264 w/HA 1. AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO GENERAL REGULATORY PROVISIONS. (Signed by the Governor 4/19/12) p. 192, 196, 201, 220, 264, 225.

HB 265. AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO HEALTH INSURANCE COVERAGE FOR ORAL AND INTRAVENOUS ANTICANCER MEDICATIONS. (Signed by the Governor 5/1/12) p. 186, 196, 200, 217, 237.

HB 266. AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE REFUND OF FINES UPON REVERSAL OF CONVICTION. (Signed by the Governor 5/21/12) p. 192, 196, 200-201, 250, 255.

HB 267. AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO TRAVEL EXPENSES FOR ELECTED COUNTY OFFICIALS. (Signed by the Governor 6/5/12) p. 192, 196, 201, 255, 265.

HB 268 w/HA 1. AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL BULLYING. (Signed by the Governor 7/27/12) p. 192, 225, 235, 236, 255, 314.

HB 269 w/HA 1. AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE POWERS AND DUTIES OF THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES. (Signed by the Governor 7/25/12) p. 192, 196, 204, 205-206, 293, 314.

HB 270 w/HA 1. AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SPECIFIC OFFENSES. (Passed in the House 4/5/12) p. 192, 196, 220.

HB 271. AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE SERVICES, BROKERS, ASSOCIATE BROKERS AND SALESPERSONS. (Passed in the House 6/26/12) p. 214, 219, 279, 289, 292.

HB 272. AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO INVESTIGATIVE SERVICES OFFICERS. (Signed by the Governor 4/19/12) p. 192, 196, 198, 217, 225.

HB 273. AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO A FINANCIAL LITERACY PROGRAM FOR HIGH SCHOOL SENIORS. (House Education Committee) p. 194, 235.

HB 274. AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO DOGS. (House Ready List) p. 197, 203, 208.

HB 275 w/SA 2. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO DELAWARE TAX CREDITS. (Signed by the Governor 7/31/12) p. 197, 203, 207-208, 275, 297, 314.

HB 276. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DISPLAY OF THE POW/MIA FLAG. (Signed by the Governor 9/20/12) p. 197, 212, 216, 298, 317.

HB 277 w/HA 3 & SA 2. AN ACT TO AMEND TITLES 10 AND 11 OF THE DELAWARE CODE RELATING TO HOME INVASION AND BURGLARY. (Signed by the Governor 6/1/12) p. 197, 201, 203, 223, 246, 252, 265.

HB 278 w/HA 1. AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO STATE TAXES. (Passed in the House 6/12/12) p. 199, 219, 221.

HB 279. AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO LOW EMISSION VEHICLE PROGRAM. (House Natural Resources Committee) p. 201.

HB 280 w/HA 1 & SA 1. AN ACT TO AMEND CHAPTER 214, VOLUME 65 OF THE LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE TOWN OF NEWPORT. (Signed by the Governor 5/21/12) p. 199, 212, 213, 236, 240, 255.

HB 281. AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO CAPITATION TAX. (Signed by the Governor 7/18/12) p. 204, 219, 223, 313, 314.

HB 282. AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO THE NUTRIENT MANAGEMENT COMMISSION. (Signed by the Governor 6/25/12) p. 204, 225, 237, 272, 304.

HB 283. AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO SUSSEX COUNTY GOVERNMENT. (Passed in the House 4/5/12) p. 204, 219, 221.

HB 284. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PENSIONS. (House Administration Committee) p. 204.

HB 285. AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO EXPUNGEMENT. (Passed by the Governor 7/18/12) p. 206, 220, 223, 300, 314.

HB 286. AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS PURSUANT TO THE ADMINISTRATIVE PROCEDURES ACT. (House Ready List) p. 209, 219.

HB 287. AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO THE DELAWARE SUSTAINABLE ENERGY UTILITY. (House Energy Committee) p. 212.

HB 288 w/HA 1. AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE REGISTRATION. (Passed in the House 5/3/12) p. 212, 234, 235, 236.
HB 289 w/HA 1 & HA 2  AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO LOANS. (Signed by the Governor 6/27/12) p. 212, 219, 231, 265, 304.

HB 290  AN ACT TO AMEND TITLES 3, 5, 6, 7, 9 10, 11, 16, 23, 29 AND 30 OF THE DELAWARE CODE RELATING TO SHERIFFS AND SHERIFF DEPUTIES. (Stricken 4/25/12) p. 204, 208, 213, 225.

HB 291  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FORFEITURE OF RETIREMENT BENEFITS FOR PUBLIC EMPLOYEES CONVICTED OF CERTAIN CRIMES. (House Administration Committee) p. 214.

HB 292  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PUBLIC SCHOOLS. (House Ready List) p. 214, 220, 224, 272.

HB 293 w/HA 1  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES. (Signed by the Governor 6/26/12) p. 214-215, 225, 226, 239, 275, 304.

HB 294  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES. (Signed by the Governor 6/28/12) p. 215, 225, 227, 289, 304.

HB 295  AN ACT TO AMEND TITLE 11 RELATING TO THE REGISTRATION OF SEX OFFENDERS. (Signed by the Governor 7/27/12) p. 215, 220, 223-224, 298, 314.

HB 296  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO SERVICES FOR RUNAWAY AND HOMELESS YOUTH. (House Health & Human Development Committee) p. 215.

HB 297  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HABITUAL CRIMINAL OFFENDERS. (House Ready List) p. 217, 250, 272.

HB 298  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE APPRAISERS. (Stricken 5/10/12) p. 217, 244.

HB 299  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO CARDIOPULMONARY RESUSCITATION. (House Health & Human Development Committee) p. 217, 227, 243.

HB 300 w/HA 2, HA 1 to HA 2 & HA 3  AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ENHANCED DISCLOSURE, REPORTING AND DISCLAIMER REQUIREMENTS IN DELAWARE'S CAMPAIGN FINANCE LAWS. (Signed by the Governor 8/15/12) p. 222, 234, 238, 240, 262, 317.

HB 301  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO ELECTRICIANS AND ELECTRICAL CONTRACTORS. (House Policy Analysis & Government Accountability Committee) p. 219.

HB 302  AN ACT TO AMEND TITLE 24 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE LICENSURE OF THERMAL SYSTEM INSULATION MECHANICS. (House Policy Analysis & Government Accountability Committee) p. 222, 238.

HB 303  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SCHOOL BASED HEALTH CENTERS AND INSURANCE. (Signed by the Governor 6/26/12) p. 222, 224, 234, 235, 238, 247, 275, 304.

HB 304 w/HA 1 & HA 2  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (Signed by the Governor 6/15/12) p. 222, 234, 235, 238, 239, 272, 289.

HB 305  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE ENERGY ACT. (House Ready List) p. 224, 234.

HB 306  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGULATORY FLEXIBILITY ACT. (House Administration Committee) p. 225.

HB 307  AN ACT TO REINCORPORATE THE CHARTER OF THE CITY OF NEW CASTLE, CHAPTER 216, VOLUME 27, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT AMENDING, REVISING AND CONSOLIDATING THE CHARTER OF THE CITY OF NEW CASTLE". (Signed by the Governor 6/20/12) p. 225, 234, 238, 275, 289.

HB 308  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO LABOR. (House Ready List) p. 227, 250, 255, 272, 286.

HB 309 w/HA 1 & SA 2 & HA 2  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION. (Signed by the Governor 7/20/12) p. 227-228, 236, 250, 258, 300, 307, 314.

HB 310 w/HA 1  AN ACT TO AMEND CHAPTER 80, TITLE 15 OF THE DELAWARE CODE RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAWS. (Signed by the Governor 8/15/12) p. 225, 234, 240-241, 242, 262, 317.

HS 1/HB 311 w/HA 2  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE ADMISSION, MAINTENANCE AND DISCHARGE OF PATIENTS WITH MENTAL CONDITIONS. (Signed by the Governor 7/24/12) p. 259, 272, 276, 279, 284-285, 298, 314, 320.
HB 312 AN ACT TO AMEND VOLUME 60, CHAPTER 140, LAWS OF DELAWARE, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE VILLAGE OF ARDENTOWN", RELATING TO CORPORATE LIMITS AND TOWN MEETINGS. (Signed by the Governor 7/27/12) p. 228, 250, 258, 300, 314.

HB 313 AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE PROVIDER ADVISORY BOARD. (Signed by the Governor 7/27/12) p. 228, 235, 282, 314.

HB 314 AN ACT TO AMEND TITLE 14 AND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATEWIDE PROGRAMS FOR THE DEAF, HARD OF HEARING AND DEAF-BLIND INCLUDING THE DELAWARE SCHOOL FOR THE DEAF. (Signed by the Governor 6/19/12) p. 228, 242, 246, 272, 289.

HB 315 w/HA 1 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO EMERGENCY MEDICAL SERVICES SYSTEMS. (Signed by the Governor 7/12/12) p. 228, 245, 250, 296, 310, 314.

HB 316 AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO TAX CREDITS FOR BROADBAND SERVICES TO UNDERSERVED AND RURAL AREAS. (Stricken 6/6/12) p. 228, 261.

HB 317 w/HA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO KINDERGARTEN READINESS. (Signed by the Governor 6/19/12) p. 228, 242, 246, 244-245, 272, 289.

HB 318 AN ACT TO AMEND CHAPTER 176, VOLUME 74 LAWS OF DELAWARE, AS AMENDED, RELATING TO THE CHARTER OF THE TOWN OF SMYRNA. (Signed by the Governor 7/18/12) p. 228, 250, 261, 264.

HB 319 w/HA 1 AN ACT TO AMEND TITLES 19 AND 29 OF THE DELAWARE CODE RELATING TO AN EMPLOYMENT FIRST PRIORITY POLICY FOR PERSONS WITH DISABILITIES. (Signed by the Governor 7/16/12) p. 228, 242, 245, 253, 262, 314.

HB 320 AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO HORSE RACING. (House Gaming & Pari-Mutuels Committee) p. 228.

HB 321 AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO REGULATION OF SALE AND USE OF PESTICIDES AND DEVICES. (Signed by the Governor 6/15/12) p. 231, 242, 245, 272, 289.

HB 322 AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO THE ASSESSMENT OF PROPERTY. (Signed by the Governor 7/5/12) p. 231, 242, 257, 293, 314.

HB 323 AN ACT TO AMEND VOLUME 57, CHAPTER 170 OF THE LAWS OF DELAWARE, AS AMENDED, THE CHARTER OF THE CITY OF LEWES, TO MAKE VOTER QUALIFICATIONS CONSISTENT WITH THE NEW SENATORIAL DISTRICT CREATED IN RESPONSE TO THE 2010 CENSUS, AND FURTHER TO AMEND THE PROCESS BY WHICH THE CITY AWARDS CERTAIN CONTRACTS FOR THE PURCHASE OF MATERIALS OR FOR THE FURNISHING OF SERVICES AUTHORIZED OR PERMITTED BY THE CHARTER FOR THE CITY OF LEWES. (Signed by the Governor 7/18/12) p. 235, 250, 363-364, 314.

HB 324 AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FINFOISH. (Passed in the House 6/14/12) p. 237, 250, 274.

HB 325 w/HA 1 AN ACT TO AMEND TITLES 3, 5, 6, 7, 9, 10, 11, 16, 23, 29 AND 30 OF THE DELAWARE CODE RELATING TO SHERIFFS AND SHERIFF DEPUTIES. (Signed by the Governor 6/19/12) p. 237, 242, 243, 244, 275, 289.

HB 326 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO HEALTH PLANNING AND RESOURCES MANAGEMENT. (Signed by the Governor 8/13/12) p. 237, 244, 282, 310, 317.

HB 327 w/HA 1 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STATE EMPLOYEES' PENSION PLAN. (Passed in the House 6/21/12) p. 237, 244, 272, 288.

HB 328 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO DELAWARE HEALTH CARE COMMISSION. (Signed by the Governor 7/5/12) p. 238, 244, 282, 310, 314.

HB 329 AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT INSURANCE APPEAL BOARD. (Signed by the Governor 7/18/12) p. 238, 244, 282, 300, 314.

HB 330 AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES SPEED AND VIDEO MONITORING SYSTEMS. (House Ready List) p. 238, 242.

HB 331 AN ACT TO AMEND TITLES 14 AND 15 OF THE DELAWARE CODE RELATING TO ABSENTEE VOTING. (House Ready List) p. 241, 282.


HB 333 w/HA 2 & HA 1 to HA 2 AN ACT TO AMEND TITLES 2 AND 29 OF THE DELAWARE CODE RELATING TO THE STATE LOTTERY. (Signed by the Governor 6/28/12) p. 241, 242, 257, 266, 268-269, 295, 304.
HB 334  AN ACT TO AMEND TITLE 29 RELATING TO THE ADOPTION OF REGULATIONS. (House Administration Committee) p. 242.

HB 335 w/HA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO PORTABLE ELECTRONIC LIMITED LINES PRODUCER AND ADJUSTER LICENSURE. (Signed by the Governor 7/23/12) p. 242, 250, 258, 285, 314.

HB 336  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO REAL ESTATE APPRAISERS. (House Policy Analysis & Government Accountability Committee) p. 242.


HB 338  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. (Signed by the Governor 6/25/12) p. 242, 250, 253-254, 277, 304.

HB 339  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS. (Signed by the Governor 6/25/12) p. 242, 250, 254, 277, 304.


HB 341 w/HA 1  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE USE TAX ON LEASES OF TANGIBLE PERSONAL PROPERTY. (Signed by the Governor 7/5/12) p. 243, 261, 264, 300, 314.

HB 342  AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (Signed by the Governor 6/29/12) p. 243, 250, 255, 277, 304.

HB 343  AN ACT TO AMEND TITLE 7 RELATING TO THE TRANSFER OF FINFISH, EEL FISHING AND SHELLFISH PERMITS AND LICENSES. (Signed by the Governor 6/19/12) p. 243, 250, 253, 265, 289.

HB 344  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. (House Ready List) p. 243, 284, 286.

HB 345  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CASUALTY INSURANCE CONTRACTS, INCLUDING CANCELLATION OR NONRENEWAL OF AUTOMOBILE POLICIES. (Signed by the Governor 7/20/12) p. 245, 261, 303, 314.

HB 346  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO REINSURANCE. (Signed by the Governor 7/27/12) p. 245, 161, 303, 314.

HB 347  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO LIMITATION OF ACTIONS. (Laid on the Table in the House 6/20/12) p. 245, 250, 284.

HB 348  AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO ELECTIONS. (Signed by the Governor 7/5/12) p. 245, 261, 275, 300, 314.

HB 349 w/HA 1  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONS AND OCCUPATIONS AND THE MEDICAL PRACTICE ACT. (Signed by the Governor 8/2/12) p. 245, 251, 261, 266, 277-278, 300, 314.

HB 350  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. (Signed by the Governor 7/27/12) p. 246, 261, 274, 300, 314.

HB 351 w/HA 1  AN ACT TO AMEND THE CHARTER OF THE CITY OF NEWARK RELATING TO THE ALDERMAN. (Signed by the Governor 7/5/12) p. 250, 261, 266, 268, 293, 314.

HB 352 w/HA 1  AN ACT TO AMEND TITLE 21 AND TITLE 30 OF THE DELAWARE CODE RELATING TO RECREATIONAL VEHICLES. (Passed in the House 6/12/12) p. 250, 261, 268.

HB 353  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO SEXUAL OFFENSES. (Stricken 6/21/12) p. 277, 282, 286.

HB 354  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO THE PROFESSION OF NURSING. (Stricken 6/21/12) p. 277, 282, 286.

HB 355  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT. (House Public Safety & Homeland Security Committee) p. 255.

HB 356 w/HA 1  AN ACT TO AMEND TITLE 28 OF THE DELAWARE CODE RELATING TO CHARITABLE GAMING. (Passed in the House 6/20/12) p. 256, 261, 270, 284.

HB 357  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO MASSAGE AND BODYWORK. (Signed by the Governor 7/27/12) p. 256, 261, 282, 314.

HB 358  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO DENTISTRY AND DENTAL HYGIENE. (Stricken 6/13/12) p. 259, 269.
HB 359  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO PLEADINGS AND PRACTICE. (House Judiciary Committee) p. 256.

HB 360  AN ACT TO AMEND TITLE 14 AND TITLE 15 OF THE DELAWARE CODE RELATING TO SCHOOL BOARDS AND SCHOOL BOARD ELECTIONS. (House Ready List) p. 256, 267.

HB 361  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE CREATING THE DELAWARE AUCTION AND AUCTIONEER LICENSING ACT AND TO REAL ESTATE SERVICES, BROKERS, ASSOCIATE BROKERS, AND SALESPERSONS. (Stricken 6/27/12) p. 256, 260, 261, 276, 286, 297.

HB 362  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATED TO REORGANIZATION OF SCHOOL DISTRICTS. (House Education Committee) p. 256.

HB 363  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO BAIL BOND AGENTS. (Defeated in the Senate 6/30/12) p. 256, 261, 278, 314.

HB 364  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUDITS BY PHARMACY BENEFIT MANAGERS. (House Economic Development/Banking/Insurance & Commerce Committee) p. 256.

HB 365  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EDUCATION AND EXCEPTIONAL CHILDREN. (Signed by the Governor 8/9/12) p. 256, 261, 263, 282, 293, 314.

HB 366 w/HA 1 & HA 1 to HA 1  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE CHIEF DUE PROCESS. (Passed in the House 6/12/12) p. 256, 261, 266, 267-268.

HB 367  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO THE PROHIBITION ON SUNDAY HUNTING. (House Natural Resources Committee) p. 256.

HB 368  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO PARENTAL OR GUARDIAN CONSENT FORMS FOR SCHOOL-BASED HEALTH CENTERS. (House Education Committee) p. 256.

HB 369  AN ACT TO AMEND CHAPTER 29, TITLE 30 OF THE DELAWARE CODE PERTAINING TO WHOLESALERS GROSS RECEIPTS TAXES. (Signed by the Governor 6/26/12) p. 256, 261, 263, 287, 304.

HB 370  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO THE DELAWARE NATIONAL GUARD AND RESERVE EMERGENCY ASSISTANCE FUND. (Signed by the Governor 7/5/12) p. 256, 261, 264, 310, 314.

HS 1/HB 371  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO INVESTIGATING THE ABUSE OF CHILDREN. (Signed by the Governor 8/16/12) p. 269, 272, 287, 300, 317.

HB 372 w/HA 1  AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE” RELATING TO APPOINTMENT AND REMOVAL OF A TOWN MANAGER. (Signed by the Governor 7/18/12) p. 259, 282, 286, 287, 310, 314.

HB 373  AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE” RELATING TO THE POWER TO BORROW UP TO $2,500,000 FOR MUNICIPAL PURPOSES WITHOUT REFERENDUM. (Stricken 6/19/12) p. 259, 277.

HB 374 w/HA 1  AN ACT TO AMEND VOLUME 51, CHAPTER 237, LAWS OF DELAWARE, AS AMENDED ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE” RELATING TO THE POWER TO BORROW MONEY FROM THE STATE OR FEDERAL GOVERNMENT WITHOUT REFERENDUM. (Signed by the Governor 7/18/12) p. 259, 279, 282, 288, 310, 314.

HB 375  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FREE ACCESS TO STATE PARKS, AND FREE HUNTING AND FISHING LICENSES AND PERMITS FOR CERTAIN VOLUNTEERS. (Stricken 6/27/12) p. 259, 272, 297.

HB 376  AN ACT TO AMEND TITLES 18 & 29 OF THE DELAWARE CODE RELATING TO INSURANCE FEES AND TAXES AND TO ESTABLISH A MEDICAL INSURANCE COMPONENT FOR RETIRED DELAWARE COUNTY AND MUNICIPAL POLICE AND FIREFIGHTERS PENSION PLAN. (House Ready List) p. 262, 293, 302.

HB 377  AN ACT TO AMEND THE LAWS OF DELAWARE RELATING TO THE CHARTER OF THE TOWN OF DEWEY BEACH. (Signed by the Governor 7/18/12) p. 262, 267, 284, 310, 314.

HB 378  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO DRIVING A VEHICLE WHILE UNDER THE INFLUENCE. (Signed by the Governor 7/18/12) p. 264,272, 275, 310, 314.

HS 1/HB 379  AN ACT TO AMEND TITLES 29 AND 31 OF THE DELAWARE CODE DESIGNATING SERVICES FOR RUNAWAY AND HOMELESS YOUTH. (Stricken 6/13/12) p. 269.
HB 406  AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOME COMMUNITIES AND THE LOT RENTAL ASSISTANCE PROGRAM.

(House Manufactured Housing Committee) P. 298.

HB 407  A Bill with this number was not introduced.

HB 408  A Bill with this number was not introduced.

HB 409  A Bill with this number was not introduced.


HOUSE RESOLUTIONS

HR 1  RELATING TO THE ELECTION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. (Passed) p. 3.

HR 2  RELATING TO PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES OF THE 146TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE. (Passed) p. 3.

HR 3  RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE OF REPRESENTATIVES. (Passed) p. 3.

HR 4  RELATING TO PERMANENT PROCEDURES OF THE HOUSE OF REPRESENTATIVES OF THE 146TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE FOR ETHICS VIOLATIONS. (Passed) p. 3.


HR 6  ESTABLISHING APRIL 12, 2011 AS "EQUAL PAY DAY" IN THE STATE OF DELAWARE. (Passed) p. 53.

HR 7  DECLARING APRIL, 2011 AS "AUTISM AWARENESS MONTH" IN DELAWARE. (Passed) p. 40.

HR 8  A RESOLUTION REQUESTING ALL DELAWARE HIGH SCHOOLS TO PROVIDE THE HOUSE OF REPRESENTATIVES WITH INFORMATION ABOUT GRADUATING SENIORS. (Passed) p. 41.

HR 9  URGING AN OPEN AND TRANSPARENT REDISTRICTING PROCESS WITH PUBLIC PARTICIPATION. (Stricken 6/28/11) p. 43, 127.

HR 10  RELATING TO THE HOUSE OF REPRESENTATIVES REDISTRICTING PROCESS. (Passed) p. 44.


HR 12  RECOGNIZING APRIL 28, 2011 AS "WORKERS MEMORIAL DAY." (Passed) p. 56.

HR 13  RECOGNIZING MAY 12, 2011 AS FIBROMYALGIA AWARENESS DAY IN DELAWARE. (Passed) p. 71-72.

HR 14  RESPECTING AND HONORING ALL DELAWARE MOTHERS ON MAY 8, 2011, MOTHER'S DAY. (Passed) p. 66.

HR 15  RECOGNIZING THE CAI/EASTER SEALS VOLLEYBALL CHALLENGE. (Passed) p. 146.

HR 16  PROCLAIMING MAY 18, 2011 AS "LEWES-REHOBOTH ASSOCIATION OF CHURCHES DAY." (Passed) p. 82.

HR 17  PROCLAIMING JUNE 6-12, 2011 AS AUTOMOTIVE SERVICE PROFESSIONALS WEEK IN DELAWARE. (Passed) p. 87.

HR 18  IN HONOR OF CHANCELLOR WILLIAM B. CHANDLER III ON HIS RETIREMENT FROM THE COURT OF CHANCERY. (Passed) p. 81-82.

HR 19  RECOGNIZING THE 125TH ANNIVERSARY OF GOLDEY-BEACOM COLLEGE. (Passed) p. 91.


HR 22 PROCLAIMING AND RECOGNIZING JUNE 19, 2011 AS JUNETEENTH INDEPENDENCE DAY. (Passed) p. 104.


HR 25 ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE OF MANUFACTURED HOUSING DELINQUENT TAXES. (Passed) p. 142.

HR 26 CELEBRATING THE WEEK OF JANUARY 29TH THROUGH FEBRUARY 5TH AS CATHOLIC SCHOOLS WEEK IN DELAWARE. (Passed) p. 191.


HR 30 DESIGNATING THE MONTH OF MAY 2012 AS "OLDER AMERICANS MONTH". (Passed) p. 238.

HR 31 PROCLAIMING THE MONTH OF MAY AS COMMUNITY ACTION MONTH. (Passed) p. 246.

HR 32 RESPECTING AND HONORING ALL DELAWARE MOTHERS ON MAY 13, 2012, MOTHER'S DAY. (Passed) p. 243-244.

HR 33 COMMENDING THE EFFORTS OF DELAWARE'S PUBLIC CHARTER SCHOOLS IN EDUCATING DELAWARE STUDENTS. (Passed) p. 243.

HR 34 PROCLAIMING MAY, 2012 CYSTIC FIBROSIS AWARENESS MONTH IN DELAWARE. (Passed) p. 252.


HR 37 CREATING THE DELAWARE SCHOOL CONSTRUCTION WORKING GROUP (Passed) p. 304.

HR 38 URGING THE PUBLIC AND PRIVATE SECTORS TO EXAMINE PROSPECTIVE ADVANCES IN TECHNOLOGIES AND DELAWAREANS' EXPECTATION OF PRIVACY IN SOCIAL MEDIA NETWORKING AND ELECTRONIC DEVICES. (Passed) p. 313.

HOUSE CONCURRENT RESOLUTIONS


HCR 4 RECOGNIZING THAT THE MEMBERS OF THE DELAWARE FEDERATION OF REPUBLICAN WOMEN ARE URGING THE PASSAGE OF LEGISLATION THAT REQUIRES VOTERS TO SHOW GOVERNMENT-ISSUED PHOTO IDENTIFICATION BEFORE VOTING. (House Administration Committee) p. 20.

HCR 5 RECOGNIZING THAT THE MEMBERS OF THE DELAWARE FEDERATION OF REPUBLICAN WOMEN ARE URGING THE PASSAGE OF LEGISLATION THAT MOVES THE DELAWARE ELECTION PRIMARIES TO AN EARLIER DATE TO ENSURE THE TIMELY ISSUANCE AND RECEIPT OF MILITARY ABSENTEE BALLOTS. (House Administration Committee) p. 20.


HCR 8 DESIGNATING THE MONTH OF APRIL 2011 AS DELAWARE'S SEXUAL ASSAULT AWARENESS MONTH. (Passed) p. 43, 45.
HCR 9 PROCLAIMING APRIL 13, 2011, "EARLY CHILD CARE AND EDUCATION PROFESSIONALS APPRECIATION DAY". (Passed) p. 56.

HCR 10 COMMENDING THE NOMINEES FOR THE 2011 DELAWARE AWARD FOR EXCELLENCE AND COMMITMENT IN STATE SERVICE. (Passed) p. 62, 63.


HCR 12 COMMENDING THE EFFORTS OF DELAWARE’S PUBLIC CHARTER SCHOOLS IN EDUCATING DELAWARE STUDENTS. (Passed) p. 62, 63.

HCR 13 PROCLAIMING THE MONTH OF MAY AS "BIKE MONTH." (Passed) p. 63, 64.

HCR 14 EXTENDING SINCERE THANKS TO THE CAREER AND TECHNICAL STUDENT ORGANIZATIONS OF DELAWARE FOR THE PRESENTATION OF THE BEAUTIFUL GERANIUMS AND EXTENDING BEST WISHES FOR MUCH SUCCESS TO EACH OF THESE EXEMPLARY STUDENTS. (Passed) p. 67-68, 70.

HCR 15 RECOGNIZING AND COMMENDING THE WAY HOME, INC. FOR ITS CONTRIBUTIONS TO THE STATE. (Passed) p. 71-72.


HCR 17 CELEBRATING THE 100TH ANNIVERSARY OF THE DELAWARE NURSES ASSOCIATION AND RECOGNIZING ITS 100 YEARS OF COMMITMENT AND SERVICE TO PROFESSIONAL NURSES IN THE STATE OF DELAWARE. (Passed) p. 82, 86.

HCR 18 RECOGNIZING JUNE 15, 2011, AS DELAWARE ELDER ABUSE AWARENESS DAY. (Passed) p. 97, 100.


HCR 21 RECOGNIZING AND CELEBRATING NATIONAL LONG-TERM CARE RESIDENTS’ RIGHTS MONTH AND RESIDENTS’ RIGHTS RALLY IN DELAWARE. (Passed) p. 122, 143.

HCR 22 PROCLAIMING THE WEEK OF OCTOBER 23 - 29, 2011 AS “DELAWARE’S PRO BONO CELEBRATION WEEK.” (Passed) p. 122, 143.


HCR 24 RECOGNIZING AND PROCLAIMING JUNE 2011 AS “NEW HOMES MONTH.” (Passed) p. 124, 143.


HCR 27 PROCLAIMING THE MONTH OF FEBRUARY 2012 AS AFRICAN AMERICAN HISTORY MONTH AND REQUESTING THE GOVERNOR ISSUE A PROCLAMATION FOR AFRICAN AMERICAN HISTORY MONTH. (Passed) p. 175, 182.


HCR 29 PROMOTING EQUAL EMPLOYMENT OPPORTUNITY IN HIRING BY THE STATE OF DELAWARE FOR BLIND AND VISUALLY IMPAIRED INDIVIDUALS. (Passed) p. 185, 191.

HCR 30 RECOGNIZING THE WEEK OF JANUARY 22ND TO JANUARY 28TH AS NATIONAL NURSE ANESTHETISTS WEEK. (Passed) p. 188.

HCR 31 PROCLAIMING FEBRUARY AS CHILDREN’S DENTAL HEALTH MONTH. (Passed) p. 189, 191.


HCR 33 RECOGNIZING THE STRONG TIES BETWEEN CANADA AND DELAWARE AND CELEBRATING CANADA DAY IN DELAWARE. (Passed) p. 199, 201.

HCR 34 COMMENDING AMBER AUGUSTUS FOR BEING SELECTED DELAWARE’S STATE TEACHER OF THE YEAR FOR 2012 AND COMMENDING EACH SCHOOL DISTRICT’S TEACHER OF THE YEAR. (Passed) p. 204.

HCR 36 RECOGNIZING WEDNESDAY, MARCH 21, 2012 IS "KICK BUTTS DAY." (Passed) p. 203, 204.

HCR 37 RECOGNIZING APRIL 2012 AS CHILD ABUSE PREVENTION MONTH IN DELAWARE. (Passed) p. 206, 214.

HCR 38 ENCOURAGING CONFORMANCE WITH THE PROHIBITION ON THE USE OF ELECTRONIC COMMUNICATION DEVICES WHILE OPERATING A MOTOR VEHICLE ON THE HIGHWAYS OF THE STATE OF DELAWARE. (Passed) p. 211-212, 214.

HCR 39 PROCLAIMING APRIL 25, 2012 AS "EARLY CHILDHOOD ADVOCACY DAY." (Passed) p. 224, 225.


HCR 42 REQUESTING AN OPINION FROM THE JUSTICES OF THE DELAWARE SUPREME COURT REGARDING SHERIFFS' POWER OF ARREST. (House Administration Committee) p. 228.

HCR 43 REQUESTING THE OFFICE OF MANAGEMENT AND BUDGET AND THE DELAWARE ECONOMIC DEVELOPMENT OFFICE TO EVALUATE THE FEASIBILITY OF APPLYING A CREDIT FOR MANUFACTURERS LOCATED IN DELAWARE IN DESIGNATING STATE CONTRACT VENDORS AND ELIMINATING CERTAIN CONTRACT REQUIREMENTS. (Passed) p. 229, 242, 284, 289.


HCR 45 EXTENDING SINCERE THANKS TO THE CAREER AND TECHNICAL STUDENT ORGANIZATIONS OF DELAWARE FOR THE PRESENTATION OF THE BEAUTIFUL GERANIUMS AND EXTENDING BEST WISHES FOR MUCH SUCCESS TO EACH OF THESE EXEMPLARY STUDENTS. (Passed) p. 245-246.


HCR 47 PROCLAIMING THE WEEK OF MAY 20 TO MAY 26, 2012 AS "TEEN FINANCIAL AWARENESS WEEK" IN DELAWARE. (Passed) p. 249, 250.


HCR 49 COMMENDING THE FOOD BANK OF DELAWARE FOR ITS CONTRIBUTIONS TO THE STATE OF DELAWARE. (Passed) p. 251-252, 255.

HCR 50 RECOGNIZING THE MONTH OF MAY 2012 AS "POPPY MONTH" IN THE STATE OF DELAWARE. (Passed) p. 251, 255.


HCR 52 RECOGNIZING NOVEMBER 2012 AS NATIVE AMERICAN HERITAGE MONTH IN DELAWARE. (Passed) p. 281, 289.


HCR 55 CREATING THE DELAWARE HEALTH FUND WORKING GROUP. (Passed) p. 297, 310.


HCR 57 CREATING A TASK FORCE TO EXAMINE PROGRAMS FOR GIFTED AND TALENTED STUDENTS IN THE STATE OF DELAWARE. (Passed) p. 306, 310.

HOUSE JOINT RESOLUTIONS

HJR 1 RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE OF REPRESENTATIVES. (Signed by the Governor 2/11/11) p. 4, 6, 17.

HJR 2 RECOGNIZING THE LATE DELAWARE STATE POLICE CORPORAL ROBERT H. BELL FOR HIS COURAGEOUS ACTIONS IN THE LINE-OF-DUTY. (Signed by the Governor 4/15/11) p. 49-50, 52, 60.
HJR 3  ESTABLISHING A COMMUNICATIONS TAX REVIEW GROUP TO STUDY AND MAKE RECOMMENDATIONS FOR IMPROVING DELAWARE'S TAX LAWS APPLICABLE TO COMMUNICATIONS PROVIDERS. (Signed by the Governor 7/5/11) p. 97, 102, 111, 128, 146.

HJR 4 w/HA 1  ESTABLISHING A STUDY COMMISSION ON LOBBYIST ETHICS. (Passed in the House 6/23/11) p. 102, 117, 118, 121.

HJR 5  THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2011 (Signed by the Governor 7/1/11) p. 119, 130, 145.

HJR 6  THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012 (Vetoed 7/5/11) p. 119, 130, 145-146.

HJR 7 w/SA 1  ESTABLISHING A STUDY GROUP TO ASSESS CHILD MENTAL HEALTH NEEDS IN KENT AND SUSSEX COUNTIES. (Signed by the Governor 7/25/11) p. 132-133, 143, 165.

HJR 8  THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012 (Signed by the Governor 7/1/11) p. 140-141, 143, 144, 145.

HJR 9  URGING THE CONTINUED OPERATION OF THE HARES CORNER U.S. MAIL PROCESSING AND DISTRIBUTION CENTER. (Signed by the Governor 1/19/12) p. 169, 191.

HJR 10  RECOGNIZING MAJOR GENERAL FRANCIS D. VAVAL FOR HIS LEADING ROLE IN RESHAPING THE MILITARY OF THE UNITED STATES OF AMERICA. (Signed by the Governor 1/26/12) p. 169, 191.

HJR 11  PROCLAIMING MARCH 2012 NATIONAL NUTRITION MONTH. (Signed by the Governor 4/5/12) p. 192, 196, 200, 214, 221.

HJR 12  RECOGNIZING APRIL 2012 AS AUTISM AWARENESS MONTH. (Signed by the Governor 4/5/12) p. 212, 221.

HJR 13 w/HA 1 & HA 1 to HA 1  ESTABLISHING NEW REPORTING DATES FOR THE COMMUNICATIONS TAX REVIEW GROUP. (Signed by the Governor 6/5/12) p. 226, 228, 230, 255, 265.

HJR 14  ESTABLISHING AN ALTERNATIVE DISPUTER RESOLUTION ("ADR") STUDY GROUP TO STUDY AND MAKE RECOMMENDATIONS FOR IMPROVING DELAWARE'S ADR PROCESSES. (Stricken 5/15/12) p. 243, 247.

HJR 15  ESTABLISHING AN ALTERNATIVE DISPUTE RESOLUTION ("ADR") STUDY GROUP TO STUDY AND MAKE RECOMMENDATIONS FOR IMPROVING DELAWARE'S ADR PROCESSES. (House Ready List) p. 245, 250, 256.

HJR 16  SUPPORTING THE CREATION OF A NATIONAL POW/MIA TRAILWAY SYSTEM AND RECOMMENDING THAT THE SEGMENT OF THE ABANDONED PENNSYLVANIA RAILROAD RUNNING FROM SOUTH MARKET STREET IN WILMINGTON TO BATTERY PARK IN NEW CASTLE BE DESIGNATED AS THE FIRST SEGMENT THEREOF. (Signed by the Governor 7/27/12) p. 248, 261, 264, 293, 314.

HJR 17  ESTABLISHING A STUDY GROUP TO ASSESS DELAWARE'S CIVIL MENTAL HEALTH LAWS. (Signed by the Governor 7/24/12) p. 266, 272, 285, 298, 314.

HJR 18  DIRECTING THE DEPARTMENT OF SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES TO SUBMIT AN ANALYSIS AND RECOMMENDATIONS FOR CREATING A DEVELOPMENTALLY APPROPRIATE FOSTER CARE PROGRAM FOR YOUTH/YOUNG ADULTS UP TO AGE 21. (Signed by the Governor 7/5/12) p. 269, 272, 313, 314.

SENATE BILLS

SB 4 w/SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO MEMBERS OF THE GENERAL ASSEMBLY AND STATEWIDE ELECTED OFFICIALS. (House Administration Committee) p. 117, 118.

SB 6  AN ACT TO AMEND THE CHARTER OF THE CITY OF MILFORD RELATING TO ELECTIONS. (Signed by the Governor 2/15/11) p. 7, 16, 17.

SB 7  AN ACT TO AMEND CHAPTER 33, TITLE 19 OF THE DELAWARE CODE RELATING TO UNEMPLOYMENT COMPENSATION. (Signed by the Governor 2/15/11) p. 7, 16-17.

SB 8  AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATING TO COUNCIL AND THE MAYOR. (Signed by the Governor 2/22/11) p. 7, 17.

SB 9 w/SA 1 & HA 1  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO ROADS WITHIN COMMUNITIES RESTRICTED TO RESIDENTS WHO ARE 55 YEARS OF AGE OR OLDER. (Signed by the Governor 5/19/11) p. 29, 49, 55, 68, 75.

SB 10  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO TAXATION OF KENT COUNTY SWIMMING POOLS WHICH ARE OWNED BY CIVIC ORGANIZATIONS. (Signed by the Governor 7/13/11) p. 58, 61, 72, 126, 164.

SB 12  AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE FOOD STAMP PROGRAM. (Signed by the Governor 6/22/11) p. 49, 64, 98, 118.

SB 13 w/SA 4  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO STERILE NEEDLE AND SYRINGE EXCHANGE. (Signed by the Governor 7/5/11) p. 49, 64, 88, 146.
SB 46 w/SA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO QUALIFIED FINANCIAL CONTRACTS, DERIVATIVE INSTRUMENTS AND REHABILITATION AND LIQUIDATION. (Signed by the Governor 5/19/11) p. 56, 57, 64, 69, 75.

SB 47  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO HUNTING, TRAPPING, AND FISHING LICENSES. (Signed by the Governor 7/5/11) p. 78, 80, 102, 126, 146.

SB 48 w/SA 2  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO DECEPTIVE FORECLOSURE PRACTICES (Signed by the Governor 9/21/11) p. 130, 134, 137-138, 183.

SB 49  AN ACT TO AMEND TITLE 29 RELATING TO THE DELAWARE COMMISSION ON ITALIAN HERITAGE AND CULTURE. (Signed by the Governor 6/8/11) p. 66, 67, 80, 83, 97.

SB 50 w/SA 2 & 4  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT. (House Administration Committee) p. 55.

SB 52  AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO ISSUANCE OF SMALL ESTATE AFFIDAVITS. (Signed by the Governor 7/25/11) p. 75, 77, 117, 126, 165.

SB 53 w/SA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND TO THE INVESTMENT FLEXIBILITY FOR WELL-CAPITALIZED INSURANCE COMPANIES. (Signed by the Governor 6/23/11) p. 66, 67, 81, 94-95, 145.

SB 54 w/SA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND REQUIRING PROPERTY AND CASUALTY INSURERS TO ANNUALLY SUBMIT A STATEMENT OF ACTUARIAL OPINION. (Signed by the Governor 6/23/11) p. 66, 67, 81, 95, 145.

SB 55  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TRAFFIC CONTROL SIGNAL PREEMPTION DEVICES. (Signed by the Governor 7/5/11) p. 91, 102, 127, 146.

SS1/SB 56  AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO BILL AND AMENDMENT DRAFTING. (Signed by the Governor 7/5/11) p. 75, 77, 102, 116, 146.

SB 57  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SHELLFISH. (Signed by the Governor 6/8/11) p. 70, 71, 81, 83, 97.

SB 58  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO SHELLFISH. (Signed by the Governor 6/8/11) p. 70, 71, 81, 84, 97.

SB 59  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO WAIVER OF CRIMES AND ESTABLISHMENT OF CRIMINAL BACKGROUND REQUIREMENTS RELATED TO PROFESSIONS AND OCCUPATIONS. (Signed by the Governor 6/8/11) p. 67, 70, 81, 85, 97.

SB 63 w/SA 1 & HA 1  AN ACT TO AMEND TITLE 1 OF THE DELAWARE CODE RELATING TO BILL AND AMENDMENT DRAFTING. (Signed by the Governor 7/5/11) p. 75, 77, 102, 116, 146.

SB 64 w/SA 2 & HA 1  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO FLOODPLAIN AND DRAINAGE STANDARDS, WETLANDS AND SUBAQUEOUS LANDS. (Signed by the Governor 8/17/11) p. 108, 110, 117, 123, 127, 170.

SB 65 w/SA 1  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO NUISANCE ABATEMENT. (Signed by the Governor 8/3/11) p. 130, 134, 143, 168.

SB 67  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE TO AUTHORIZE THE PLACEMENT OF MEMORIAL SIGNAGE FOR CERTAIN EMERGENCY PERSONNEL KILLED IN THE LINE OF DUTY. (Signed by the Governor 6/29/11) p. 89, 91, 102, 110-111, 145.

SB 68  AN ACT TO AMEND THE CHARTER OF THE TOWN OF BETHANY BEACH TO EXPAND THE DISTANCE FROM THE TOWN LIMITS WITHIN WHICH THE ALDERMAN AND ASSISTANT ALDERMAN MUST RESIDE. (Signed by the Governor 7/5/11) p. 100, 101, 129, 131, 146.

SB 69  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO LICENSED ATHLETIC TRAINERS. (Signed by the Governor 6/22/11) p. 75, 78, 92, 99, 118.

SB 70 w/SA 1  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO PROTECTING THE HEALTH OF CHILDREN BY PROHIBITING BISPHENOL-A IN PRODUCTS FOR YOUNG CHILDREN. (Signed by the Governor 6/30/11) p. 92, 93, 102, 114, 145.

SB 74  AN ACT TO AMEND CHAPTER 15, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS. (Signed by the Governor 7/7/11) p. 82, 87, 102, 123, 146.

SB 76  AN ACT TO AMEND CHAPTER 18, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED LIABILITY COMPANIES AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED LIABILITY COMPANIES. (Signed by the Governor 7/7/11) p. 82, 87, 102, 123, 146.

SB 77  AN ACT TO AMEND TITLE 8 OF THE DELAWARE CODE RELATING TO THE GENERAL CORPORATION LAW. (Signed by the Governor 7/7/11) p. 82, 87, 102, 123, 146.

SB 78 w/SA 2  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE STATE ASSESSMENT SYSTEM. (Signed by the Governor 6/22/11) p. 81, 92, 95, 118.
SB 79 w/SA 1  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO COUNTY GOVERNMENT AND COUNTY ADMINISTRATORS.  (Signed by the Governor 6/22/11)  p. 75, 78, 92, 94, 107, 118.

SB 80 w/SA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO THE FUNDING OF THE DELAWARE INSURANCE FRAUD PREVENTION BUREAU.  (Signed by the Governor 1/26/12)  p. 91, 165, 167, 191.

SB 81 w/SA 1  AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO THE SALE OF DISABLED PERSON’S REAL ESTATE.  (Signed by the Governor 7/13/11)  p. 110, 113, 128, 144, 164.

SB 82  AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO APPEALS FROM THE BOARD OF ASSESSMENT REVIEW FOR NEW CASTLE COUNTY.  (House Administration Committee)  p. 108, 110, 118, 120.

SB 83  AN ACT TO AMEND TITLES 10, 12, 18 AND 25 OF THE DELAWARE CODE RELATING TO JUDICIAL PROCEDURE, FIDUCIARY RELATIONS, INSURANCE AND PROPERTY.  (Signed by the Governor 7/13/11)  p. 102, 103, 117, 131, 164.

SB 85  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO THE LEGAL RATE OF INTEREST AND JUDGMENTS.  (Signed by the Governor 4/5/12)  p. 102, 103, 176, 208, 221.

SB 86  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THEFTS FROM CEMETERIES.  (Signed by the Governor 7/13/11)  p. 100, 101, 117, 125, 164.

SB 87 w/SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT.  (Signed by the Governor 10/20/11)  p. 100, 101, 129, 136, 183.

SB 88  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DEFERRED COMPENSATION.  (House Administration Committee)  p. 112, 113.

SB 89  AN ACT TO AMEND TITLE OF 15 OF THE DELAWARE CODE RELATING TO THE PRESIDENTIAL PRIMARY ELECTION.  (Signed by the Governor 7/27/11)  p. 108, 110, 129, 131, 165.

SB 91  AN ACT TO AMEND TITLE 5 OF THE DELAWARE CODE RELATING TO THE BANK FRANCHISE TAX.  (Signed by the Governor 7/1/11)  p. 110, 113, 128, 140, 145.

SB 92 w/SA 1  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO CHRONIC VIOLATOR STATUS.  (Signed by the Governor 8/16/11)  p. 96, 97, 102, 120, 170.

SB 93  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO AUTOMOBILE CLUBS.  (Signed by the Governor 8/6/11)  p. 98, 101, 102, 126, 168.

SB 95  AN ACT TO AMEND CHAPTER 17, TITLE 6 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC LIMITED PARTNERSHIPS AND THE REGISTRATION AND REGULATION OF FOREIGN LIMITED PARTNERSHIPS.  (Signed by the Governor 7/7/11)  p. 82, 87, 102, 123, 146.

SB 96  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE PARKS AND RECREATION COUNCIL.  (Signed by the Governor 2/3/12)  p. 130, 134, 136, 188, 190, 191.

SB 98 w/SA 1  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO INSURANCE AND THE REQUIREMENT OF COVERAGE FOR CERTAIN IMMUNIZATIONS AND PREVENTIVE SERVICES.  (Signed by the Governor 9/23/11)  p. 102, 103, 117, 132, 183.

SB 101  AN ACT TO AMEND THE CHARTER OF THE TOWN OF BETHANY BEACH, AN ACT TO RE-INCORPORATE THE TOWN OF BETHANY BEACH, RELATING TO ELECTION NOTICES AND RECORDS AND CANDIDATE QUALIFICATIONS.  (Signed by the Governor 7/13/11)  p. 100, 129, 131, 164.

SB 102  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE LONG-TERM CARE OMBUDSMAN.  (Signed by the Governor 7/13/11)  p. 117, 118, 129, 135, 142, 164.

SB 103  AN ACT TO AMEND TITLES 7 AND 29 OF THE DELAWARE CODE RELATING TO PROGRAMS OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.  (Signed by the Governor 7/13/11)  p. 110, 113, 129, 136, 164.

SB 104  AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO SELLER FINANCING FOR CONSUMER PURPOSE PROPERTIES.  (Signed by the Governor 7/13/11)  p. 112, 113, 128, 135, 136, 164.

SB 108  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION AND PAYMENTS FOR INJURIES OR DEATH AND INCIDENTAL BENEFITS.  (Signed by the Governor 8/17/11)  p. 96, 97, 135-136, 170.

SB 109 w/SA 1  AN ACT TO AMEND CHAPTER 19 OF TITLE 18 OF THE DELAWARE CODE RELATING TO REGULATION OF SURPLUS LINES INSURANCE.  (Signed by the Governor 8/16/11)  p. 96, 97, 117, 132, 170.

SB 110  AN ACT TO AMEND THE CHARTER OF THE TOWN OF GEORGETOWN RELATING TO THE POWER TO BORROW MONEY AND ISSUE BONDS AND OTHER OBLIGATIONS.  (Signed by the Governor 7/25/11)  p. 109, 110, 129, 131, 165.
SB 111 w/SA 1  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE DELAWARE INTERSCHOLASTIC ATHLETICS ASSOCIATION. (Signed by the Governor 8/30/11) p. 110, 113, 128, 135, 170.

SB 112 w/SA 1 & HA 1  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SUPPORTIVE INSTRUCTION. (Signed by the Governor 7/13/11) p. 100, 101, 114, 117, 135, 164.

SB 113  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO REGULATION OF VEHICLE SPEEDS IN SCHOOL ZONES. (Signed by the Governor 7/8/11) p. 119, 123, 133, 138, 146.

SB 114  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO REGISTRATION OF BIRTHS, DEATHS, MARRIAGES, DIVORCES, ANNULMENTS AND ADOPTIONS. (Signed by the Governor 7/13/11) p. 110, 113, 129, 137, 164.

SB 116  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO BAILIFFS AND JUDICIAL ASSISTANTS. (Signed by the Governor 7/5/11) p. 108, 110, 117, 125, 146.

SB 117  AN ACT TO FACILITATE THE ACQUISITION AND PRESERVATION OF AGRICULTURAL LANDS BY YOUNG FARMERS. (Signed by the Governor 7/28/11) p. 109, 110, 114, 126, 165.

SB 118  AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE REGARDING THE PRESIDENTIAL PRIMARY AND FOR OTHER ASSOCIATED PURPOSES. (Signed by the Governor 7/28/11) p. 109, 110, 129, 131, 165.

SB 119 w/SA 1  AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE REGARDING A SPECIAL ELECTION FOR REPRESENTATIVE IN CONGRESS. (Signed by the Governor 7/29/11) p. 109, 110, 129, 131, 165.

SB 120  AN ACT TO AMEND TITLE 21, CHAPTER 41 OF THE DELAWARE CODE RELATING TO BICYCLES. (Signed by the Governor 1/26/12) p. 119, 123, 165, 170, 191.

SB 121  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE LOCATION AT WHICH SHERIFF SALES MAY BE CONDUCTED IN KENT COUNTY. (Signed by the Governor 7/1/11) p. 112, 114, 119, 125-126, 145.

SB 122  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DIVISION OF PROFESSIONAL REGULATION. (Signed by the Governor 7/5/11) p. 112, 114, 118, 127, 146.

SB 123 w/SA 1  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONAL ENGINEERS. (Signed by the Governor 8/3/11) p. 117, 118, 138, 168.

SB 124 w/SA 1  AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO DELAWARE'S RENEWABLE ENERGY PORTFOLIO STANDARDS AND DELAWARE-MANUFACTURED FUEL CELLS. (Signed by the Governor 7/7/11) p. 108, 117, 120, 146.

SB 125  AN ACT TO AMEND CHAPTER 80, TITLE 29 OF THE DELAWARE CODE RELATING TO THE TAXATION OF INTEREST ON BONDS AND NOTES ISSUED BY THE SUSTAINABLE ENERGY UTILITY. (Signed by the Governor 7/5/11) p. 108, 110, 116, 146.

SB 126 w/SA 1  AN ACT TO AMEND TITLES 9, 22, AND 29 OF THE DELAWARE CODE RELATING TO THE REVIEW AND CERTIFICATION OF COMPREHENSIVE PLANS AND THE ROLE OF THE CABINET COMMITTEE ON STATE PLANNING ISSUES AND THE OFFICE OF STATE PLANNING COORDINATION. (Signed by the Governor 7/5/11) p. 117, 118, 128, 130, 146.

SB 127  AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE CHILD PLACEMENT REVIEW ACT. (Signed by the Governor 7/8/11) p. 112, 114, 118, 127, 164.

SB 129 w/SA 1  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO COYOTES. (House Natural Resources Committee) p. 119, 123, 266.

SB 130  A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; DEAUTHORIZED AND REAUTHORIZED CERTAIN FUNDS OF THE TRANSPORTATION TRUST FUND; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; REVERTING AND REPROGRAMMING CERTAIN FUNDS OF THE STATE; DIRECTING THE DEPOSIT OF CERTAIN FUNDS TO THE GENERAL FUND; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS; AND AMENDING THE LAWS OF DELAWARE. (Signed by the Governor 7/1/11) p. 140, 141, 145.

SB 131 w/SA 1  AN ACT TO AMEND TITLE 28 , CHAPTERS 11, 15 AND 18 OF THE DELAWARE CODE RELATING TO CHARITABLE GAMING. (Signed by the Governor 7/8/11) p. 112, 114, 118, 127, 146.

SB 132  AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE CHILD CARE ACT. (Signed by the Governor 7/25/11) p. 112, 114, 118, 127, 165.
SB 162 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO SEXUALLY TRANSMITTED DISEASES, INFORMED CONSENT, AND CONFIDENTIALITY. (Signed by the Governor 6/27/12) p. 208, 209, 234, 265, 304.

SB 163 AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO THE MINIMUM WAGE. (House Economic Development/Banking/Insurance & Commerce Committee) p. 191, 199.

SB 164 w/SA 1 AN ACT TO AMEND CHAPTER 7, VOLUME 78, LAWS OF DELAWARE RELATING TO PUBLIC EDUCATION. (Signed by the Governor 3/22/12) p. 191, 192, 196, 198, 217.

SB 165 AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATED TO THE MAYOR AND CITY COUNCIL. (Signed by the Governor 2/6/12) p. 186, 190-191.

SB 166 w/SA 1 AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER REGARDING FINANCIAL AFFAIRS - GENERAL ASSESSMENT; LEVY ON UTILITY PROPERTY. (Signed by the Governor 3/29/12) p. 186, 196, 198, 217.

SB 168 AN ACT TO AMEND THE TITLE 21 OF THE DELAWARE CODE RELATING TO REGISTRATION OF VEHICLES. (Signed by the Governor 5/10/12) p. 214, 215, 225, 227, 247.

SB 170 w/SA 1 & HA 1 & HA 2 AN ACT TO AMEND THE CHARTER OF THE TOWN OF DEWEY BEACH RELATING TO ALDERMANS. (Signed by the Governor 5/11/12) p. 214, 215, 219, 220, 221, 237.

SB 171 w/SA 1 AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKFORD RELATING TO ELECTIONS. (Signed by the Governor 6/19/12) p. 242, 243, 250, 257-258, 289.

SB 172 w/SA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO P-20 COUNCIL. (Signed by the Governor 5/3/12) p. 214, 215, 225, 227, 237.

SB 173 AN ACT TO AMEND THE CHARTER OF THE CITY OF DOVER RELATED TO FINANCIAL AFFAIRS - DEBT LIMIT. (Signed by the Governor 4/19/12) p. 204, 206, 212, 214, 225.

SB 174 w/SA 1 & HA 2 AN ACT TO AMEND TITLE 10, CHAPTER 43 OF THE DELAWARE CODE AS IT RELATES TO EVIDENCE AND WITNESSES. (Signed by the Governor 5/10/12) p. 214, 215, 219, 226, 229, 247.

SB 176 AN ACT TO AMEND THE CHARTER OF THE MUNICIPAL SERVICE COMMISSION OF THE CITY OF NEW CASTLE RELATING TO REDESIGNATING THE GOVERNING BODY OF THE MUNICIPAL SERVICES COMMISSION OF THE CITY OF NEW CASTLE FROM "BOARD" TO "COMMISSION", CLARIFYING THAT THE COMMISSION CAN OBTAIN PRIVATE PROPERTY WITHIN CITY LIMITS FOR SUPPLYING AND DISTRIBUTING ELECTRICITY, REMOVING THE POSITION OF SUPERINTENDENT AND REPLACING IT WITH ONE OR MORE SUPERVISORS, DELINEATING THE POWER OF THE COMMISSION TO BORROW MONEY THROUGH THE ISSUANCE OF REVENUE BONDS OR OTHER DEBT OBLIGATIONS WITH A RESOLUTION OF CITY COUNCIL AND TO HAVE CONTROL OVER SUCH MONEY, CHANGING THE DATE OF THE REQUIREMENT TO PUBLISH FINANCIAL REPORTS FROM JULY TO DECEMBER AND HANDING OVER POSSESSION OF MONEY TO BE USED FOR THE CITY'S WATER AND LIGHT SYSTEMS FROM THE CITY TREASURER TO THE TREASURER OF THE COMMISSION. (Signed by the Governor 6/19/12) p. 236, 238, 250, 257, 289.

SB 177 AN ACT TO AMEND CHAPTER 4, TITLE 4 OF THE DELAWARE CODE RELATING TO THE DIVISION OF ALCOHOL AND TOBACCO ENFORCEMENT. (Signed by the Governor 7/18/12) p. 285, 286, 295,309, 314.

SB 178 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC HEARINGS. (Signed by the Governor 7/20/12) p. 250, 282, 297, 314.

SB 180 w/SA 1 AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE RELATING TO ALCOHOLIC LIQUORS. (Signed by the Governor 6/5/12) p. 220, 225, 226-227, 265.

SB 181 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO POLICE OFFICERS. (Signed by the Governor 7/27/12) p. 278, 279, 311, 314.

SS 1/SB 183 w/SA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO DEPARTMENT OF CORRECTION EDUCATIONAL SERVICES (House Education Committee) p. 285, 286.

SB 184 AN ACT TO AMEND TITLE 24 AND TITLE 29 OF THE DELAWARE CODE RELATING TO ATHLETE AGENTS. (Signed by the Governor 7/27/12) p. 289, 295, 308, 314.

SB 185 w/SA 1 AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REGISTRATION OF LOBBYISTS. (Signed by the Governor 8/15/12) p. 234, 235, 242, 245, 254, 317.

SB 186 w/SA 1 AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PARKING IN RESIDENCE DISTRICTS. (Signed by the Governor 5/10/12) p. 220, 222, 234, 236, 247.

SB 187 w/SA 1 AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO ACCIDENT REPORTS AND STATISTICS. (Public Safety & Homeland Security Committee) p. 241, 243.

SB 188 AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO MISCELLANEOUS PROVISIONS CONCERNING ANIMALS. (Signed by the Governor 6/28/12) p. 229, 235, 273, 292, 304.
SB 189 AN ACT TO AMEND CHAPTER 18, TITLE 24 OF THE DELAWARE CODE RELATING TO PLUMBING, HEATING, VENTILATION, AIR CONDITIONING AND REFRIGERATION. (House Ready List) p. 236, 238, 261.

SB 190 w/SA 1 & 2 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE HEALTHY PREGNANCIES FOR INCARCERATED WOMEN ACT. (Signed by the Governor 7/12/12) p. 255, 256, 272, 298, 314.

SB 192 w/SA 1 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COUNTY AND MUNICIPAL POLICE/FIREFIGHTER PENSION PLAN. (Signed by the Governor 7/27/12) p. 269, 270, 278, 313, 314.

SB 193 AN ACT TO AMEND TITLES 14 AND 29 OF THE DELAWARE CODE RELATING TO THE CONDUCT OF DELAWARE PUBLIC SCHOOL STUDENTS (Signed by the Governor 7/27/12) p. 227, 229, 242, 263, 314.

SB 194 w/ SA 2 AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO POLYSOMNOGRAPHERS. (Signed by the Governor 9/12/12) p. 255, 256, 272, 283, 317.

SB 196 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO 9-1-1 SERVICES. (Signed by the Governor 7/5/12) p. 239, 243, 250, 303, 314.

SB 197 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO RADIATION CONTROL. (Signed by the Governor 7/18/12) p. 285, 286, 290, 308, 314.

SB 198 w/SA 1 AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO TAXICAB AND LIMOUSINE DRIVERS. (Signed by the Governor 6/28/12) p. 231, 235, 250, 264-265, 304.

SB 200 AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO THE FATAL INCIDENT REVIEW TEAM. (Signed by the Governor 7/5/12) p. 229, 235, 242, 308, 314.

SB 201 AN ACT TO AMEND THE CHARTER OF THE TOWN OF SOUTH BETHANY AS AMENDED. (Signed by the Governor 7/12/12) p. 289, 290, 294, 308, 314.

SB 202 w/SA 1 AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO PROPERTY INSURANCE CONTRACTS (DECLINATIONS, RENEWALS AND CANCELLATIONS OF PROPERTY INSURANCE CONTRACTS). (Signed by the Governor 8/2/12) p. 285, 286, 308, 314.

SB 203 AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO CAPTIVE INSURANCE AND RISK RETENTION GROUPS. (Signed by the Governor 7/12/12) p. 237, 238, 250, 306, 314.

SB 205 w/SA 1 & 2 AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOMES AND MANUFACTURED HOME COMMUNITIES. (Defeated in the House 6/19/12) p. 246, 248, 261, 278.

SB 206 w/SA 2 & HA 1 AN ACT AMENDING TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL TEEN DATING VIOLENCE AND SEXUAL ASSAULT. (Signed by the Governor 7/20/12) p. 250, 261, 266, 273-274, 314.

SB 207 w/SA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO EXCEPTIONAL PERSONS. (Signed by the Governor 8/13/12) p. 237, 238.

SB 209 w/SA 1 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OBSTRUCTION OF JUSTICE. (Signed by the Governor 6/28/12) p. 237, 238, 272, 297, 317.

SB 210 w/SA 1 & SA 2 AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO PARAMEDIC AND OTHER EMERGENCY MEDICAL SERVICE SYSTEMS (Signed by the Governor 7/5/12) p. 285, 286, 295, 308, 314.

SB 211 w/SA 2 & HA 1 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRUELTY TO ANIMALS. (Signed by the Governor 8/3/12) p. 262, 282, 286, 291, 314.

SB 212 AN ACT TO AMEND TITLES 9, 22, AND 29 OF THE DELAWARE CODE RELATING TO STATE AND LOCAL GOVERNMENTS AND LEGAL NOTICES. (Signed by the Governor 7/1/12) p. 272, 294, 309, 314.

SB 213 AN ACT TO AMEND TITLE 25 OF THE DELAWARE CODE RELATING TO MANUFACTURED HOMES. (Signed by the Governor 6/28/12) p. 250, 251, 262, 286, 287.

SB 214 w/SA 1 AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO PHYSICAL ACTIVITY FOR STUDENTS IN DELAWARE PUBLIC ELEMENTARY SCHOOLS. (House Education Committee) p. 265, 266.

SB 215 AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO THE COUNTY AND MUNICIPAL POLICE/FIREFIGHTER PENSION PLAN. (Signed by the Governor 7/27/12) p. 267, 269, 270, 278, 313-314.

SB 216 w/SA 1 AN ACT TO AMEND TITLE 29 AND TITLE 16 OF THE DELAWARE CODE BY ESTABLISHING AN ELECTRONIC WEB-BASED BACKGROUND CHECK CENTER FOR EMPLOYMENT IN LONG TERM CARE OR COMMUNITY SETTINGS. (Signed by the Governor 7/5/12) p. 277, 279, 290, 296, 314.

SB 218 AN ACT TO AMEND CHAPTER 38, TITLE 12 OF THE DELAWARE CODE RELATING TO THE CREATION, REGULATION, OPERATION AND DISSOLUTION OF DOMESTIC STATUTORY TRUSTS. (Signed by the Governor 6/28/12) p. 259, 272, 288, 304.
SB 221  AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 11 OF THE DELAWARE CONSTITUTION OF 1897, AS AMENDED RELATING TO CERTIFICATION OF QUESTIONS OF LAW TO THE SUPREME COURT. (First Leg - Passed in the Senate and the House) p.267, 269, 270, 282, 291, 314.

SB 222 w/SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DELAWARE HERITAGE COMMISSION AND THE COUNCIL ON ARCHIVES. (Signed by the Governor 7/12/12) p. 266, 282, 290, 306, 314.

SB 223 w/HA 1  AN ACT TO REINCORPORATE THE TOWN OF GEORGETOWN. (Vetoed 7/18/12) p. 285, 286, 299, 301, 305, 314.

SB 224 w/SA 1 & 2  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO HELMETS FOR HORSEBACK RIDERS. (Defeated in the House 6/30/12) p. 293, 311.

SB 225 w/SA 1 & 2  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO PRE-TRIAL RELEASE ON BAIL OR RECOGNIZANCE, CRIMINAL SENTENCING, SENTENCE CALCULATION, REHABILITATION, PROBATION SUPERVISION AND DATA COLLECTION. (Signed by the Governor 8/13/12) p. 275, 276, 290, 308, 317.

SB 226 w/SA 1  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ASSIGNMENT OF RETIRED COMMISSIONERS: (Signed by the Governor 7/5/12) p. 269, 270, 282, 287, 304.

SB 227  AN ACT TO AMEND THE DELAWARE CODE BY CREATING A NEW CHAPTER 65 OF TITLE 30 OF THE DELAWARE CODE TO IMPOSE QUALITY ASSESSMENT FEES ON NURSING FACILITIES AND BY CREATING A NEW CHAPTER 105 OF TITLE 16 ESTABLISHING THE NURSING FACILITY QUALITY ASSESSMENT FUND. (Signed by the Governor 6/28/12) p. 265, 266, 272, 274-275, 304.

SB 228 w/SA 2  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO PROHIBITION AGAINST THE USE OF LIGHTS FOR HUNTING. (Signed by the Governor 7/27/12) p. 272, 273, 282, 291, 314.

SB 229 w/SA 1  AN ACT TO AMEND TITLE 6 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE FRANCHISING PRACTICES. (Signed by the Governor 7/27/12) p. 269, 270, 290, 291-292, 314.

SB 230  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO RISK-BASED CAPITAL (RBC) FOR INSURERS. (Signed by the Governor 7/12/12) p. 275, 276, 287, 311-312, 314.

SB 231 w/SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE FREEDOM OF INFORMATION ACT. (Signed by the Governor 8/1/12) p. 278, 279, 312, 314.

SB 232  AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE RELATING TO THE ASSIGNMENT OF RETIRED COMMISSIONERS: (Signed by the Governor 7/5/12) p. 269, 270, 282, 302, 314.

SB 233  AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO COMPREHENSIVE SCHOOL SAFETY PLANS (Signed by the Governor 9/10/12) p. 265, 266, 290, 295, 317.

SB 234 w/SA 2  AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO OFFENSES AGAINST CHILDREN. (Signed by the Governor 9/12/12) p. 278, 279, 293, 303, 317.

SB 235  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE REDISTRICTING OF THE GENERAL ASSEMBLY. (House Administration Committee) p. 275, 276.

SB 236  AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO RABIES VACCINATION. (Signed by the Governor 7/12/12) p. 269, 270, 295, 308, 314.

SB 237  AN ACT TO AMEND THE CHARTER OF THE TOWN OF BETHANY BEACH RELATING TO ALDERMEN. (Signed by the Governor 6/28/12) p. 272, 273, 282, 287, 304.

SB 238  AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO WORKERS' COMPENSATION AND THE HEALTH CARE PAYMENT SYSTEM. (Signed by the Governor 8/7/12) p. 298, 309, 314.

SB 239  AN ACT TO AMEND TITLE 18 OF THE DELAWARE CODE RELATING TO LINE-OF-DUTY DEATH BENEFITS. (Signed by the Governor 7/27/12) p. 312, 313, 314.

SB 241  AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE RELATING TO THE BRANDYWINE VALLEY NATIONAL SCENIC BYWAY. (Signed by the Governor 8/13/12) p. 275, 276, 290, 308, 317.

SB 242 w/SA 1  AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO USE OF SECLUSION AND RESTRAINT IN PUBLIC SCHOOLS. (House Education Committee) p. 278, 279.

SB 243 w/SA 1  AN ACT TO AMEND THE CHARTER OF THE TOWN OF LAUREL RELATING TO IMPACT FEES AND LIENS. (Signed by the Governor 7/5/12) p. 278, 279, 294, 308, 314.

SB 244  AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO PERSONAL INCOME TAX. (Signed by the Governor 7/27/12) p. 285, 286, 290, 309, 314.

SB 245  AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO THE DEPARTMENT OF CORRECTION. (Signed by the Governor 7/5/12) p. 277, 279, 301, 310, 314.
SB 246  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE STATE EMERGENCY RESPONSE COMMISSION. (Signed by the Governor 7/5/12) p. 285, 286, 295, 308, 314.

SB 247  AN ACT TO AMEND TITLE 12, CHAPTER 49A OF THE DELAWARE CODE RELATING TO DURABLE PERSONAL POWERS OF ATTORNEY. (Signed by the Governor 7/27/12) p. 285, 286, 293, 308, 314.

SB 248  AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO PUBLIC UTILITIES AND THE PROVISION OF TELECOMMUNICATIONS SERVICE FOR PERSONS WHO HAVE DEAFNESS, HEARING LOSS OR SPEECH DISABILITIES. (Signed by the Governor 8/3/12) p. 285, 286, 290, 304, 314.

SB 249 w/SA 1  AN ACT TO RENAME THE MAIN ADMINISTRATION BUILDING OF THE DELAWARE DEPARTMENT OF AGRICULTURE IN HONOR OF FORMER DELAWARE STATE REPRESENTATIVE, STATE SENATOR AND SECRETARY OF FINANCE RICHARD S. CORDREY. (Signed by the Governor 9/24/12) p. 289, 290, 295, 299-300, 317.

SB 254  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE AS IT RELATES TO THE HAZARDOUS MATERIALS TRANSPORTATION ACT AND TITLE 21 OF THE DELAWARE CODE AS IT RELATES TO MOTOR CARRIER SAFETY. (Signed by the Governor 8/1/12) p. 293, 295, 296, 309, 314.

SB 255  AN ACT TO AMEND TITLE 7 OF THE DELAWARE CODE RELATING TO REGULATIONS AND PROHIBITIONS CONCERNING GAME AND FISH. (Signed by the Governor 7/11/12) p. 278, 279, 290, 298, 314.

SB 257  AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO ASSISTANCE WITH MEDICATIONS. (Signed by the Governor 7/18/12) p. 298, 312, 314.

SB 258 w/SA 1  AN ACT TO AMEND TITLE 12 OF THE DELAWARE CODE RELATING TO VOLUNTARY DISCLOSURE OF ABANDONED OR UNCLAIMED PROPERTY (Passed in the House 6/28/12) (Signed by the Governor 7/11/12) p. 287, 290, 293, 294, 302, 314.

SB 260  AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2013; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS. (Signed by the Governor 7/1/12) p. 295, 301, 314.

SB 265  AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER BY THE SMYRNA SCHOOL DISTRICT TO THE TOWN OF SMYRNA OF CERTAIN REAL PROPERTY INCLUDING APPROXIMATELY 1.65 ACRES LOCATED AT THE INTERSECTION OF RABBIT CHASE LANE AND SUNNYSIDE ROAD. (Signed by the Governor 7/12/12) p. 287, 290, 308, 314.

SB 266 w/SA 1  AN ACT TO AMEND TITLE 21 OF THE DELAWARE CODE RELATING TO SPECIAL LICENSE OR REGISTRATION PLATES. (Signed by the Governor 8/1/12) p. 298, 301, 310, 314.

SB 267 w/SA 1  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO CEMETARY REGISTRATION AND DISTRESSED CEMETARY FUND: (House Administration Committee) p. 293.

SB 269 w/SA 1  AN ACT TO AMEND THE CHARTER OF THE CITY OF REHOBOTH BEACH RELATING TO INDEBTEDNESS. (Signed by the Governor 7/23/12) p. 298, 308, 314.

SB 270  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO DELAWARE COMMISSION OF VETERAN’S AFFAIRS MEMBER APPOINTMENTS. (Signed by the Governor 7/5/12) p. 300, 308, 314.

SB 271  AN ACT TO AMEND TITLE SUBCHAPTER IX OF TITLE 30 OF THE DELAWARE CODE RELATING TO TAX CREDITS. (Signed by the Governor 8/13/12) p. 293, 310-311, 317.

SB 273  AN ACT TO AMEND TITLE 13 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT. (Signed by the Governor 7/5/12) p. 300, 310, 314.

SB 274  AN ACT TO AMEND TITLE 13 AND TITLE 30 OF THE DELAWARE CODE RELATING TO CHILD SUPPORT. (Signed by the Governor 7/5/12) p. 300, 310, 314.

SB 277  AN ACT TO AMEND TITLE 4 AND TITLE 29 OF THE DELAWARE CODE AMENDING THE APPEAL PROCESS FROM A DECISION OF THE DELAWARE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER. (Signed by the Governor 8/1/12) p. 287, 290, 294, 310, 314.

SB 278 w/SA 1  AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO THE REGULATION OF THE MANUFACTURE, DISTRIBUTION AND DISPENSING OF CONTROLLED SUBSTANCES, AND THE DELAWARE PRESCRIPTION MONITORING PROGRAM. (House Health & Human Development Committee) p. 298, 299.
SB 279  AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE TO PROVIDE POST-RETIREMENT INCREASES TO PENSIONERS AND PENSIONS. (Signed by the Governor 7/1/12) p. 300, 307-308, 314.

SENATE CONCURRENT RESOLUTIONS

SCR 1  PROVIDING FOR A JOINT SESSION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES TO BE CONVENED FOR THE PURPOSE OF HEARING AN ADDRESS BY THE HONORABLE JACK A. MARKELL, GOVERNOR OF THE STATE OF DELAWARE. (Passed) p. 6, 7.

SCR 2  DESIGNATING FEBRUARY 6, 2011 AS "RONALD REAGAN DAY" IN THE STATE OF DELAWARE. (Passed) p. 12, 16.

SCR 3  REORGANIZING THE MOTORCYCLE RIDER EDUCATION ADVISORY COMMITTEE. (Passed) p. 17, 26.


SCR 7  RECOGNIZING APRIL 2011 AS CHILD ABUSE PREVENTION MONTH IN DELAWARE. (Passed) p. 40.


SCR 11  IN RECOGNITION OF THE 2011 ALL STAR AWARD RECIPIENTS OF THE DELAWARE HEALTH CARE FACILITIES ASSOCIATION DURING NATIONAL NURSING HOME WEEK. (Passed) p. 64, 295.


SCR 13  REQUESTING THE DELAWARE DEPARTMENT OF TRANSPORTATION STUDY THE BUILDING AND MAINTAINING OF NON-MOTORIZED TRAVEL CONNECTIONS WITHIN AND BETWEEN CITIES AND TOWNS IN DELAWARE AND TO LINK THESE CONNECTIONS TO FORM UNINTERRUPTED NETWORKS FOR WALKING AND BICYCLING. (Passed) p. 70, 71, 75.

SCR 14  CONTINUING TO RAISE AWARENESS THAT THE MONTH OF MAY IS MELANOMA AND SKIN CANCER DETECTION AND PREVENTION MONTH IN DELAWARE. (Passed) p. 72, 73.

SCR 15  RECOGNIZING JUNE 16, 2011 AS NATIONAL NETWORK OF CAREER NURSING ASSISTANTS' DAY AND RECOGNIZING THE VITAL ROLE THAT CERTIFIED NURSING ASSISTANTS PLAY IN PROVIDING HEALTH CARE SERVICES. (Passed) p. 86, 92.

SCR 16  RECOGNIZING JUNE 12 THROUGH JUNE 18, 2011 AS PARALEGAL WEEK. (Passed) p. 86, 92.


SCR 18  COMMEMDING THE CLASS OF 2010-2011 EAGLE SCOUTS FOR HAVING ATTAINED THE HIGHEST RANK ONE CAN EARN IN THE BOY SCOUTS OF AMERICA. (Passed) p. 82, 83.

SCR 19  CREATING A CITIZENS ADVISORY COUNCIL FOR WHITE CLAY CREEK STATE PARK. (Passed) p. 102, 122.

SCR 20  EXPRESSING SUPPORT FOR THE WORK OF DELAWARE'S NO CHILD LEFT INSIDE. (Passed) p. 123, 130.

SCR 21  A RESOLUTION TO CREATE A BLUE RIBBON TASK FORCE TO REVIEW OPEN FAMILY COURT PROCEEDINGS. (House Judiciary Committee) p. 208, 209, 272.


SCR 25  ENCOURAGING THE DELAWARE HIGHER EDUCATION INSTITUTIONS TO CONTINUE EFFORTS TO IMPROVE AND BROADEN DISABILITY SERVICES. (Passed) p. 123, 130.
**SCR 26** ADDING MOUNTAIN BIKE AND EQUESTRIAN GROUPS TO THE CITIZENS ADVISORY COUNCIL TO WHITE CLAY CREEK STATE PARK. (Passed) p. 186, 188.
**SCR 27** DESIGNATING FEBRUARY 6, 2012 AS "RONALD REAGAN DAY" IN THE STATE OF DELAWARE. (Passed) p. 191, 211-212.
**SCR 28** ESTABLISHING FEBRUARY 2012 AS TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH IN THE STATE OF DELAWARE. (Passed) p. 182, 185-186.
**SCR 30** HONORING SALESIANUM SCHOOL FRESHMAN BEN HYLAK FOR HIS HARD WORK AND CREATIVITY IN DESIGNING AND BUILDING AN INNOVATIVE TELEPRESENCE ROBOT KNOWN AS "MAYA," AND EXTENDING A WARM WELCOME TO HIM AND HIS FAMILY UPON THEIR VISIT TO LEGISLATIVE HALL. (Passed) p. 204.
**SCR 31** COMMEMORATING THE OUTSTANDING ACHIEVEMENTS AND CONTRIBUTIONS MADE BY SCOTTISH-AMERICANS TO THE UNITED STATES BY PROCLAIMING APRIL 6, 2012 AS NATIONAL TARTAN DAY. (Passed) p. 212, 213.
**SCR 34** ESTABLISHING A STATE TRANSITION TASK FORCE FOR EMERGING ADULTS WITH DISABILITIES AND SPECIAL HEALTH CARE NEEDS. (Passed) p. 220, 244, 292.
**SCR 36** THANKING THE PARENT TEACHER ASSOCIATION (THE “PTA”) FOR ITS 115 YEARS OF SERVICE AND DEDICATION TO OUR CHILDREN, OUR SCHOOLS AND OUR COMMUNITIES. (Passed) p. 224.
**SCR 38** CONTINUING TO RAISE AWARENESS THAT THE MONTH OF MAY IS MELANOMA AND SKIN CANCER DETECTION AND PREVENTION MONTH IN DELAWARE. (Passed) p. 237, 252.
**SCR 40** RECOGNIZING THE FIGHT OF BABY AVERY CANAHUATI AND THE GROWING NEED TO RAISE AWARENESS ABOUT SPINAL MUSCULAR ATROPHY IN DELAWARE. (Passed) p. 250, 252.
**SCR 42** ESTABLISHING A TASK FORCE TO WORK WITH THE DEPARTMENT OF EDUCATION TO ENSURE THAT THE STATE’S AMERICAN HISTORY CURRICULUM CONTAINS A BALANCED PRESENTATION OF THE HISTORY OF ORGANIZED LABOR AND COLLECTIVE BARGAINING AND THEIR IMPORTANCE IN THE DEVELOPMENT OF MODERN AMERICA. (Passed) p. 278, 306.
**SCR 43** ESTABLISHING AN ANIMAL WELFARE TASK FORCE TO CONSIDER AND EVALUATE THE STATE OF ANIMAL WELFARE IN DELAWARE. (Passed) p. 278, 309.

**SENATE JOINT RESOLUTIONS**

**SJR 2 w/SA 1** PROCLAIMING MAY 15, 2011 AS JIMMIE JOHNSON DAY. (Signed by the Governor 5/11/11) p. 58, 61, 64, 65, 73.
**SJR 3** MOURNING THOSE LOST IN THE RECENT EARTHQUAKE AND RELATED DISASTERS THAT HAVEbefallen Japan, and expressing the thoughts and prayers of all Delawareans for the citizens of our Sister State of Miyagi Prefecture during these difficult times. (Signed by the Governor 3/23/11) p. 30, 60.
**SJR 7** URGING ALL DELAWAREANS TO HONOR THE MEMORY AND MOMENTOUS ACHIEVEMENTS OF MAJOR ALLEN MCLANE, AN OFTEN OVERLOOKED DELAWARE REVOLUTIONARY WAR HERO, WITH AN APPROPRIATE MEMORIAL. (Signed by the Governor 8/15/11) p. 130, 135, 137, 170.
SJR 8 w/SA 1 & HA 1 CREATING A CARPET RECYCLING STRATEGY COMMITTEE.  
(Signed by the Governor 4/24/12) p. 139, 166, 188, 193, 208, 225.

SJR 9 URGING ALL DELAWAREANS TO HONOR THE MEMORY AND MOMENTOUS ACHIEVEMENTS OF THE HONORABLE JOHN PATTEN, DELAWARE REVOLUTIONARY WAR HERO AND U. S. CONGRESSMAN. (Signed by the Governor 8/2/12) p. 275, 277, 294, 308, 314.

SJR 10 DECLARING THE WEEK OF OCTOBER 14-20 AS "MEDIATION WEEK" IN DELAWARE. (Signed by the Governor 7/12/12) p. 298, 299, 308, 314.

SJR 11 THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2012.  
(Signed by the Governor 7/1/12) p. 301, 304.

SJR 12 THE OFFICIAL GENERAL FUND REVENUE ESTIMATE FOR FISCAL YEAR 2013.  
(Signed by the Governor 7/1/12) p. 301, 304.

SJR 13 REQUIRING THE DEPARTMENT OF TRANSPORTATION TO REQUIRE THE INSPECTION OF THE RAILROAD TRESTLES OVER 18TH STREET AND CONCORD AVENUE IN WILMINGTON AND TO PURSUE ALL REMEDIES AVAILABLE THEREAFTER AS NECESSARY.  
(Signed by the Governor 8/13/12) p. 306, 313, 317.
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